

Republica Moldova nu respectă toate obligațiile care îi revin în temeiul Convenției ONU împotriva Torturii

OMCT

SOS-Torture Network

Republica Moldova rămâne restanțieră la implementarea recomandărilor Comitetului ONU împotriva Torturii (CAT): *organizarea defectuoasă a serviciului medical în sistemul penitenciar și izolatoarele de detenție provizorie, lipsa unui mecanism eficient de investigare a torturii, tratamentului inuman și degradant și a unui sistem eficient de protecție a persoanelor care denunță tortura, continua să fie probleme serioase care afectează grav drepturile omului.*

Aceste constatări sunt reflectate de către [Promo-LEX](#) și [Organizația Mondială împotriva Torturii](#) (OMCT) în [Raportul privind lista de probleme constatate și întrebări](#) expediat [Comitetului ONU împotriva Torturii](#) (CAT) pentru sesiunea 70-ea (9 noiembrie – 4 decembrie 2020).

În pofida constatărilor CAT de la ultima revizuire din 2017 a progresului Republicii Moldova în implementarea obligațiilor asumate prin ratificarea Convenției ONU împotriva Torturii și a recomandărilor adresate Guvernului RM privind reforma serviciului medical din sistemul penitenciar, una din cele mai grave probleme nu este soluționată nici astăzi. Potrivit [constatărilor Consiliului pentru Prevenirea Torturii](#) efectuate în rezultatul vizitelor din 22-23 iulie 2019, Penitenciarul nr.16-Pruncul, care are statut de spital aflat în subordinea Administrației Naționale a Penitenciarelor, până în prezent nu deține autorizație sanitară și serviciile medicale nu sunt acreditate în conformitate cu standardele naționale. Respectiv, prestarea serviciilor medicale în această instituție este înafara prevederilor legale în vigoare. Potrivit [Raportului de bilanț](#) al Administrației Naționale a Penitenciarelor pentru anul 2019, mortalitatea la deținuți constituie 36 cazuri (2018-29), indicator în creștere cu 19,44% comparativ cu perioada analogică a anului 2018 (29 de cazuri).

Alte îngrijorări expuse în Raportul Promo-LEX și OMCT, se referă la situația deținuților în Izolatorul de detenție provizorie din cadrul Direcției de Poliție a municipiului Chișinău, care pe durata epidemiei COVID-19, potrivit [constatărilor Consiliului pentru Prevenirea Torturii](#), a devenit și mai gravă din cauza continuării neglijării recomandărilor anterioare formulate de Consiliu: *personalul IDP nu este suficient instruit privind siguranța la locul de muncă pe durata COVID-19, inclusiv lipsesc proceduri clare privind utilizarea echipamentului de protecție și managementul deșeurilor; accesul deținuților la echipament de protecție și dezinfectant nu este asigurat. Nu sunt repartizate măști pentru reținuții/deținuți, inclusiv atunci când stau mai multe persoane în celule ori când părăsesc celula/pleacă în instanța de judecată. Unii deținuți poartă măști personale care, fiind de unică folosință, vizual sunt formal îmbrăcate, păstrate incorect, multiplu utilizate. Persoanele plasate în IDP*

Chișinău nu au acces la măști noi (doar dacă au ale lor personale, cu care au venit).

De asemenea, a fost atrasă atenția experților CAT privind problema tergiversării investigației eficiente a decesului lui Andrei Brăguță aflându-se în custodia poliției. Lipsa unui progres esențial în investigarea cazului, indică existența unor probleme severe privind raportarea, sesizarea și investigarea relelor tratamente a persoanelor reținute în custodia poliției sau în detenție. Potrivit [Raportului Avocatului Poporului](#) pentru anul 2019, [Raportului de activitate al Ministerului de Justiție din 2019](#), nu există nici în prezent, un sistem clar de protecție a persoanelor care denunță actele de tortură.

În Raportul adresat experților CAT, este raportată și situația femeilor care trăiesc în violență, care pe timp de pandemie și declarării stării de urgență s-a agravat considerabil. Din cauza restricțiilor, multe victime ale violenței în familie au fost și sunt într-o situație dificilă. S-au văzut nevoite să se izoleze, în case, cu agresorii, cu riscul imposibilității solicitării ajutorului. De la instituirea situației de urgență în legătură cu pandemia COVID-19 și până pe 31 mai 2020, consilierile de la Telefonul de Încredere pentru Femei și Fete au preluat în total 390 de apeluri, dintre care cele mai multe se referă la violența în familie – 247 de apeluri. Ponderea apelurilor a crescut cu peste 30%.^[1]

Raportul integral poate fi accesat [aici](#).

