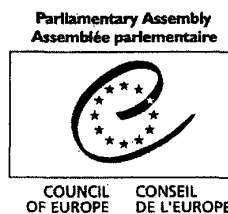


**Parliamentary Assembly**  
**Assemblée parlementaire**

Europarådet (2. samling)  
ERD alm. del -  
Offentligt



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**2005 ORDINARY SESSION**

(Second Part)

FOURTEENTH SITTING

Thursday 28 April 2005 at 10 a.m.

**MINUTES OF PROCEEDINGS**

ORIGINAL

*Mr René van der Linden, President of the Assembly, took the Chair at 10.00 a.m.*

**1. ATTENDANCE REGISTER**

The names of the Representatives, Substitutes and Observers who signed the attendance register are given in the Appendix.

**2. WRITTEN DECLARATION**

The President announced that, in accordance with Rule 53 of the Rules of Procedure a written declaration, No. 363, on a joint study of the events of World War I in the Ottoman Empire (Doc. 10532), had been printed, signed by 97 Members of the Assembly.

Representatives or substitutes who wished to add their signatures to this written declaration could do so in the Table Office. If any names were added, the declaration would be distributed again two weeks after the end of the Part-Session, with all the accumulated signatures.

**3. DEBATE UNDER URGENT PROCEDURE: FREEDOM OF THE PRESS AND THE WORKING CONDITIONS OF JOURNALISTS IN CONFLICT ZONES**

The Report of the Committee on Culture, Science and Education on freedom of the press and the working conditions of journalists in conflict zones (Doc. 10521) was presented by Mr Jařab, Rapporteur.

The oral opinion of the Political Affairs Committee was presented by Mr Mihkelson, Rapporteur.

The debate was opened.

*Speakers:* MM Çavuřořlu, Oliynyk, Severin, Schreiner, Eörsi, Lord Judd, Mr Rochebloine, Mrs Cliveti, MM Păunescu, Bockel.

*Mr Bindig, a Vice-President of the Assembly, took the Chair in place of Mr van der Linden.*

*Speakers:* MM Kucheida, Glăvan.

Mr Jařab, Rapporteur of the Committee on Culture, Science and Education, Mr. Mihkelson, Rapporteur of the Political Affairs Committee, and Mr Jacques Legendre, Chairperson of the Committee on Culture, Science and Education, replied to the debate.

The debate was closed.

The Assembly considered the draft resolution contained in Doc. 10521.

The President announced that the amendments to the draft resolution would be considered in the following order: Nos. 2 to 5, 1, 6, 7.

An amendment (No. 2) was proposed by Mr Marko Mihkelson, on behalf of the Political Affairs Committee, in the draft resolution, paragraph 2, after the words "working conditions", insert the following words:

"and sometimes even with widespread and systematic targeting by terrorist groups in search of media attention, as is the case at present in Iraq".

*Speakers:* MM Mihkelson, Legendre.

The amendment was agreed to.

Another amendment (No. 3) was proposed by Mr Marko Mihkelson, on behalf of the Political Affairs Committee, in the draft resolution, paragraph 8.i, delete the words "under Article 10 of the European Convention on Human Rights".

*Speakers:* MM Mihkelson, Legendre.

The amendment was agreed to.

Another amendment (No. 4) was proposed by Mr Marko Mihkelson, on behalf of the Political Affairs Committee, in the draft resolution, replace paragraph 9 with the following paragraph:

"All Council of Europe member and observer states are called upon:

- i. to ensure that journalists can work safely in their territories;
- ii. to investigate all acts of violence or deadly incidents against journalists which occur in their territories as well as those occurring abroad in which their armed or security forces may have been involved, including those due to friendly fire."

*Speakers:* MM Mihkelson, Legendre.

The amendment was agreed to.

Another amendment (No. 5) was proposed by Mr Marko Mihkelson, on behalf of the Political Affairs Committee, in the draft resolution, after paragraph 9, insert the following paragraph:

"Besides, the Assembly calls on Council of Europe member and observer states to set up compulsory training and information programmes for war correspondents embedded in military forces, to be provided prior to departure."

*Speakers:* Mr Mihkelson, Lord Judd, Mr Legendre.

The amendment was agreed to.

