



EUROPEAN COURT OF HUMAN RIGHTS
COUR EUROPÉENNE DES DROITS DE L'HOMME

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HEP/za

20 March 2014

BY E-TRANSMISSION ONLY

Dear Sir,

I acknowledge receipt of your letter of 13 April 2014 in which your Government request the Court to clarify its current position on application of Rule 39 in cases regarding the transfer of asylum-seekers to Italy under the Dublin Regulation. You refer to applications nos. 9624/14, 16359/14, 17913/14, 18136/14, 19790/14 and 20570/14.

In reply, I can inform you that pending the decision of the Grand Chamber in *Tarakhel v. Switzerland*, 29217/12, it may be envisaged that, depending on the circumstances of the individual case, interim measures may be applied in respect of persons or families in a similar situation to the applicants in the Grand Chamber case.

Yours faithfully,

K. Reid
Section Registrar

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Rules of the Court - Rule 39

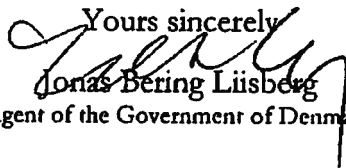
Dear Sir/Madam,

Since 30 January 2014 the European Court of Human Rights has addressed the Danish Government regarding six applications lodged under Article 34 of the European Convention on Human Rights by persons, who by decision of the Danish immigration authorities were to be transferred from Denmark to Italy under the Dublin Regulation. With reference to Rule 39 of the Rules of the Court, the Court has asked the Government not to transfer the said persons to Italy for the duration of the proceedings before the Court.

Reference is made to the Court's applications no. 9624/14, no. 16359/14, no. 17913/14, no. 18136/14, no. 19790/14 and no. 20570/14.

The abovementioned decisions seem to indicate a change of position in the Court's practice regarding transfer of asylum-seekers to Italy under the Dublin Regulation.

In order to facilitate the proper handling of future cases, the Court is kindly requested as a matter of priority to clarify the Court's current position on the application of Rule 39 in cases regarding the transfer of asylum-seekers to Italy under the Dublin Regulation. In particular, the Government seeks information on whether Denmark currently should stop the transfer of certain vulnerable groups of asylum-seekers to Italy under the Dublin Regulation, and if so to which groups this practice should apply. ”

Yours sincerely

Jonas Bering Liisberg
Agent of the Government of Denmark