



CRIMEAN HUMAN RIGHTS GROUP

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CRIMEAN HUMAN RIGHTS SITUATION REVIEW

November 2019

The monitoring review was prepared
by the Crimean Human Rights Group
on the basis of materials collected
in November 2019

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1. INTRODUCTION

The **Crimean Human Rights Group (CHRG)** is an organization of the Crimean human rights defenders and journalists, the purpose of which is to promote the observance and protection of human rights in Crimea by attracting widespread attention to the problems of human rights and international humanitarian law in the territory of the Crimean peninsula, as well as the search and development of mechanisms to protect the human rights in Crimea.

The **CHRG** first of all obey the rules of basic documents in the field of human rights, such as: the Universal Declaration of Human Rights, the Helsinki Final Act, the Convention on the Protection of Human Rights and Fundamental Freedoms, the International Covenant on Civil and Political Rights, the International Covenant on economic, social and cultural Rights and others.

The main objectives of the **CHRG**:

- 1) Collection and analysis of the information regarding the human rights situation in Crimea;
- 2) Broad awareness among governments, international organizations, intergovernmental organizations, non-governmental organizations, the media and other target groups through the publication and spreading of analytical and information materials on the human rights situation in Crimea;
- 3) Promote the protection of human rights and respect for international law in Crimea;
- 4) Preparation of recommendations for government authorities and international organizations in the sphere of human rights;
- 5) Providing the presence of “human rights in the Crimea topics” in the information space.

The **CHRG's** team consists of experts, human rights activists and journalists from different countries who are involved in monitoring and documenting human rights violations in Crimea, since February, 2014.

During preparation and spreading of the information the **CHRG** is guided by principles of objectivity, reliability and timeliness.



2. CIVIL AND POLITICAL RIGHTS

RIGHT TO LIBERTY AND SECURITY OF THE PERSON

SEARCHES AND DETENTIONS

On November 14, Ms. Gayana Yuksel, a representative of the Mejlis of the Crimean Tatar People, reported that at 06:00am, the RF FSB men searched the house of Mr. **Ismet Saliyev**, a Greco-Roman wrestling coach, and a delegate of the Crimean Tatar people Kurultay of the sixth convocation. About 8 vehicles arrived for the search. The reason for the search was the investigation of the terrorism case, they were looking for weapons and drugs. Ismet Saliev at that time was in the mainland Ukraine¹.

On November 28, the Simferopol District Police Department and the Center for Counteracting Extremism (Center E) men searched the representatives of the Crimean Kazaks: **Sergei Akimov, Alexander Agurenok and Nikolai Medved**. Lawyer K. Rustemov said that the search had been carried out as part of a pre-investigation check on the statement about the fraud of the Crimean Kazak Cadet Corps property. Mr. Akimov explained that the property had been transferred to him as part of the enforcement proceedings. Sergei Akimov is a Crimean activist who does not oppose the occupation, but criticizes openly the Russian authorities and the Russian “government” of Crimea.²

POLITICALLY MOTIVATED CRIMINAL PROSECUTION

As of end of November 2019, **88 persons** were deprived from liberty within a politically motivated criminal and/or religious persecution. The full list is published at the CHRNG website.³

«CASE OF CRIMEAN MUSLIMS»

In November the total number of Crimean residents deprived from liberty under the ‘Case of Crimean Muslims’ was **65** persons.

On November 6, Denis Didenko, a judge of the ‘Kievsky’ District Court of Simferopol extended detention periods for **Escander Abdunagiyev, Arsen Abkhairov and Rustem Emiruseinov** till January 13, 2020. The extension was requested by Ivan Romanets, a RF FSB Department investigator⁴.

