

[6] > [Article 6](#) [9]

Council of Europe Instruments > [EN - Convention for the Protection of Human Rights and Fundamental Freedoms](#) [6] > [Article 8](#) [10]

European Union Law > [EN - Qualification Directive, Directive 2004/83/EC of 29 April 2004](#) [11]

Council of Europe Instruments > [EN - Convention for the Protection of Human Rights and Fundamental Freedoms](#) [6] > [Article 14](#) [12]

Headnote:

?????? ??? ?????? ??? ?????????? ??? ??????? ????? ?????????????? ?????? ??? ?????? ?????? ???
A.F. , ????????? ??????????, ?????????? ?????? ????? ?????????.

????????? ??????????: 57/2013

? ?????????????? ?????? ?????????? ?????? ?????? ?????????? ?????? ?????? ?????????????????? ??? ???
????????????? ??????, ???? ?????????????????? ??? ?? ?????????? ?????????? ??? ?? ??????????????????
????????????? «?????????????». ?? ?????????????? ?????? ?????????? ??? ??? ?????????? ??? ?????????? ???
????? ?????????? ?????????????? ?? ?????????? ?????????? ?????????? ??? ??? ?????????????? ?????? ???
????????? ?? ?????? ?????????????????? ??????????.

?? ?????????????? ?????????????? ?????? ??? ?????????????? ?????????? ??? ?????????????? ??????
????????????? ??? ??? ? ?????????????????? ?????????? ?????? ?????????? ?????????????? ?????????? ??
????????????????? ? ?????? ??? ?????? ??? ?????????????? ??? ?????????????? ?????? ??? ?????? ???
????????????? ?????????????? ??? ?????????????????? ?? ?????????????????? ?? ?????????????? ??? ???
????????????? ??????????.

Facts:

? ?????????????????? ?????? ?????????? ?????? ?????? ?????????? ??? ?????? ?????????????????? ??? ???
????????????? ??????, ???? ?????????????????? ??? ?? ?????????? ?????????? ??? ?? ??????????????????
????????????? «?????????????». ?? ?????????????? ?????? ?????????? ??? ??? ?????????? ??? ?????????? ???
????????? ?????????????????? ?? ?????????? ?????????? ?????????? ??? ??? ?????????????? ?????? ??? ??????????
?? ?????????? ?????????????????? ??????????.

Decision & Reasoning:

?? ?????????????? (?? ??????????????) ?????? ?????? ??' ?????? ???:

?) ??? ?????????????????? ??? ??? ?????????????????? ??? ??? ?????????????????? ?????????????? ???/?????????
????????????????? ?????????? ??? ?????? ??????????, ????? : ????? ?????????? ?????????????? ?????????? ???
????????????????? ?????????????????? ?????????? ??????, ?????????????????? ?????????? ?????? ??? ?????? ??? ??
????????????????????? (?????? 33 ??? ?????????? ??? ?????????? 1951), ?????????????? ?????????? ?????? ???
????????????????? ?????????? ??? ?????????????????? ??? ?? ?????????? ??? ??????????????, ??????????????
????????? ???? ??? ?????????? ?????? ??? ?? ?????????? ?????????????????? ? ?????? ?????? ??????????????,
????????????????????? ? ?????????? ?????????? ? ?????????????????? ?????? ?????????????? ??? ?????????? 3 ???
????? ??? ?????????? 3 ??? ?????????? ??? ?? ?????? ??? ??????????????????, ?????????????? ?????????? ??????
????????????????? ??? ?????????? 6 ??? ?????, ?????????????????? ?????????? ?????? ?????????????? ??? ?????? ???
????????????????? ??? ?????????? ??????????, ?????????????????? ?????????? ?????? ??? ?????????? ?????????? ???
????????????????????? ??? ??? ??????, ?????? ??? ?????????? ??????????, ?????????????????,

?) ??? ?????????????????? ?????????????? ??????????????????,

?) ?? ?????????????? ??? ?????????????? ??? ??? ?????????????? ?????????????? ??????????, ???
????????? ??? ?????? ??? ?????????????? ??? ?? ?????????? ??? ?????????? ????? ?????????? ??????
??? ??????????/????????? ?????????? ?? ??? ?????????????? ?????????? ?????????????? ????? ??????????,

????????????? ??? : ?????????????? ??? ?????????????? ??? ?????????????? ??? ?? ?????? ??????????????
??? ??? ?????????????? ??????, ?????????????? ?????????? ?????? ?? ?????????? ?? ?????? ?????????????? ??? ?
????? ??? ??????????????????, ?? ??????????, ?????????????? ??? ?????????? ?? ?????????????????? ??? ??
????????????? ??? ??????????????. ???????, ??????? ?? ?????????????? ??? ??????? ?????? ??? ?? ?????????? ???
????????????? ?????? ?????????? ??? ?????????????? ?????? ? ?????????? ??? ?????????????????? ??? ?? ??????????
????????????? ??????? ??? ? ?????????????? ??? ?????????????? ??? ??????????. ?????????? ????? ??????????
????????????? ??? ??? ?? ?? ??? ?????????? ? ?????????????? ?????????? ?????????????? ??? ??? ??????????????
????????????? ?????????????????? ??? ??????? ??? ?????????????????????? ?????????????? ??? ?????????????? ???
?????????????????. ?????????????? ??? ?????????? ?? ?? ??? ?????????? ??????? ?????? ?????????????????????? ??????????
?????????, ?? ?????????????? ??????? ?????????? ??? ?????????? ?? ?????????????????????? ?????? ??? ?????????? ??? ??
???? ??????????????????????

