

Численні порушення прав під час протестів Майдану в Україні

У сьогоднішніх рішеннях¹ Палати у справах Шморгунов та інші проти України (*Shmorgunov and Others v. Ukraine*, заяви № 15367/14 та 13 інших), Луценко та Вербицький проти України (*Lutsenko and Verbytskyi v. Ukraine*, заяви № 12482/14 та № 39800/14), Кадура та Смалій проти України (*Kadura and Smaliy v. Ukraine*, заяви № 42753/14 та № 43860/14), Дубовцев та інші проти України (*Dubovtsev and Others v. Ukraine*, заяви № 21429/14 та 9 інших) та Воронцов та інші проти України (*Vorontsov and Others v. Ukraine*, заяви № 58925/14 та 4 інших) Європейський суд з прав людини постановив, одногolosно, що мали місце:

інка порушень статті 3 (заборона катування та нелюдського чи такого, що принижує гідність, поводження) Європейської конвенції з прав людини,

інка порушень статті 5 §§ 1 та 3 (право на свободу та особисту недоторканість),

інка порушень статті 11 (свобода зібрань та об'єднань),

порушення статті 2 (право на життя), та

порушення статті 8 (право на повагу до приватного і сімейного життя)

Ці справи стосуються подій, які пов'язані з протестними акціями Майдану у Києві та інших містах України і які, зокрема, включають випадки силових розгонів протестувальників, їх затримання, викрадення активістів та неналежного поводження з ними, та відповідних проваджень. Щодо всіх заявників були вчинені певні дії правоохоронцями або ж недержавними агентами (тітушками), які були під контролем правоохоронців. Заявники поскаржились, серед іншого, про неналежне поводження з боку правоохоронців, порушення їх права на протест, необґрунтоване тримання під вартою, та у одному з випадків навіть позбавлення життя.

Суд встановив, зокрема, що владні органи умисно застосовували жорстоке поводження та що держава була відповідальна за вбивство одного із протестувальників. Суд також зауважив, що багато з рішень про тримання під вартою були свавільними. Він дійшов висновку, що владні органи умисно намагались завадити початково мирним протестам, використовуючи для цього надмірне насильство та незаконні затримання.

Загалом, Суд виявив ознаки того, що встановлені порушення були частиною певної стратегії владних органів. Він також встановив, що офіційні розслідування стосовно цих подій у багатьох випадках були неефективними.

Основні факти

38 заявників у цих п'ятих справах є громадянами України та один заявник є громадянином Вірменії (додаткова інформація міститься у відповідних рішеннях). Всі вони були присутніми у місцях проведення протестних акцій Майдану або ж відігравали певну роль у цих протестах.

¹ Висновками до статей 43 та 44 Конвенції, ці рішення не є остаточними. Протягом трьох місяців з моменту випускних цих рішень, будь-яка із сторін може звернутись із клопотанням про передання справи на розгляд Великої Палати Суду. Якщо таке клопотання буде подано, колегія у складі п'яти суддів вирішуватиме, чи справа заслуговує на подальший розгляд. У випадку прийняття рішення про подальший розгляд, Велика Палата слухатиме справу та внесе остаточне рішення по ній. Якщо у задоволенні клопотання про передання справи на розгляд Великої Палати буде відмовлено, рішення Палати набуде статусу остаточного у той же день.

Якщо рішення стає остаточним, воно передається до Комітету Міністрів Раді Європи, який здійснює нагляд за його виконанням. Подальша інформація стосовно процесу виконання рішень Суду міститься тут: www.coe.int/t/t49/t4924/monitoring_execution

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Reviewing **Selianski Vyselky Pid Chas Kolektyvizatsi V Ukrani 19281932 Rr**: Unlocking the Spellbinding Force of Linguistics

In a fast-paced world fueled by information and interconnectivity, the spellbinding force of linguistics has acquired newfound prominence. Its capacity to evoke emotions, stimulate contemplation, and stimulate metamorphosis is actually astonishing. Within the pages of "**Selianski Vyselky Pid Chas Kolektyvizatsi V Ukrani 19281932 Rr**," an enthralling opus penned by a very acclaimed wordsmith, readers set about an immersive expedition to unravel the intricate significance of language and its indelible imprint on our lives. Throughout this assessment, we shall delve to the book is central motifs, appraise its distinctive narrative style, and gauge its overarching influence on the minds of its readers.

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