On November 8, judges of the ‘Kievsky District Court of Simferopol’: Denis Didenko, Andrey Dolgopolov and Mikhail Belousov extended detention periods for **Akim Bekirov, Yashar Muedinov, Izzet Abdullayev, Asan Yanikov, Servet Gaziyeu, Medzhit Abdurakhmanov and**

¹ <https://www.facebook.com/photo.php?fbid=10218116991789075>

² Krym.Realii / Totalitarian Power Vertical in Crimea. Activists — About Search at Ataman Akimov's <https://ru.krymr.com/a/krymskie-aktivisty-i-soratniki-ob-obyskah-u-sergeya-akimova/30299043.html>

³ <https://crimeahrg.org/wp-content/uploads/2019/12/lisheniya-svobody-noyabr-2019.pdf>

⁴ «Kievsky District Court of Simferopol» / List of cases to be heard on 6 Nov 2019. Cases nono 3/2-622/2019, 3/2-623/2019, 3/2-624/2019, https://kiev-simph--krm.sudrf.ru/modules.php?name=sud_delo&srv_num=1&H_date=06.11.2019



Vladlen Abdulkadyrov till February 15, 2020. The extension was requested by Sergey Makhnirov and A.N. Lavrov, RF FSB Department investigators⁵.

On November 11, Alexander Osipov, a judge of the Leninsky District Court of Rostov-na-Donu (RF), extended detention period for **Ruslan Suleymanov** till February 15, 2020. Ms. Elzara Sifersha, the Suleymanov's spouse, said that the session had been in camera, she had not been allowed to be present in the courtroom when the judgement was being announced, and she had learned the result from the lawyer⁶. There is no information about this case proceedings on the court's website.

On November 11, judges of the 'Kievsky District Court of Simferopol': Denis Didenko, Andrey Dolgoplov, Galina Khulapova and Mikhail Belousov extended detention periods for **Rustem Sheikhaliyev, Tofik Abdulgazyev, Bilial Adilov, Raim Ayzov, Rustem Seitkhalilov, Farkhod Bazarov, Shaban Umerov, and Djemil Gafarov** till February 15, 2020. The extension was requested by Sergey Makhnirov and A.N. Lavrov, RF FSB Department investigators⁷.

On November 11 lawyer Rifat Yakhin reported that judge Galina Khulapova, during the hearings on the detention period extension, denied Dzhemil Gafarov the right to speak privately with the lawyer⁸.

On November 12, judges of the 'Kievsky District Court of Simferopol': Denis Didenko, Andrey Dolgoplov, Galina Khulapova and Mikhail Belousov extended detention periods for **Remzi Bekirov, Enver Ametov, Alim Karimov, Rize Iztov, Osman Arifmemetov, and Seitveli Seytabdiyev** till February 15, 2020. The extension was requested by Sergey Makhnirov and A.N. Lavrov, RF FSB Department investigators⁹.

On November 12, a panel of judges of the Southern Area Military Court in Rostov-na-Donu (RF) chaired by Roman Saprunov pronounced sentences on the "Yalta group": **Muslim Aliyev** was sentenced to 19 years, **Inver Bekirov** to 18 years, **Vadim Siruk and Emir- Usein Kuku** — to 12 years each, **Refat Alimov** — to 8 years, **Arsen Dzhapparov** — to 7 years in the maximum security penal colony. All of them will be kept in the maximum security colonies on the territory of the Russian Federation.

On November 13, activists reported that Georgy Serebriyanikov, a judge of the Taganrog City Court, extended detention period for **Seyran Murtaza** till February 15, 2020 at the request of the FSB investigator Sergei Makhnirov¹⁰.

On November 15, judges of the 'Supreme Court of the Republic of Crimea' (SCRC): **Aleksey Posledov, Galina Red'ko and Alla Khinevich** upheld awards on keeping in custody for **Ruslan Nagayev, Lenur Khalilov, Riza Omerov, Enver Omerov, Ayder Dzhapparov and Eskender Suleymanov**¹¹.