Another amendment (No. 1) was proposed by Mrs Christine Lucyga, Mr Klaus Werner Jonas, Mr Wolfgang Wodarg, Mrs Christine Muttonen, Mr Tiny Kox, Lord Frank Judd, in the draft resolution, after paragraph 10, insert the following paragraph:

"The Assembly stresses that, if, for reasons of their own personal safety, journalists that are embedded in the military or security forces may only work in certain areas, restrictions on their reporting must be limited to the absolute minimum required to prevent the disclosure of confidential information endangering ongoing military operations. Otherwise the monitoring procedure is in danger of amounting to wide-spread censorship."

*Speaker:* Mrs Lucyga.

An oral sub-amendment, to the amendment, was proposed by Mr Josef Jařab, in amendment 1, delete the last sentence.

The President declared that the oral sub-amendment did meet the criteria of Rule 34.6a.

*Speakers:* MM Jařab, Jurgens, Mrs Lucyga.

The oral sub-amendment was agreed to.

*Speaker:* Mr Legendre.

The amendment, as amended, was agreed to.

Another amendment (No. 6) was proposed by Mr Marko Mihkelson, on behalf of the Political Affairs Committee, in the draft resolution, replace paragraph 11 with the following paragraph:

"Journalists' employers and professional organisations should organise training courses to prepare journalists for the risks of working in conflict areas."

*Speaker:* MM Mihkelson.

A sub-amendment, to the amendment, was proposed by Mr Josef Jařab, Lord Frank Judd, Lord Russell-Johnston, Mr Shavarsh Kocharyan, Mr Emanuelis Zingeris, at the end of amendment 6, add the following words:

"The media should declare publicly that no financial payments or political concessions should be made to kidnappers and that political statements made by kidnapped journalists are made under coercion and are hence without any value."

*Speakers:* MM Jařab, Mihkelson.

The sub-amendment was agreed to.

*Speaker:* Mr Legendre.

The amendment, as amended, was agreed to.

Another amendment (No. 7) was proposed by Mr Marko Mihkelson, on behalf of the Political Affairs Committee, in the draft resolution, paragraph 13, replace the words "in the course of their professional work in member states." with the following words:

"in the exercise of their profession, in member and observer states or in connection with military or peace-keeping operations conducted by Council of Europe member and observer states abroad."

*Speakers:* MM Mihkelson, Legendre.

The amendment was agreed to.

The Assembly agreed the draft resolution contained in Doc. 10521, as amended, (*Resolution 1438 (2005)*).

The Assembly agreed the draft recommendation contained in Doc. 10521 (*Recommendation 1702 (2005)*).

#### 4. DATE, TIME AND ORDERS OF THE DAY OF THE NEXT SITTING

The next sitting was fixed for Thursday 28 April 2005 at 3 p.m. with the following orders of the day:

1. **Communication from the Committee of Ministers to the Parliamentary Assembly presented by Mr Adam Daniel Rotfeld, Minister for Foreign Affairs of Poland and Chairperson of the Committee of Ministers**

– Questions (Doc. 10516)

**2. Current affairs debate: The European Constitutional Treaty**

– Debate

**3. Protection and assistance for separated children seeking asylum (Doc. 10477)**

– Presentation by Mr van Thijn of the report of the Committee on Migration, Refugees and Population (Doc. 10477)

– Debate and vote on the draft recommendation contained in Doc. 10477.

*The sitting was closed at 11.35 a.m.*

## APPENDIX I

Representatives or Substitutes who signed the Attendance Register in accordance with Rule 11.2 of the Rules of Procedure. The names of Substitutes who replaced absent Representatives are printed in small letters. The names of those who were absent or apologised for absence are followed by an asterisk.