?? ??? ?????? ?????????? ?????????????????? ? ?????? ??? ?????????????????? ??? ?????? ??? ??????????????????
????????????????????? ?????? ?????? ??? ??? ?????????????????? ?????????? ??? ?? ??????

Outcome:

? ?????????? ?????????????????? ?????? ??? ?????????????? ?????????? ??? ?????????????? ???????.

Subsequent Proceedings :

????? ?????????????????? ??? ?????????????????????? ?????????????????? ??? ??? ?????????? ?????????? ?????? ????
?????????????, ?????? ?????????????? ??????????????????

Observations/Comments:

?? ?????????????? ?????????????????? :

? . ? . ?????????????? ??????????

? . ? . ??? ? . ? . ??????????

? . ? . ?????????????????????????? ??????????

? . ? . ??????????????????

Attachment(s):

 [57.2013.pdf](#)[13]

Other sources cited:

????????????????? ??? ?????????????????? ?????????????????? :

4/129362 ??? 8.3.2012, 95/50830 ??? 25.10.2011 , 4/355272 ??? 22.3.2012, 95/41461 ???
95/50707 ??? 20.4.2012, 95/11753 ??? 16.5.2012, 95/47930 ??? 20.4.2012, 95/48607 ???
20.4.2011, 95/29847 ??? 11.2.2011, 95/62446 ??? 20.4.2011

National / Other Legislative Provisions:

[ICCPR - Art 7](#) [14]

[UNCAT - Art 3](#) [15]

[European Convention on Extradition - Art 14](#) [16]

[Greece - Constitution - Art. 5](#) [17]

[Greece - Presidential Decree No. 114/2010 entitled 'Refugee status: single procedure for foreigners and stateless persons?' - Art 5](#) [18]

[Greece - ??????? ???? ??????? 1951 ?????????? ?????????? 3989/1959 \(Geneva Convention 1951 Legislative Decree\)](#) [19]

[Greece - Code of Criminal Procedure - Article 436](#) [20]

[Greece - Code of Criminal Procedure - Article 438](#) [21]

[Greece - Code of Criminal Procedure - Article 443](#) [22]

[Greece - Law 4165/1961](#) [23]

[Greece - Law 1782/1988](#) [24]

Links:

[1] <http://www.asylumlawdatabase.eu/en/content/1951-refugee-convention>

[2] <http://www.asylumlawdatabase.eu/en/content/1951-refugee-convention#1>

[3] <http://www.asylumlawdatabase.eu/en/content/1951-refugee-convention#33>

[4] <http://www.asylumlawdatabase.eu/en/content/asylum-procedures-directive>

[5] <https://www.asylumlawdatabase.eu/node/453>

[6] <http://www.asylumlawdatabase.eu/en/content/en-european-convention-protection-human-rights-and-fundamental-freedoms-echr>

[7] https://www.asylumlawdatabase.eu/node/195#toc_12

[8] https://www.asylumlawdatabase.eu/node/195#toc_22

[9] https://www.asylumlawdatabase.eu/node/195#toc_34

[10] https://www.asylumlawdatabase.eu/node/195#toc_46

[11] <http://www.asylumlawdatabase.eu/en/content/qualification-directive>

[12] https://www.asylumlawdatabase.eu/node/195#toc_62

[13] <https://www.asylumlawdatabase.eu/sites/default/files/aldfiles/57.2013.pdf>

[14] <https://www.asylumlawdatabase.eu/el/taxonomy/term/315>

[15] <https://www.asylumlawdatabase.eu/el/taxonomy/term/1938>

[16] <https://www.asylumlawdatabase.eu/el/taxonomy/term/7951>

[17] <https://www.asylumlawdatabase.eu/el/taxonomy/term/7656>

[18] <https://www.asylumlawdatabase.eu/el/taxonomy/term/7650>

[19] <https://www.asylumlawdatabase.eu/el/taxonomy/term/4374>

[20] <https://www.asylumlawdatabase.eu/el/taxonomy/term/7952>

[21] <https://www.asylumlawdatabase.eu/el/taxonomy/term/7953>

[22] <https://www.asylumlawdatabase.eu/el/taxonomy/term/7954>

[23] <https://www.asylumlawdatabase.eu/el/taxonomy/term/7955>

[24] <https://www.asylumlawdatabase.eu/el/taxonomy/term/7956>