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[\[1\]https://agora.md/stiri/72463/la-strada-In-izolare-femeile-a-u-suportat-forme-grave-de-violenta-psihiologica-in-familie](https://agora.md/stiri/72463/la-strada-In-izolare-femeile-a-u-suportat-forme-grave-de-violenta-psihiologica-in-familie)

JOINT SUBMISSION On the situation of Women who use drugs, Women sex workers and Women placed in penitentiary institutions in the Republic of Moldova



RAPORT ALTERNATIV – Discursul de ură și instigare la discriminare împotriva femeilor în Republica Moldova



ALTERNATIVE REPORT to the sixth periodic report submitted by the Republic of Moldova for consideration at the CEDAW 75th session with

regards to implementation of the general recommendation – No. 19 on gender-based violence against women



**ALTERNATIVE REPORT on the
sixth periodic report of the
Russian Federation under the
convention against torture
and other cruel, inhuman or**

degrading treatment or punishment



UNITED NATIONS COMMITTEE AGAINST TORTURE
64th Session of the UN Committee Against Torture
[23 Jul 2018 - 10 Aug 2018]

ALTERNATIVE REPORT ON THE SIXTH PERIODIC REPORT OF THE RUSSIAN
FEDERATION UNDER THE CONVENTION AGAINST TORTURE AND OTHER CRUEL,
INHUMAN OR DEGRADING TREATMENT OR PUNISHMENT

The Extraterritorial Obligation of the Russian Federation under
the Convention against Torture and Other Cruel, Inhuman, or
Degrading Treatment or Punishment over
the Transnistrian Region

Promo - LEX

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June 2018

Civil society report for the Review of the Third Periodic Report of Moldova at the 62th session of the UN Committee Against Torture. Torture and Other Cruel, Inhuman or Degrading Treatment in the

Transnistrian region of Republic of Moldova



Civil society report for the Review of the Third Periodic Report of
Moldova (CAT/C/MDA/3) at the 62th session of the
UN Committee Against Torture
(NOVEMBER 4 - DECEMBER 4, 2017)

Torture and Other Cruel, Inhuman or Degrading Treatment
in the Transnistrian region of Republic of Moldova



October 2017



**JOINT SUBMISSION – Civil
society report for the Review
of the Third Periodic Report
of Moldova at the 62th
session of the UN Committee
Against Torture**

Civil society report for the Review of the Third Periodic Report of Moldova
(CAT/C/MDA/3) at the 62th session of the
UN Committee Against Torture
[NOVEMBER 4 – DECEMBER 6, 2021]

JOINT SUBMISSION

OF PROMO-LEX ASSOCIATION, REHABILITATION CENTRE FOR TORTURE VICTIMS "MEMORIA"
(RCTV "MEMORIA"), WORLD ORGANIZATION AGAINST TORTURE AND INTERNATIONAL
REHABILITATION COUNCIL FOR TORTURE VICTIMS

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World Organization Against Torture:
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E-mail: info@wact.org, www.wact.org

International Rehabilitation Council for Torture Victims:
Dobrotorskaje 149, Building 4 1st floor 1020, Copenhagen V
Tel: +45 44 46 18 00; Fax: +45 44 46 18 94, Email: info@ircti.org, www.ircti.org

Joint Submission prepared by the Promo-LEX Association, Rehabilitation Centre for Torture Victims (RCTV) "Memoria", World Organization Against Torture (OMCT) and International Rehabilitation Council for Torture Victims (IRCTI) after a close monitoring of situations of persons subjected to torture and other cruel, or to inhuman or degrading treatment or punishment in Republic of Moldova.

Submission to the 62nd session of the Committee Against Torture in relation to the third periodic report of Republic of Moldova

Introduction

1. The Equal Rights Trust (the Trust) submits this parallel report to the 92nd session of the Committee Against Torture (the Committee) in adherence to its consideration of the third periodic report submitted by the Republic of Moldova (Moldova) on implementation of the Convention Against Torture (the Convention).
2. The Trust aims to combat discrimination and promote equality as a fundamental human right and a basic principle of social justice. We focus on the complex relationship between different types of discrimination and inequality, and their relationship with other human rights, developing strategies for translating the principles of equality into practice.
3. Since 2010, the Trust has actively supported civil society in Moldova in pursuit of this mission. In the context of this work, we have undertaken research to document patterns of discrimination in Moldova, published a comprehensive report on patterns of discrimination, provided training to civil society actors and undertaken advocacy and litigation. Together with civil society organisations and lawyers, we have been particularly focused on working to increase the protection of vulnerable groups in Moldova from discrimination, torture and ill-treatment. In the last year, we have supported litigation on behalf of victims of discriminatory torture and ill-treatment at the domestic, regional and international level.¹ In collaboration with our partners, the Moldovan human rights organisation, Promo-LEX Association.

