



FLASH NEWS

2/18

EUROPEAN COURT OF HUMAN RIGHTS

OVERVIEW FROM 15/01 TO 28/01/2018

FR / HALLIER AND OTHERS v. FRANCE

Prohibition of discrimination based on sex and sexual orientation - Couple composed of two women - Application for paternity leave

Inadmissibility of the application owing to its clearly unfounded nature [article 35 §§ 3 a) and 4 of the ECHR].

The applicants, who were French nationals bound by a civil solidarity pact, appealed, invoking article 14 (prohibition of discrimination) combined with article 8 (right to respect for private and family life) of the ECHR, against the refusal of the application for paternity leave filed by one of them after the birth of her partner's child. They claimed that this refusal was based on discrimination based on their sex as well as sexual orientation.

Decision communicated on 18.01.2018 (application no. 46386/10) ([FR](#))
Press release ([FR](#) / [EN](#))

HU / MAGYAR KÉTFARKÚ KUTYA PÁRT v. HUNGARY

Freedom of expression - Referendum on the resettlement of migrants - Application allowing the voters to show their spoilt ballot papers

Violation of article 10 (right to freedom of expression) of the ECHR.

The applicant, a Hungarian political party, challenged a court decision that had fined it owing to the fact that it had created a mobile telephone application allowing the voters to show their spoilt ballot papers (and commenting in this regard) during the referendum of 2016 on the plans of the Union relating to the resettlement of migrants. According to the national court, this creation violated an electoral rule.

Ruling of 23.01.2018 (application no. 201/17) ([EN](#))
Press release ([FR](#) / [EN](#))

FR / FÉDÉRATION NATIONALE DES ASSOCIATIONS ET DES SYNDICATS SPORTIFS (FNSASS) AND OTHERS v. FRANCE

Right to respect for private and family life and home - Antidoping campaign - Obligations of location

Non-violation of article 8 (right to respect for private and family life and home) of the ECHR.

The applicants, of the French sports associations as well as professional sportsmen, mainly claimed that the national regulation requiring them to communicate complete information, at the beginning of each quarter, about their location, and for each day, over a period of sixty minutes during which they would be available for an inspection, constituted an unwarranted interference with their right to respect for private and family life and home.

Ruling of 18.01.2018 (application nos. 48151/11 and 77769/13) ([FR](#))
Press release ([FR](#) / [EN](#))

EL / J. R. AND OTHERS v. GREECE

Right to liberty and security - Reception centre for migrants - Conditions of detention

Non-violation of article 5 § 1 (right to liberty and security) of the ECHR.

Violation of article 5 § 2 (right to be immediately informed about the alleged crimes) of the ECHR.

Non-violation of article 3 (prohibition of inhuman or degrading treatment) of the ECHR.

Non-violation of article 34 (right of individual application) of the ECHR.

The applicants, who were three Afghan nationals, having filed a request for asylum in Greece, complained about the arbitrary nature of their detention, its conditions and duration, as well as the absence of information about the reasons for their detention.

Ruling of 25.01.2018 (application no. 22696/16) ([FR](#))
Press release ([FR](#) / [EN](#))

OTHER INFORMATION

Publication of a new series of fact sheets of the case-law of the ECHR

On 16 January 2018, the ECHR published five new fact sheets on its case-law, pertaining to the following subjects: access to Internet and freedom of receiving and communicating information; deprivation of nationality; accompanied and unaccompanied minor migrants in detention; and professional secrecy of lawyers. Since 2010, about sixty fact sheets have been put online, and then updated on the website of the ECHR. Some were translated into German, Croatian, Spanish, Italian, Greek, Polish and Romanian.

Viewable and downloadable fact sheets ([FR](#) / [EN](#) / [DE](#) / [HR](#) / [ES](#) / [IT](#) / [EL](#) / [PL](#) / [RO](#))

Press release ([FR](#) / [EN](#))

Annual activity report of the ECHR and statistics for 2017

The annual activity report of the ECHR and the statistics for year 2017 have been disclosed to the public on the occasion of the press conference of the president of the ECHR, Guido Raimondi, of 25 January 2018. The annual chart of violations by country shows that the States with regard to which the most number of judgments establishing at least one violation of the ECHR were reported were Russia, Turkey and Ukraine. During this press conference, it was indicated that at the end of 2017, the number of pending applications came to 56,250, i.e. a figure down by 29% as compared to the one at the end of 2016.

Annual report 2017 (provisional version) ([FR](#) / [EN](#))

Press release ([FR](#) / [EN](#))