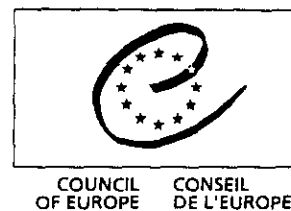


SECRETARIAT GENERAL

SECRETARIAT OF THE COMMITTEE OF MINISTERS

SECRETARIAT DU COMITE DES MINISTRES



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České předsednictví
v Radě EU

Czech Presidency
of the Council of the EU

Présidence tchèque
du Conseil de l'UE

2009

**Declaration by the Presidency on behalf of the EU
on the cases of unfair proceedings requiring reopening of domestic proceedings
(Hulki Güneş, Göçmen and Söylemez)**

The European Union expresses its deep concerns about the Turkish cases Hulki Güneş, Göçmen and Söylemez which remain unresolved, although the judgments were issued several years ago. The case of Hulki Güneş has still not been executed after more than five years.

When adhering to the Convention, the Contracting States undertake to abide by the final judgment of the Court in any case to which they are parties. We reiterate our position that all judgments of the Court must be fully implemented by the parties found in violation of the Convention.

The European Union is especially concerned that the lack of implementation of the judgments continues to result in deprivation of liberty without due process of law. The European Union recalls its clear position that efforts to prevent and reduce terrorism must be executed in full conformity with the rule of law, respect for human rights and international legally binding obligations.

The European Union therefore encourages Turkey to take all appropriate measures to speed up the legislative changes which it understands are necessary to remedy the violations found by the Court.

The candidate countries **CROATIA** and **FORMER YUGOSLAV REPUBLIC OF MACEDONIA**, countries of the Stabilisation and Association Process and potential candidates **ALBANIA**, **BOSNIA AND HERZEGOVINA**, **MONTENEGRO** and **SERBIA**, along with the European Free Trade Association countries and members of the European Economic Area **ICELAND** and **LIECHTENSTEIN**, as well as **ANDORRA** align themselves with this declaration.

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