Discriminatory torture and ill-treatment

4. The purpose of this submission is to present relevant evidence from our litigation work in Moldova which is relevant to the Committee's assessment of Moldova's compliance with Articles 1, 2, 11, 15, 18 and 19 of the Convention. The evidence presented in this submission relates to instances of discriminatory torture (as defined under Article 1) and

¹ The Equal Rights Trust, *From Threat to Deal: addressing Discrimination and Inequality in Moldova*, June 2016, available at <http://www.equalrightstrust.org/entrdocs/entrdocs/20160601/160601%20Moldova%20Submission%20to%20CAT%202016%20Final%20ENGLISH.pdf>

² See paragraphs 15 and 19–27 below.

Alternative report submitted to the 92nd session of the UN Committee on the Elimination of Racial Discrimination

 

JOINT SUBMISSION OF THE PROMO-LEX ASSOCIATION AND ANTI-DISCRIMINATION CENTRE MEMORIAL

Alternative report submitted to the 92nd session (14 April – 11 May 2017) of the UN Committee on the Elimination of Racial Discrimination

March 2017

Promo-LEX Association is a non-governmental organisation that aims to advance democracy in the Republic of Moldova, including in the Transnistria region, by promoting and defending human rights, monitoring the democratic process, and strengthening civil society through a range of legal action, advocacy, research and capacity building.

Anti-Discrimination Centre Memorial works on protection of the rights of discriminated minorities and vulnerable groups in Eastern Europe and Central Asia, carrying out monitoring, reporting, advocacy on local and international level, human rights education.

Note:
A part of information submitted in this report is based on the 2012-2014 research conducted by Promo-LEX Association and Equal Rights Trust within the project "Empowering civil society in Moldova and Romania to combat discrimination through awareness, litigation and advocacy" and was published in the report *From Threat to Deal*.

Alternative report submitted to the 17th session of the Committee on the Rights of Persons with Disabilities

Promo - LEX

Advancing democracy and human rights



EQUAL RIGHTS TRUST

The Equal Rights Trust and Promo-LEX Association

Alternative report submitted to the 17th session of the Committee on the Rights of Persons with Disabilities in relation to the initial report submitted by:

Republic of Moldova

February 2017

Statement of Interest

1. The Equal Rights Trust (the Trust) and Promo-LEX Association (Promo-LEX) jointly submit this alternative report to the Committee on the Rights of Persons with Disabilities (the Committee) concerning on the initial report submitted by the Republic of Moldova (Moldova).
2. The Equal Rights Trust is an independent international organization whose purpose is to combat discrimination and promote equality as a fundamental human right and a basic principle of social justice. Established as an advocacy organization, resource centre and think tank, it focuses on the complex relationship between different types of discrimination and inequality, developing strategies for translating the principles of equality into practice.
3. Promo-LEX Association is a non-governmental organization that aims to advance democracy in the Republic of Moldova, including in the Transnistria region, by promoting and defending human rights, monitoring the democratic process, and strengthening civil society through a strategic mix of legal action, advocacy, research and capacity building.
4. Together, our two organizations have been actively involved in promoting improved protection from discrimination in Moldova since 2013. During the project 'Empowering civil society in Moldova and Transnistria to combat discrimination through documentation, litigation and advocacy', we worked in partnership to increase the capacity of civil society to combat discrimination in Moldova through documentation, litigation and advocacy. In the course of this project, our two organizations undertook research on patterns of discrimination and inequality in Moldova, including as it affects persons with disabilities, which culminated in the publication of the report *From Words to Deeds: Addressing Discrimination and Inequality in Moldova* (the Report).¹
5. The findings and conclusions of the Report inform this submission to the Committee. This submission focuses on the extent to which Moldova has met its obligations to respect, protect and fulfil the rights under the Convention on the Rights of Persons with Disabilities (the Convention). Given the comprehensive nature of our Report, this submission does not

¹ The Report can be accessed here:

<http://www.equalrightstrust.org/ERTdocandbook/Treaty%20Article%20on%22Equal%20Rights%20Convention%20and%20Equality%20in%20Moldova%20.pdf>