

HDIM OSCE 2018

The international association of independent democrats against authoritarian regimes.

Working session 14

Refugees and migrants — how ?

There are dictatorship states: AZERBAIJAN, BELARUS, TURKMENISTAN, TAJIKISTAN, KAZAKHSTAN , aggressive RUSSIA and UZBEKISTAN,

We know about the protection and assistance aimed at securing durable solutions (Helsinki 1992) and their safe and dignified voluntary return where possible (Istanbul 1999), as well as through the Hamburg (No. DEC/13), Vilnius (No. 3/11).

HDIM 2018 has the questions:” *How can participating States improve reception conditions for asylum seekers, particularly minors and the most vulnerable, in the context of the current mixed migration flows, and implement functional alternatives to detention?*” and “*How can OSCE institutions, field operations and other executive structures better assist participating States to address the challenges posed by an ever increasing number of migrant, asylum seekers, refugees and displaced persons? What should the role of civil society be?*”

These questions have different answers, but we propose for your attention, first of all, the answer: the good information about the state of asylum seekers. We know: there are the economic migrants and there are *asylum seekers in reality*. Officers of governments of EU have not good information for states of asylum seekers in mostly cases (as a rule) . They have different instructions of the Ministry interior for an investigation of asylum seekers only. It is the reason of the problem for the real refugee. The Officer of the Ministry interior has the very hard approach to asylum seekers without the adoption of recommendations of the **Handbook on Procedures and Criteria** for Determining Refugee Status under the 1951 Convention and the 1967 protocol (HCR/IP/4/Eng/Rev.1) of the Refugee Commissioner of UN and “REFUGEE PROTECTION: A Guide to International refugee Law” { Office UN HCR. ISSN92-9142-10-4(IPU)}

In result: there are the very many cases that refugee is the migrant economic **by the opinion** of the Officer only.

In this situation we see the violation of document of OSCE, CoE and UN.

HDIM: “*What should the role of civil society be?*” Ok. Our Association has been created at 2002 year by different NGOs from the dictatorship states. And we see our role to support governments of EU –states to have the real objective information about the dictatorship states and about asylum seekers. 15 year we propose our support but we have not the proposal for the network.

The next problem of asylum seekers is the dictatorship approach of officers of EU – states: **are small dictators**: they have self “opinion” without the adoption Human Rights and the dignity for an every man, a woman. We know concrete facts for the same approach of officers of **Germany, France, Norway**, first of all.

Please, today, we have the copy of document (the decision) from Germany: **“Bundesamt für Migration und Flüchtlinge, Nurnberg, 2017”. See it!**

This document found on the incorrect information and more **on the lie!** The officer, who made this document doesn't UN Convention and the recommendation of the Refugee Commissioner of UN. We see the violations of Human Rights and the dignity of the applicant. We know that same Germanic officer is the small dictator. Why? **Germany is not the democratic state or International documents adopting (the ratification) by the Bundestag are not the obligation for officers of Bavaria ?**

Recommendation:

I/

OSCE, ODIHR must send the proposition to Germany, first of all, to do the information company for all officers of Germany for: 1) to read documents UN and OSCE and to respect Human Rights and the human dignity; 2) to know the real situation in the dictatorship states by statement at HDIM, reports HRW, Amnesty International and other NGOs. But to do the accent of the refuge problem and Human Rights and the human dignity for other EU-states.

II/

OSCE, ODIHR must make the proposition for all EU-states: the supports of refugee must be in reality and after the legalization of the refugee without the violations of Human Rights and the human dignity. (see, first of all, Germany, France, Norway)

III/

OSCE, ODIHR must remember, to do the accent, that there are dictatorship states: AZERBAIJAN, BELARUS, TURKMENISTAN, TAJIKISTAN, KAZAKHSTAN , aggressive RUSSIA and UZBEKISTAN and citizens of theses states cannot have all documents for every case and an explication of an asylum seeker has the priority.

IV/

To support migrants (“asylum seeker”) who has not any identity document to have the document of the identity by the embassy with the safety method.