

RESOLUTION (67) 14

(Adopted by the Ministers' Deputies on 29th June 1967)

ASYLUM TO PERSONS IN DANGER OF PERSECUTION

The Committee of Ministers,

Considering Recommendation 293(1961) of the Assembly on the right of asylum and Recommendation 434 (1965) of the Assembly on the granting of the right of asylum to European refugees ;

Aware of the liberal practice based on humanitarian considerations already followed in regard to asylum by the Governments of member States ;

Considering, moreover, that Article 3 of the Convention for the Protection of Human Rights and Fundamental Freedoms provides that no one shall be subjected to inhuman treatment ;

Desirous that member Governments should, in a humanitarian spirit, do all that is possible, individually and collectively, to assure to persons in danger of persecution the security and protection of which they stand in need ;

Recognising the need for member Governments to take account both of their obligations under existing international treaties and of the necessity of safeguarding national security and of protecting the community from serious danger,

Recommends that member Governments should be guided by the following principles :

1. They should act in a particularly liberal and humanitarian spirit in relation to persons who seek asylum on their territory ;

2. They should, in the same spirit, ensure that no one shall be subjected to refusal of admission at the frontier, rejection, expulsion or any other measure which would have the result of compelling him to return to, or remain in, a territory where he would be in danger of persecution for reasons of race, religion, nationality, membership of a particular social group or political opinion ;

3. If, in order to safeguard national security or protect the community from serious danger, a member Government contemplates taking measures which might entail such consequences, it should, as far as possible and under such conditions as it may consider appropriate, accord to the individual concerned the opportunity of going to a country other than that where he would be in danger of persecution ;

4. Where difficulties arise for a member State in consequence of its action in accordance with the above recommendations, Governments of other member States should, in a spirit of European solidarity and of common responsibility in this field, consider individually, or in co-operation, particularly in the framework of the Council of Europe, appropriate measures in order to overcome such difficulties.