⁵ «Kievsky District Court of Simferopol» / List of cases to be heard on 8 Nov 2019. Cases nono 3/2-629/2019, 3/2-630/2019, 3/2-631/2019, 3/2-632/2019, 3/2-633/2019, 3/2-634/2019, 3/2-635/2019, https://kiev-simp-h--krm.sudrf.ru/modules.php?name=sud_delo&srv_num=1&H_date=08.11.2019

⁶ Krym. Realii / Rostov Court Extended Arrest for 'Hib-ut-Tahrir Case Defendant Suleymanov <https://ru.krymr.com/a/news-sud-v-rostove-ostavil-pod-arestom-sulejmanova/30264343.html>

⁷ «Kievsky District Court of Simferopol» / List of cases to be heard on 11 Nov 2019. Cases nono № 3/2-636/2019, 3/2-637/2019, 3/2-640/2019, 3/2-641/2019, 3/2-644/2019, 3/2-645/2019, 3/2-648/2019, 3/2-649/2019, https://kiev-simp-h--krm.sudrf.ru/modules.php?name=sud_delo&srv_num=1&H_date=11.11.2019

⁸ https://www.facebook.com/permalink.php?story_fbid=805654589892731

⁹ «Kievsky District Court of Simferopol» / List of cases to be heard on 12 Nov 2019. Cases nono 3/2-638/2019, 3/2-639/2019, 3/2-642/2019, 3/2-643/2019, 3/2-646/2019, 3/2-646/2019, https://kiev-simp-h--krm.sudrf.ru/modules.php?name=sud_delo&srv_num=1&H_date=12.11.2019

¹⁰ https://www.facebook.com/crimeansolidarity/posts/974391372928319?_tn_=-R

¹¹ «SCRC» / List of cases to be heard on 15 Nov 2019. Cases nono 22K-3439/2019, 22K-3441/2019, 22K-3444/2019 https://vs--krm.sudrf.ru/modules.php?name=sud_delo&srv_num=1&H_date=15.11.2019



On November 18, Mikhail Soboliuk, a 'SCRC' judge, upheld the award on keeping in custody for **Eldar Kantimirov and Ruslan Mesutov**¹².

On November 18, according to lawyer E. Semedliayev, the Sovetsky District Court of the Republic of Mari EL (RF) put Yuri (Nuri) Primov under 8 years of administrative supervision after serving his sentence in February 2020. The administrative supervision means restriction of movement and an obligation to stay at home from 10:00pm till 06:00am¹³.

On November 21, Igor Kriuchkov and Anatoliy Osochenko, 'SCRC' judges, upheld the awards on keeping in custody for **Asan Yanikov, Izzet Abdullayev, Server Gaziyeu and Shaban Umerov**¹⁴.

On November 22, the Rostov Regional Court upheld awards on keeping in custody for **Ruslan Suleymanov and Erfan Osmanov**¹⁵.

On November 28, 'SCRC' judges: Yury Latynin, Mikhail Soboliuk and Yelena Danilova upheld the awards on keeping in custody for **Medzhit Abdurakhmanov, Vladlen Abdulkadyrov, Enver Ametov, Remzi Bekirov, Eskandeor Abdulganiyev, Arsen Abkhairov and Rustem Emiruseinov**¹⁶. Remzi Bekirov was absent at the session because he was undergoing a forced forensic psychiatric examination.

On November 29, 'SCRC' judges Aleksey Posledov and Eduard Belousov upheld the awards on keeping in custody for **Farkhod Bazarov, Akim Bekirov, Yashar Muedinov and Rustem Seitkhalilov**¹⁷.

«UKRAINIAN SABOTEURS' CASE»

11 people¹⁸ accused by the RF FSB of 'preparing subversions and spying' when detained, were in custody. These cases feature recorded facts of unlawful investigation methods, torturing to get confessions, violation of presumption of innocence, dissemination of 'confession' videos by the FSB via the mass media.

On November 18, it became known that **Vladimir Dudka and Alekseyi Bessarabov** had been conveyed from the Lefortovo Pre-trial Detention Center in Moscow (RF) to the Simferopol Pre-trial Detention Center¹⁹. On November 26, the CHRG got an information that Dudka and Bessarabov had already been conveyed from Simferopol to the Russian Federation and were temporarily kept in Pre-trial Detention Center No. 1 in Krasnodar (RF).

