



**Doc. 13114**  
25 January 2013

## **Mikhail Khodorkovsky and Platon Lebedev and the European Court of Human Rights**

### **Written declaration No. 537**

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This written declaration commits only those who have signed it

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Considering that:

- Mikhail Khodorkovsky and Platon Lebedev, Amnesty International prisoners of conscience, have been imprisoned in Russia since 2003 and convicted in two trials widely criticised as politically motivated and legally flawed;
- their case was the basis of Resolution 1418 (2005);
- Resolution 1685 (2009), on allegations of politically motivated abuses of criminal justice, cited their cases;
- Resolution 1896 (2012) stated that 'the system [in Russia] pressures judges to show loyalty to state bodies or certain officials and to take into account political considerations...the most notorious examples are the cases involving Yukos and Mr Mikhail Khodorkovsky;'
- of the four applications each has lodged to the ECtHR only one has come to judgment, which was favourable to the applicants;
- their applications alleging violations during the first trial, tabled in 2006 and 2005, respectively, remain unresolved despite Mr Lebedev having been granted priority status.

The undersigned, members of the Parliamentary Assembly:

- express their hope and confidence that the ECtHR will deliver judgment without further delay on the cases 11082/06, 13772/05 and all other outstanding applications lodged by Mr Khodorkovsky and Mr Lebedev.

*Signed (see overleaf)*

Signed <sup>1</sup>:

VOLONTÈ Luca, Italy, EPP/CD  
BACKER Joris, Netherlands, ALDE  
BARDINA PAU Josep Anton, Andorra, ALDE  
BERDZENISHVILI Levan, Georgia, ALDE  
BODEN Fernand, Luxembourg, EPP/CD  
BOKUCHAVA Tinatin, Georgia, EPP/CD  
BRASSEUR Anne, Luxembourg, ALDE  
BUGNON André, Switzerland, ALDE  
BULAJIĆ Svetislava, Serbia, ALDE  
CHIKOVANI Irakli, Georgia, ALDE  
ČIGĀNE Lolita, Latvia, EPP/CD  
EL BAYED Fouzia, Morocco  
FUSU Corina, Republic of Moldova, ALDE  
HERKEL Andres, Estonia, EPP/CD  
JAKIČ Roman, Slovenia, ALDE  
KALMÁR Ferenc, Hungary, EPP/CD  
KANDELAKI Giorgi, Georgia, EPP/CD  
KHIDASHELI Tinatin, Georgia, ALDE  
KLEPPA Magnhild Meltveit, Norway, ALDE  
LĪBIŅA-EGNERE Inese, Latvia, EPP/CD  
LUNDGREN Kerstin, Sweden, ALDE  
MATEU PI Meritxell, Andorra, ALDE  
NICHOLSON Emma, United Kingdom, ALDE  
OMTZIGT Pieter, Netherlands, EPP/CD  
POURBAIX-LUNDIN Marietta, de, Sweden, EPP/CD  
REIMANN Maximilian, Switzerland, ALDE  
SCHUSTER Marina, Germany, ALDE  
STROE Ionuț-Marian, Romania, ALDE  
SZABÓ Tímea, Hungary, NR  
TAKTAKISHVILI Chiora, Georgia, ALDE  
VAREIKIS Egidijus, Lithuania, EPP/CD  
WACH Piotr, Poland, EPP/CD  
XUCLÀ Jordi, Spain, ALDE

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Total = 32

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1. EPP/CD: Group of the European People's Party  
SOC: Socialist Group  
ALDE: Alliance of Liberals and Democrats for Europe  
EDG: European Democrat Group  
UEL: Group of the Unified European Left  
NR: Representatives not belonging to a Political Group