AÇIKGÖZ, Ruhi  
 ADAM, Ulrich  
 AGRAMUNT, Pedro\*  
 AGUIAR, Manuela\*  
 AHLQVIST, Birgitta  
 ALIBEYLI, Gulamhuseyn  
 ALITI, Rafis\*  
 ANDRÉ, René/Lengagne, Guy  
 ANTTILA, Sirkka-Liisa\*  
 ARIAS, Miguel\*  
 ARRIGO, Robert\*  
 ARZILLI, Giuseppe\*  
 ATEŞ, Abdülkadir  
 ATKINSON, David\*  
 AZEVEDO, Maria Eduarda\*  
 AZZOLINI, Claudio  
 BADRÉ, Denis  
 BANAC, Ivo  
 BARGHOLTZ, Helena/Ertsborn, Jan  
 BARTUMEU CASSANY, Jaume\*  
 BATET, Meritxell\*  
 BEMELMANS-VIDEC, Marie-Louise  
 BENEŠ, Miroslav\*  
 BERCEANU, Radu-Mircea\*  
 BERDZENISHVILI, Levan\*  
 BERISHA, Sali\*  
 BĒRZINŠ, Andris  
 BIANCO, Gerardo  
 BILGEHAN, Gülsün  
 BINDIG, Rudolf  
 BLANKENBORG, Haakon/Høie, Bent  
 BOKERIA, Giorgi\*  
 BRAUN, Márton\*  
 BREEN, Patrick\*  
 BRESTENSKÁ, Beáta\*  
 BRUCE, Malcolm/Kilclooney of Armagh, John  
 ÇAVUŞOĞLU, Mevlüt  
 CEBECİ, Erol Aslan  
 ČEKUOLIS, Jonas\*  
 CHAPMAN, Sydney  
 CHIKHRADZE, Pikria/Kurdadzé, Irine  
 CHRISTMAS-MØLLER, Pia/Nielsen, Jakob-Axel  
 CHRISTODOULIDES, Doros\*  
 CIEMNIAK, Grażyna\*  
 CILEVIČS, Boriss\*  
 CIRCENE, Ingrida  
 CLIVETI, Minodora  
 COLLAVINI, Manlio\*  
 COLOMBIER, Georges/Meyer, Gilbert  
 CORTÉS, Luis Eduardo\*  
 COSARCIUC, Valeriu  
 COŞKUNOĞLU, Osman  
 COX, Thomas\*  
 CSÁKY, András\*  
 CUBREACOV, Vlad  
 CZINEGE, Imre  
 DAVERN, Noel\*  
 DEBONO GRECH, Joseph\*  
 DEDJA, Taulant\*  
 DEES, Dirk\*  
 DEITTERT, Hubert\*  
 DEVÍNSKY, Ferdinand\*  
 DJUPEDAL, Øystein  
 DONABAUER, Karl\*  
 DROMBERG, Kaarina/Sasi, Kimmo  
 DRZEŻLA, Bernard\*  
 DURRIEU, Josette\*  
 EKER, Mehdi  
 ELO, Mikko  
 ENGESET, Martin\*  
 EÖRSI, Mátyás  
 ERR, Lydie\*  
 ETHERINGTON, Bill\*  
 EVIN, Claude\*  
 EXNER, Václav  
 EYMER, Anke/Letzgus, Peter  
 FARKAS, Iván\*  
 FEDOROV, Valeriy  
 FENECHIU, Relu\*  
 FERNÁNDEZ SORIANO, María Emelina\*  
 FICO, Robert\*  
 FILIPIOVÁ, Daniela/Gajdůšková, Alena  
 FLYNN, Paul\*  
 FREIHERR von und zu GUTTENBERG, Karl Theodor\*  
 FRIDLEIFSDÓTTIR, Siv\*  
 FRUNDA, György\*  
 GABURRO, Giuseppe\*  
 GARDETTO, Jean-Charles  
 GASÓLIBA, Carles/Txueka, Iñaki  
 GEDEI, József  
 GILMORE, Eamon\*  
 GLĀVAN, Stefan  
 GLESENER, Marcel  
 GOERENS, Charles\*  
 GOLDBERG, Pierre/Bockel, Jean-Marie  
 GORIS, Stef  
 GRACHEV, Vladimir\*  
 GREBENNIKOV, Valery  
 GRIGNON, Francis\*  
 GROSS, Andreas  
 GRZYB, Andrzej/Wikiński, Marek  
 GÜLÇİÇEK, Ali Rıza  
 GUSENBAUER, Alfred/Stoisits, Terezija  
 HADŽIAHMETOVIĆ, Azra\*  
 HAGBERG, Michael  
 HAJIYEVA, Gultakin\*  
 HENRY, Jean-Pol\*  
 HERKEL, Andres  
 HIMMER, Harald\*  
 HLADIY, Mykhailo\*  
 HÖFER, Gerd  
 HÖGMARK, Anders G.  
 HOLOVATY, Serhiy\*