In November, **Konstantin Davydenko**, after the second instance court, was twice conveyed to the Krasnodar Pre-trial Detention Center. At the end of November, the CHRG got an information

¹² «SCRC» / List of cases to be heard on 18 Nov 2019. Case no 22K-3438/2019 https://vs--krm.sudrf.ru/modules.php?name=sud_delo&srv_num=1&H_date=18.11.2019

¹³ <https://www.facebook.com/crimeansolidarity/posts/983737468660376>

¹⁴ «SCRC» / List of cases to be heard on 21 Nov 2019. Cases nono 22K-3495/2019, 22K-3497/2019, https://vs--krm.sudrf.ru/modules.php?name=sud_delo&srv_num=1&H_date=21.11.2019

¹⁵ Krym. Realii/ In Russia Court Kept Two Simferopol Hizb-ut-Tahrir Case Defendants in Pre-Trial Detention Center <https://ru.krymr.com/a/news-russia-sud-sizo-simferopolskoe-delo-hizb-ut-tahrir/30286827.html>

¹⁶ «SCRC» / List of cases to be heard on 28 Nov 2019. Cases nono 22K-3592/2019, 22K-3597/2019, 22K-3599/2019, https://vs--krm.sudrf.ru/modules.php?name=sud_delo&srv_num=1&H_date=28.11.2019

¹⁷ «SCRC» / List of cases to be heard on 21 Nov 2019. Cases nono 22K-3495/2019, 22K-3497/2019, https://vs--krm.sudrf.ru/modules.php?name=sud_delo&srv_num=1&H_date=21.11.2019

¹⁸ List, page 3: <https://crimeahrg.org/wp-content/uploads/2019/12/lisheniya-svobody-noyabr-2019.pdf>

¹⁹ <https://www.facebook.com/tarasibragimov/posts/1244727095727503>



that he had been taken out of the Krasnodar Pre-trial Detention Center to be conveyed to a colony where he would serve his sentence. According to the preliminary information, the Ukrainian will be delivered to Saratov (RF).

“PERSECUTION FOR CHARGING WITH BEING IN N. CHELEBIDJIKHAN BATALLION”

As of the end of November **four** people were deprived from liberty under a charge of being in N.Chelebidjikhhan battalion. The official reason for persecuting the people accused in Crimea under RF CC Article 208-2 is that they failed to come voluntarily to the RF law enforcement bodies and declare their participation in the Crimean Tatar Noman Chelebidjikhhan Volunteer Battalion. The evidence of the battalion actions against the RF interests declared by the investigation is the information of mass media that the purpose of the battalion establishment was to de-occupy Crimea²⁰.

CONFINEMENT CONDITIONS IN DETENTION FACILITIES

On November 7, lawyer A. Ladin reported that the administration of Penal Colony No. 3 of Kabardino-Balkaria had placed **Yevgeniy Karakashev**, an activist from Yevpatoriya, for one year in a cell-type room²¹.

On November 11, lawyer Rifat Yakhin reported that the administration of Pre-trial Detention Center No. 1 in Simferopol had refused to transfer the necessary medicines to **Dzhemil Gafarov**²².

Lawyer E. Kurbedinov reported that the administration of Pre-trial Detention Center No. 1 of Rostov-na-Donu had placed Seyran Saliyev, a ‘Case of Crimean Muslims’ defendant, into the punishment cell for 5 days for the watch discovered in his belongings during the search²³.

On November 28, the lawyer A. Azamatov reported that the administration of the Rostov-na-Donu Pre-trial Detention Center had provided **Timur Ibragimov, Marlen Asanov, Memet Belialov, Seyran Saliyev, Server Zekiryayev and Ernes Ametov**, ‘Case of Crimean Muslims’ defendants, with mold biscuits and pork pate that contradicted their religious views (Islam)²⁴.

On November 29, lawyer R. Kiamilev reported that **Remzi Bekirov**, a ‘Case of Crimean Muslims’ defendant, had been placed in the Simferopol psychiatric hospital to force a forensic psychiatric examination²⁵.

