

**Ο περί της Ευρωπαϊκής Σύμβασης για την Προάσπιση των Ανθρωπίνων Δικαιωμάτων και Θεμελιωδών Ελευθεριών (Δέκατο Τέταρτο Πρωτόκολλο) (Κυρωτικός) Νόμος του 2005 εκδίδεται με δημοσίευση στην Επίσημη Εφημερίδα της Κυπριακής Δημοκρατίας σύμφωνα με το Άρθρο 52 του Συντάγματος.**

Αριθμός 24(ΙΙΙ) του 2005

**ΝΟΜΟΣ ΠΟΥ ΚΥΡΩΝΕΙ ΤΟ ΔΕΚΑΤΟ ΤΕΤΑΡΤΟ ΠΡΩΤΟΚΟΛΛΟ ΤΗΣ  
ΕΥΡΩΠΑΪΚΗΣ ΣΥΜΒΑΣΗΣ ΓΙΑ ΤΗΝ ΠΡΟΑΣΠΙΣΗ ΤΩΝ ΑΝΘΡΩΠΙΝΩΝ  
ΔΙΚΑΙΩΜΑΤΩΝ ΚΑΙ ΘΕΜΕΛΕΙΩΔΩΝ ΕΛΕΥΘΕΡΙΩΝ**

Η Βουλή των Αντιπροσώπων ψηφίζει ως ακολούθως:

**1.** Ο παρών Νόμος θα αναφέρεται ως ο περί της Ευρωπαϊκής Σύμβασης για την Προάσπιση των Ανθρωπίνων Δικαιωμάτων και Θεμελιωδών Ελευθεριών (Δέκατο Τέταρτο Πρωτόκολλο) (Κυρωτικός) Νόμος του 2005.

**2.** Στον παρόντα Νόμο—

«Πρωτόκολλο» σημαίνει το Πρωτόκολλο Αρ. 14 της Ευρωπαϊκής Σύμβασης για την Προάσπιση των Ανθρωπίνων Δικαιωμάτων και Θεμελιωδών Ελευθεριών, το οποίο έγινε στο Στρασβούργο στις 13 Μαΐου 2004·

«Σύμβαση» σημαίνει την Ευρωπαϊκή Σύμβαση για την Προάσπιση των Ανθρωπίνων Δικαιωμάτων και Θεμελιωδών Ελευθεριών, η οποία έγινε στη Ρώμη στις 4 Νοεμβρίου 1950, και η οποία κυρώθηκε με τον περί της Ευρωπαϊκής Σύμβασης για την Προάσπιση των Ανθρωπίνων Δικαιωμάτων (Κυρωτικό) Νόμο του 1962.

**3.** Με τον παρόντα Νόμο κυρώνεται το Πρωτόκολλο, του οποίου το κείμενο στο αγγλικό πρωτότυπο εκτίθεται στο Μέρος Ι του Πίνακα και σε ελληνική μετάφραση στο Μέρος ΙΙ του Πίνακα:

Νοείται ότι, σε περίπτωση διαφοράς μεταξύ του κειμένου στο Μέρος Ι του Πίνακα και του κειμένου στο Μέρος ΙΙ αυτού, θα υπερισχύει το κείμενο που εκτίθεται στο Μέρος Ι αυτού.

Συνοπτικός  
τίτλος.

Εξηγηση.

39 του 1962.

Κύρωση του  
Πρωτοκόλλου.

Πίνακας,  
Μέρος Ι,  
Μέρος ΙΙ.

1263

ΠΙΝΑΚΑΣ  
(άρθρο 3)

ΜΕΡΟΣ Ι

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**PROTOCOL No. 14**

**to the Convention for protection of human rights and fundamental freedoms,  
amending the control system of the Convention**

Preamble

The member States of the Council of Europe, signatories to this Protocol to the Convention for the Protection of Human Rights and Fundamental Freedoms, signed at Rome on 4 November 1950 (hereinafter referred to as "the Convention"),

Having regard to Resolution No. 1 and the Declaration adopted at the European Ministerial Conference on Human Rights, held in Rome on 3 and 4 November 2000;

Having regard to the Declarations adopted by the Committee of Ministers on 8 November 2001, 7 November 2002 and 15 May 2003, at their 109th, 111th and 112th Sessions, respectively;

Having regard to Opinion No. 251 (2004) adopted by the Parliamentary Assembly of the Council of Europe on 28 April 2004;

Considering the urgent need to amend certain provisions of the Convention in order to maintain and improve the efficiency of the control system for the long term, mainly in the light of the continuing increase in the workload of the European Court of Human Rights and the Committee of Ministers of the Council of Europe;

Considering, in particular, the need to ensure that the Court can continue to play its pre-eminent role in protecting human rights in Europe,

Have agreed as follows:

Article 1

Paragraph 2 of Article 22 of the Convention shall be deleted.

Article 2

Article 23 of the Convention shall be amended to read as follows:

"Article 23 – Terms of office and dismissal

- 1 The judges shall be elected for a period of nine years. They may not be re-elected.
- 2 The terms of office of judges shall expire when they reach the age of 70.
- 3 The judges shall hold office until replaced. They shall, however, continue to deal with such cases as they already have under consideration.
- 4 No judge may be dismissed from office unless the other judges decide by a majority of two-thirds that that judge has ceased to fulfil the required conditions."

Article 3

Article 24 of the Convention shall be deleted.

Article 4

Article 25 of the Convention shall become Article 24 and its text shall be amended to read as follows:

"Article 24 – Registry and rapporteurs

- 1 The Court shall have a registry, the functions and organisation of which shall be laid down in the rules of the Court.
- 2 When sitting in a single-judge formation, the Court shall be assisted by rapporteurs who shall function under the authority of the President of the Court. They shall form part of the Court's registry."

Article 5

Article 26 of the Convention shall become Article 25 ("Plenary Court") and its text shall be amended as follows:

- 1 At the end of paragraph d, the comma shall be replaced by a semi-colon and the word "and" shall be deleted.
- 2 At the end of paragraph e, the full stop shall be replaced by a semi-colon.
- 3 A new paragraph f shall be added which shall read as follows:

"f make any request under Article 26, paragraph 2."

Article 6

Article 27 of the Convention shall become Article 26 and its text shall be amended to read as follows:

"Article 26 – Single-judge formation, committees, Chambers and Grand Chamber

- 1 To consider cases brought before it, the Court shall sit in a single-judge formation, in committees of three judges, in Chambers of seven judges and in a Grand Chamber of seventeen judges. The Court's Chambers shall set up committees for a fixed period of time.
- 2 At the request of the plenary Court, the Committee of Ministers may, by a unanimous decision and for a fixed period, reduce to five the number of judges of the Chambers.
- 3 When sitting as a single judge, a judge shall not examine any application against the High Contracting Party in respect of which that judge has been elected.
- 4 There shall sit as an *ex officio* member of the Chamber and the Grand Chamber the judge elected in respect of the High Contracting Party concerned. If there is none or if that judge is unable to sit, a person chosen by the President of the Court from a list submitted in advance by that Party shall sit in the capacity of judge.
- 5 The Grand Chamber shall also include the President of the Court, the Vice-Presidents, the Presidents of the Chambers and other judges chosen in accordance with the rules of the Court. When a case is referred to the Grand Chamber under Article 43, no judge from the Chamber which rendered the judgment shall sit in the Grand Chamber, with the exception of the President of the Chamber and the judge who sat in respect of the High Contracting Party concerned."

Article 7

After the new Article 26, a new Article 27 shall be inserted into the Convention, which shall read as follows:

"Article 27 – Competence of single judges