HÖRSTER, Joachim\*  
 HURSKAINEN, Sinikka  
 HUSEYNOV, Ali\*  
 IANNUZZI, Raffaele\*  
 ILAŞCU, Ilie  
 INCEKARA, Halide  
 IVANOV, Sergei  
 IWŃSKI, Tadeusz\*  
 JACYNA-ONYSZKIEWICZ, Zbigniew  
 JÄGER, Renate  
 JAHIĆ, Elmir/Avdić, Sead  
 JAŘAB, Josef  
 JASKIERNIA, Jerzy  
 JÁUREGUI, Ramón\*  
 JUDD, Frank  
 JUNG, Armand  
 JURGENS, Erik  
 KAIKKONEN, Antti\*  
 KALANOVIĆ, Verica  
 KALEZIĆ, Ivan  
 KARAPETYAN, Karen\*  
 KARPOV, Oleksandr\*  
 KATSELLI, Eleonora\*  
 KAZAKOV, Alexandre Ivanovich\*  
 KIRILOV, Evgeni\*  
 KLYMPUSH, Orest/Vaschuk, Kateryna  
 KNIGHT OF COLLINGTREE, Jill\*  
 KOCHARYAN, Shavarsh  
 KOÇI, Petro\*  
 KOŠACHEV, Konstantin\*  
 KOSTENKO, Yuriy  
 KOVALEV, Nikolay\*  
 KOVALEV, Yuri\*  
 KRSTEVSKI, Zoran\*  
 KUCHEIDA, Jean-Pierre  
 KUCLER-DOLINAR, Mojca  
 KVAKKESTAD, André\*  
 LACHNIT, Petr/Āurdov, Anna  
 LALOY, Marie-Jos\*  
 LAMBERT, Geert\*  
 LANDRAIN, Edouard/Geveaux, Jean-Marie  
 LATVIŹAR-BEBLER, Darja  
 LEGENDRE, Jacques  
 LEPPER, Andrzej\*  
 LEUTHEUSSER-SCHNARRENBERGER,  
 Sabine\*  
 van der LINDEN, Ren  
 LINTNER, Eduard\*  
 LLOYD, Tony\*  
 LOBKOWICZ, Jaroslav  
 LOUTFI, Younal\*  
 LUCYGA, Christine  
 MALGIERI, Gennaro\*  
 MANZELLA, Andrea\*  
 MARGELOV, Mikhail\*  
 MARQUET, Bernard\*  
 MARTINS, Alberto\*  
 MARTY, Dick\*  
 MASI, Tito\*  
 MASSERET, Jean-Pierre/Dreyfus-Schmidt,  
 Michel  
 MATUŐIĆ, Frano/Letica, Slaven  
 McCAFFERTY, Chris\*  
 McNAMARA, Kevin\*  
 MEDEIROS FERREIRA, Jos\*  
 MEIMARAKIS, Evangelos\*  
 MELANDRI, Giovanna\*  
 MELĀAK, MiloŐ  
 MELNIKOV, Ivan/Eltsov, Victor  
 MERCAN, Murat\*  
 MESSERSCHMIDT, Morten\*  
 MIĆUNOVIĆ, Dragoljub\*  
 MIGNON, Jean-Claude/Grosskost, Arlette  
 MIHKELSON, Marko  
 MIKUTIEN, Dangut/Buceviĉius, Saulius  
 MILIĆEVIĆ, Ljiljana  
 MILOJEVIĆ, Goran  
 MILOTINOVA, Milena\*  
 MIMICA, Neven\*  
 MOKRY, Vladimir  
 MONFILS, Philippe\*  
 MORTENSEN, Kim\*  
 MULAS, Giuseppe\*  
 NACHBAR, Philippe\*  
 NAKASHIDZ, Nino  
 NARO, Giuseppe\*  
 NAROCHNITSKAYA, Natalia\*  
 NAZAR PEREIRA, Antnio\*  
 NEGELE, Gebhard  
 NMETH, Zsolt\*  
 NIKOLIĆ, Tomislav\*  
 NIKOLOPOULOS, Nikolaos\*  
 OCCHETTO, Achille\*  
 O'HARA, Edward\*  
 OHLSSON, Carina  
 HMAN, Conny  
 OLIYNYK, Boris  
 STERGAARD, Morten\*  
 ZAL, Ibrahim  
 PADILLA, Julio\*  
 PALECKIS, Algirdas\*  
 PANGALOS, Theodoros\*  
 PAPADIMITRIOU, Elsa\*  
 PAVLOV, Ivan\*  
 PEKHTIN, Vladimir/ Smirnova, Svetlana  
 PETROVA-MITEVSKA, Eleonora\*  
 PTURSDTTIR, Slveig\*  
 PINTAT ROSSELL, Clara\*  
 PODGRSKI, Bogdan\*  
 POL, Marek\*  
 POSTOICO, Maria\*  
 POTRATA, Majda  
 POURGOURIDES, Christos\*  
 PREDA, Cezar Florin  
 PRIJMIREANU, Dumitru  
 PROVERA, Fiorello\*  
 PUCHE, Gabino\*  
 de PUIG, Llus Maria\*  
 PULLICINO ORLANDO, Jeffrey\*  
 PUPOVAC, Milorad/Dorić, Miljenko  
 PYSARENKO, Anatoliy\*  
 QUESADA, Adoracin\*  
 RAGUŐ, Martin  
 RAKHANSKY, Anatoliy\*  
 RANIERI, Umberto\*  
 REIMANN, Maximilian/Kaufmann, Hans  
 REYMANN, Marc  
 RIESTER, Walter