²⁰ CHRГ / Vladimir Dudka and Aleksey Bessarabov Convoled from Crimea Again <https://crimeahrg.org/ru/vladimira-dudku-i-alekseya-bessarabova-snova-etapirovali-iz-krym>

²¹ <https://www.facebook.com/photo.php?fbid=2454865804630790>

²² https://www.facebook.com/permalink.php?story_fbid=805654589892731

²³ Krym. Realii / Seyran Saliyev, Defendant of the 2nd Bakhchisarai ‘Hizb-ut-Tahrir case’, Placed in Punishment Cell — spouse <https://ru.krymr.com/a/news-seiran-saliyev-karzer/30269588.html>

²⁴ Krym. Realii / ‘Case of Crimean Muslims’ Defendants in Russian Pre-Trial Detention Center Provided With Meals With Mold and Pork — Lawyer <https://ru.krymr.com/a/news-figurantam-dela-khizb-ut-tahrir-vydali-suhpaek-s-plesenju-i-svininnoj/30295754.html>

²⁵ Krym. Realii / ‘Case of Crimean Muslims’ Defendant Bekirov Placed in Psychiatric Hospital — Lawyer <https://ru.krymr.com/a/news-krym-delo-hizb-ut-tahrir-bekirov-psihiatricheskaya-bolnica/30297489.html>



FREEDOM OF THOUGHT, CONSCIENCE AND RELIGION

On November 8, Tatyana Syanova, the judge of the peace of Simferopol District” imposed a fine of RUR5,000 on **Imam A. Isliamov** for carrying out prayers in the mosque, which was not formally registered as a religious building. The imam was accused of violating Art. 5.26-4 of the Administrative Code of the Russian Federation (*Illegal missionary activity*)²⁶.

FREEDOM OF SPEECH AND EXPRESSION

On November 25, Boris Gorbov, a judge of the Yalta Town Court, passed an award to impose a RUR30,000 fine on Yalta blogger Yevgeny Gayvoronsky under Art. 20.1-3 (*explicit disrespect for the bodies exercising state power in the Russian Federation*) under the charge of using abusive language referring the RF President V. Putin.²⁷

²⁶ «Judges of Peace of Republic of Crimea». Case no 05-0359/76/2019 <http://mirsud82.rk.gov.ru/officework/dectextsas/?id=1244575&year=2019>

²⁷ CHRG/“Court’ in Crimea Fined Blogger Gayvoronsky for Calling Putin With Dirty Work in Social Network <https://crimeahrg.org/ru/sud-v-krymu-oshtrafoval-zhurnalista-evgeniya-gajvoronskogo-za-to-chto-on-yakoby-obozval-putina-necenzurnym-slovom-v-soczseti/>



3. VIOLATIONS OF INTERNATIONAL HUMANITARIAN LAW

GENEVA CONVENTION (IV) RELATIVE TO THE PROTECTION OF CIVILIAN PERSONS IN TIME OF WAR

CONSCRIPTION OF PERSONS LIVING IN THE OCCUPIED TERRITORY INTO ARMED FORCES OF OCCUPYING POWER AND PROPAGANDA OF JOINING VOLUNTARILY THE ARMED FORCES

On November 23 in Kerch as part of the draft campaign in Crimea, an event was held — “solemn oath taking “ by Crimeans drafted into the Russian army, in which **55 draftees** participated²⁸.

In November, the CHRG documented a new verdict against a resident of Crimea for evading military service in the Russian Federation Armed Forces, issued on November 21 by the ‘Sudak Town Court’²⁹. In total, as of the end of November, the CHRG recorded **79 criminal cases** for evading service in the RF Armed Forces, which were sent for consideration to the “courts” of Crimea.

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²⁸ CHRG / Conscription Goes On in Crimea <https://crimeahrg.org/ru/v-krymu-prodolzhaetsya-voinskij-prizyv-v-armiyu-rf/>

²⁹ «Sudak Town Court» / List of cases to be heard on 21 Nov 2019. Case no 1-116/2019 https://sudak--krm.sudrf.ru/modules.php?name=sud_delo&srv_num=1&H_date=21.11.2019