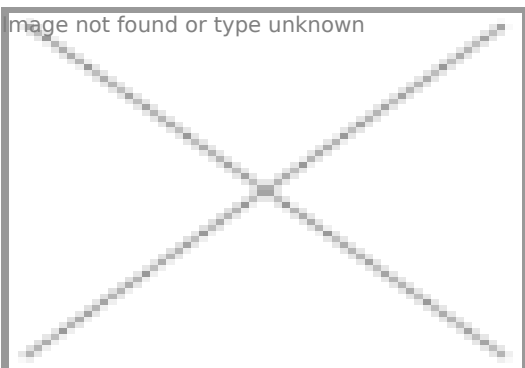


# საქართველოს ახალგაზრდა იურისტთა ასოციაცია GEORGIAN YOUNG LAWYERS' ASSOCIATION



## GYLA is holding Series of Human Rights Events



Georgian Young Lawyers' Association (GYLA) will mark

the celebration of the Human Rights Day traditionally by holding series of human

# საქართველოს ახალგაზრდა იურისტთა ასოციაცია GEORGIAN YOUNG LAWYERS' ASSOCIATION



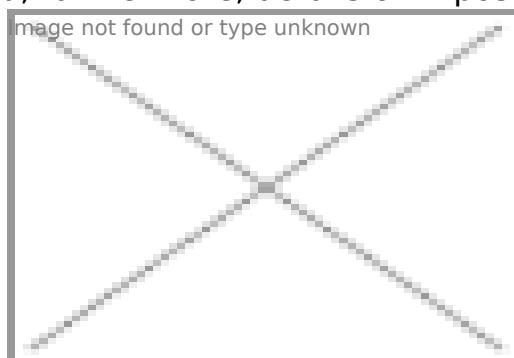
rights events.

The series of events marking the Human Rights Day celebrations commenced with a rally held at Rike

Furthermore, GYLA Chairperson Tamar Chugoshvili held a press conference, giving a brief overview of human rights problems in Georgia in 2011.

The press conference highlighted the following problems in human rights practice in Georgia in 2011:

- [Right to a fair trial](#) – the problem of violation of the right to a fair trial remained to be acute throughout last year. Cases that involved criminal and administrative violations were problematic. Use of restrictive measures are particularly noteworthy with regard to criminal cases, as frequently pre-trial detention was applied without any substantiation and in violation of legal requirements. Furthermore, administrative cases, and administrative imprisonment in particular, have also proved to be problematic. Generally, right to defense is not ensured, court's decisions lack substantiation, frequently courts deliver their decisions on the basis of statements of police officers, without examining or upholding other important evidence;
- Equality before law – during the year 2011, we witnessed unequal treatment by the authorities in the process of administration of justice. Frequently, [criminal law policy is too strict](#) and provides for [disproportionately severe liabilities for petty crimes](#). At the same time, various civil servants, officials or law enforcers are imposed with light responsibilities, if any at all, despite the fact that their actions frequently contain signs of a crime (e.g. following the May 26 assembly dispersal, several law enforcers were imposed with disciplinary responsibilities, which we believe were disproportionate to violations committed; furthermore, details of imposed



responsibilities were not made public);

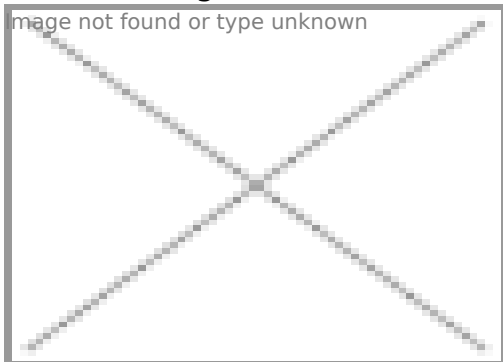
# საქართველოს ახალგაზრდა იურისტთა ასოციაცია GEORGIAN YOUNG LAWYERS' ASSOCIATION



- [Right to assembly and manifestation](#) - Georgian public witnessed unlawful intrusion of law enforcers in the right to assembly and manifestation several times throughout 2011. There were cases when peaceful assemblies/manifestations were unlawfully dispersed by the police, including by use of gross physical force, which was uncalled for (e.g. [the January 3, 2011 incident](#) when the police dispersed a peaceful rally of war veterans). Disproportionate use of force by law enforcers was particularly problematic, which was clearly illustrated by the dispersal of the May 26 assembly, when the police used clearly excessive force resulting in hundreds of injured rally participants. It is particularly alarming that authorities fail to adequately respond to such facts of violation and to impose adequate legal responsibility on perpetrators, which further escalates that impunity syndrome. In the process of dispersal of assembly and manifestation, authorities also interfered with journalistic reporting;

- Prohibition of ill-treatment - throughout the last year, number of GYLA's beneficiaries who fell victim to torture and inhumane or degrading treatment increased. Protection of health at penitentiary facilities is particularly problematic; furthermore, there were cases of inhumane treatment. It is alarming that authorities [fail to take further adequate actions](#) with regard to such violations, i.e. to prosecute.

- [Right to property](#) - various kinds of problems related to realization of property right persist in the regions. In a number of cases there were mass registrations of



property

rights, while later the registration was

unlawfully annulled; in certain cases, properties that were necessary for public needs were seized in return for inadequate compensation; in some cases registration of property was refused unlawfully, without any substantiation.

- Labor rights - the Labor Code of Georgia basically fails to ensure any guarantees for protection of interests and rights of employees. Therefore, we frequently witness violations of labor rights. Furthermore, according to reports of labor unions, right to labor union membership was unlawfully restricted throughout the year.

# საქართველოს ახალგაზრდა იურისტთა ასოციაცია GEORGIAN YOUNG LAWYERS' ASSOCIATION



- [Rights of IDPs](#) – series of eviction of IDPs in violation of law and/or without any substantiation occurred throughout the year. The process of providing compensations and granting the IDP status was terminated, which left a number of people without adequate housing, compensation or protection.

Please see the attached file for the list of events planned within the Human Rights week