RIGONI, Andrea\*  
 RIVOLTA, Dario\*  
 RIZZI, Enrico\*  
 ROCHEBLOINE, François  
 ROSETA, Pedro\*  
 ROTH, Michael\*  
 RUSSELL-JOHNSTON,  
 RUSTAMYAN, Armen  
 RUŽIĆ, Branko  
 RYBAK, Volodymyr\*  
 RZYMELKA, Jan\*  
 ŠAMI, Zoran  
 SCHIEDER, Peter  
 SCHMIED, Walter  
 SCHNEIDER, André  
 SCHREINER, Bernard  
 SERNA, Juana\*  
 SEVERIN, Adrian  
 SEVERINSEN, Hanne  
 SEYIDOV, Samad\*  
 SHAKHTAKHTINSKAYA, Naira\*  
 SHARANDIN, Yuri  
 SIEBERT, Bernd\*  
 SKARBØVIK, Elsa/Ringstad, Jorunn  
 SKARPHÉDINSSON, Óssur\*  
 SLUTSKY, Leonid\*  
 SMITH, Geraldine\*  
 SPINDELEGGER, Michael  
 STĂNOIU, Rodica Mihaela/Păunescu, Adrian  
 STEENBLOCK, Rainer  
 STEPANIUC, Victor\*  
 SUDARENKOV, Valeriy/Tulaev, Nikolay  
 SYMONENKO, Petro\*  
 SZABÓ, Zoltán\*  
 SZCZYGLÓ, Aleksander/Stuligrosz, Michał  
 TAYLOR, Teddy\*  
 TEKELIOĞLU, Mehmet\*  
 TEPŠI, Qazim  
 TEVDORADZE, Elene  
 TIMMERMANS, Frans\*  
 TOROSYAN, Tigran\*  
 TOSHEV, Latchezar  
 TRITZ, Marianne\*  
 URBÁNI, Milan  
 VAKILOV, Vagif\*  
 VAN DEN BRANDE, Luc  
 VAREIKIS, Egidijus  
 VARVITSIOTIS, Miltiadis\*  
 VELIKOV, Borislav\*  
 VERA JARDIM, José\*  
 VERMOT-MANGOLD, Ruth-Gaby\*  
 VIS, Rudolf/Rapson, Syd  
 VISSER, Arno\*  
 VOSGANIAN, Varujan\*  
 VRETTOS, Konstantinos\*  
 WIELOWIEYSKI, Andrzej\*  
 WILKINSON, John\*  
 WILLE, Paul\*  
 van WINSEN, Bart/van Thijn, Ed  
 WODARG, Wolfgang\*  
 WOHLLEBEN, Verena\*  
 WOHLWEND, Renate/Frommelt, Doris  
 WRAY, James\*  
 WRIGHT, G.V.\*

WURM, Gisela  
 ZACCHERA, Marco\*  
 ZAPFL-HELBLING, Rosmarie\*  
 ZAVGAYEV, Akhmar/Chernyshenko, Igor  
 ZHEVAGO, Kostyantyn\*  
 ZHIRINOVSKY, Vladimir\*  
 ZIUGANOV, Guennady  
 ŽIŽIĆ, Zoran  
 de ZULUETA, Tana\*  
 ŽUŽUL, Miomir\*  
 ZVARYCH, Roman\*  
 Vacant seat CY/ -

## ALSO PRESENT

Representatives and Substitutes not authorised to vote

BURLISON, Lord  
 DUPRAZ, John  
 ZINGERIS, Emanuelis

## Special Guests

-

## Observers

ALCÉRRECA, Victor Manuel  
 CAMACHO QUIROZ, César  
 CELAYA, Lino  
 GONZÁLEZ CARRILLO, Adriana  
 LYNCH-STANTON, John  
 MARGÁIN BERLANGA, Fernando  
 SÁNCHEZ CARREÑO, Sadot

## Others

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