
amnesty international

OSCE HUMAN DIMENSION IMPLEMENTATION MEETING 2006
STATEMENT IN WORKING SESSION 6: Access to Justice

Recommendations:

Amnesty International calls on all Participating States to:

1) State publicly that renditions and rendition flights will not be permitted and take effective measures to prevent renditions and rendition flights through your territory and airspace. Such effective measures should include:

- not transferring anyone to the custody of the agents of another state, or facilitating such transfers, unless the transfer is carried out under judicial supervision and in line with international standards;
- ensuring that no part of the territory within your state or subject to its control, including all airports and military bases, whether or not leased or used by other states or inter-state organizations, is used to carry out or facilitate renditions;
- requiring that the operators of any plane or helicopter used to carry out activities of intelligence agencies declare that it is being used for state purposes, even if the aircraft in question is chartered from a private company;
- requiring that operators of aircraft seeking permission to land in your territory indicate whether any passengers on board are deprived of their liberty;
- requiring, if the flight is carrying anyone deprived of their liberty, that information is provided as to their status, destination and legal basis for their transfer;
- ensuring that every aircraft carrying anyone deprived of their liberty is inspected by law enforcement agents, who should verify the legality of the detention and that detainees are not being ill-treated; and holding the flight until appropriate law enforcement action is taken if an inspection raises reasonable suspicion that a flight is being used for the unlawful transfer of people or other human rights violations.