

PUBLIC

AI Index: EUR 46/046/2006

12 October 2006

Further Information on UA 98/06 (EUR 46/017/2006, 21 April 2006) Extradition/ Torture/ Death Penalty

**RUSSIAN FEDERATION
/ UZBEKISTAN**

Bairamali Yusupov (m)

Bairamali Yusupov has been released in court as a result of a court ruling on 6 October. He will not be extradited to Uzbekistan as a regional court in the Siberian town of Tiumen decided in favour of his complaint against the extradition order.

On 21 July, the Supreme Court of the Russian Federation had sent the case back to the regional court in Tiumen for review. The Tiumen regional court had initially rejected Bairamali Yusupov's appeal not to be extradited pending the decision on his application for asylum.

Representatives from Amnesty International and from the Russian human rights centre Memorial were present at the Supreme Court hearing. Bairamali Yusupov's lawyer referred to reports by international human rights groups which stated that torture and ill-treatment are used systematically in Uzbekistan and that people may be sentenced to death after an unfair trial. The lawyer also cited Russia's obligations under international human rights and refugee law.

Bairamali Yusupov moved from Uzbekistan to Russia in 2003 after reportedly being expelled from university in 2000 on grounds of his religious conviction. In 2005, he learned that he was wanted by the Uzbekistani authorities for allegedly "attempting to overthrow the constitutional order in Uzbekistan". He applied for asylum on 16 August 2005 but was detained on 31 August. In December 2005, the Federal Security Service of the Russian Federation wrote to the department for migration at the Main Department for Internal Affairs of Tiumen Region, claiming that the death penalty had been abolished in Uzbekistan and political persecution had ceased and that Bairamali Yusupov's civil rights would therefore be respected were he to be extradited to Uzbekistan.

No further action required. Many Thanks to all those who sent appeals.