



Equal Rights Beyond Borders
Emmanouil Mpenaki 69A
10681 Athènes
Grèce

ECHR-LE2.2aR
ALN/nva

7 April 2020

BY EMAIL

Application no. 15782/20
M.A. v. Greece

Dear Madam,

I acknowledge receipt of your correspondence of 5 April 2020 requesting the European Court of Human Rights for interim measures under Rule 39 of the Rules of Court.

Reference for further correspondence

The file has been given the above number which you must refer to in any further correspondence relating to this case.

Decision on interim measure

On 6 April 2020, the Court (the duty judge) decided, in the interests of the parties and the proper conduct of the proceedings before it, to indicate to the Government of Greece, under Rule 39, **to grant an interim measure, requesting from the Greek authorities to transfer the applicant, or at least to guarantee for the applicant an accommodation with reception conditions which are compatible with Article 3 of the Convention and the applicant's age and to provide to the applicant adequate healthcare and assistance compatible with his state of health.**

The parties' attention is drawn to the fact that failure of a Contracting State to comply with a measure indicated under Rule 39 may entail a breach of Article 34 of the Convention. In this connection, reference is made to paragraphs 128 and 129 of the Grand Chamber judgment of 4 February 2005 in the case of *Mamatkulov and Askarov v. Turkey* (applications nos. 46827/99 and 46951/99) as well as point 5 of the operative part.

The Court is very conscious of the difficulties faced by Greece in protecting its population, as well as all those who are on its territory, from the spread of COVID-19 in the context of the present global health crisis. The Court notes that a series of measures have been adopted by the Greek authorities against the appearance and spread of COVID-19 in reception and identification centres (R.I.C.) throughout the territory as well as in refugee camps. In particular, a possibility of hospitalization and isolation of any eventual COVID-19 case has been organized, and extra supplies for protection (masks, gloves, disinfectants) have been requested. The Court would stress that the actual availability of these supplies in the R.I.C.s is essential. It further trusts that the Government continue their efforts to find solutions to reduce overcrowding in the R.I.C.s and camps.

As far as the applicant is concerned, the Court trusts that, within the general framework mentioned above, the Greek authorities will ensure that all necessary measures be taken in order to attempt protecting the applicant from COVID-19 risk, including appropriate and timely access to doctor consultation as well as adequate medical care and support in case of need. For the Court, it is also indispensable that all necessary measures be taken to provide the applicant with basic items such as sufficient food, water, soap, in order for the applicant to be able to comply with personal hygiene requirements.

Priority

The Court further decided to give priority to the application under Rule 41.

Anonymity and confidentiality

The Court has decided, under Rule 47 § 4, not to disclose the applicant's identity to the public. In all public documents of the Court the applicant will accordingly be referred to by the letters of the alphabet used in the reference at the head of this letter.

In accordance with the above decision, any documents deposited with the Registry in which the said applicant's name appears or which could otherwise easily lead to his identification should not be made accessible to the public (Rule 33 § 1 of the Rules of Court) and shall remain confidential.

Application form

In order to complete the file, you must send to the Court by **3 June 2020** the original of the application form duly completed together with copies of all relevant documents. **Please note that if you send original documents, they will not be returned to you by the Court.** If no such information is received by the above date, the application may be struck out of the list of cases without further notice.

Head of the Filtering Section