



NEWS REPORT

Date: 27 July 2011
Expert: Romanița Iordache
Title: Report issued by the European Roma Rights Centre highlights the failure of the Romanian state to comply with decisions of the European Court of Human Rights in cases related to Roma pogroms
Country: Romania
Context
Issue at stake: Report published by the ERRC notifies the Council of Europe Committee of Ministers on failure to comply with ECHR cases issued against Romania on Roma pogroms and requests the enhanced procedure
Ground of discrimination: Race/ethnic origin - Roma
Source: Report
Field: Housing

Content

Case/law/political development: The report *Concerning the Implementation and State of General Measures in the Judgments of Moldovan and Others v Romania (No.1, friendly settlement), Moldovan and Others v Romania (No.2), Kalanyos and Others v Romania (friendly settlement), Gergely v Romania (friendly settlement) (Application Nos. 41138/98, 64320/01, 57884/00, 57885/00) and Requesting the “enhanced supervision” procedure*, issued on 19 July 2011 concluded that the Romanian State failed to comply with the judgments of the European Court of Human Rights against Romania in cases related to violence against Roma. The report submitted under Rule 9§2 of the Rules of the Committee of Ministers for the supervision of the execution of judgments and of the terms of the friendly settlements analysed the developments in the implementation of judgments in the *Moldovan* group since March 2009 and proposed a critical assessment of the Action Plan/Action Report submitted by the Romanian Government on the 28 June 2011 to the Secretariat of the Committee of Ministers, to conclude with recommendations and a request for examination

under the enhanced supervision procedure. Assessing the situation in the field after more than six years after the first judgment in Moldovan and 20 years after the Roma pogroms leading to the complaints before the Strasbourg court, the report demonstrated that the Romanian government has failed to rebuild the affected communities and to address the interethnic tension, as the Court prescribed through general measures. The report noted that the action plan drafted at the expiration of the initial action plan in 2008 “does not contain sufficient or adequate content to improve conditions in the community and lacks clear, measurable and comprehensive timelines”.

In its conclusion, the report called for the Committee of Ministers of the Council of Europe to classify these cases to be examined under the “enhanced supervision” regime as these cases are deemed to “represent major structural and complex problems and are characterised by repeated and serious delays in implementation.”

Internet link source and additional information: Report available at: <http://www.errc.org/cikk.php?cikk=3914> (25.07.2011)