

**EXTERNAL**

**AI Index: ASA 17/111/95**

**14 December 1995**

**Further information on EXTRA 97/95 (ASA 17/59/95, 24 August 1995) and follow-up (ASA 17/71/95, 26 September) - Death penalty / Legal concern**

**PEOPLE'S REPUBLIC OF CHINA**

**Wang Jianye**

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**The death sentence passed on Wang Jianye on 3 April 1995 has just been upheld by the Supreme People's Court and execution may take place within days.**

**As soon as the approval of the sentence is received by the Guangdong Province High People's Court, the Court may issue the execution order. There is no further recourse after the Supreme People's Court. Appeal for clemency is not a right provided for by law.**

**The decision was apparently prompted by the fact that Wang Jianye had started a hunger-strike in an attempt to obtain a meeting with his lawyer and relatives. The hunger-strike reportedly lasted at least 10 days but no further details were available. An appeal to the Guangdong High People's Court was rejected on 31 July 1995 and since then Wang Jianye has not been allowed to receive any visits, nor has he been authorised to send and receive letters from his lawyer or relatives. He is reported to have been denied visits because he continued to protest his innocence. In two years of detention his wife has only been allowed two 30-minute visits, both of which were in the presence of several prison officials.**

**In a letter to his seven-year old daughter written just after the death sentence was passed, Wang Jianye said: "*Even in my last moment, I am ... like a jade tree standing alone in the wind. I have never tried to win any sympathy from those in the procuratorate. At one point, the procuratorate refused to let Mama come to visit me. I immediately announced: 'I will go on hunger-strike if you still refuse to let my wife visit me before supper tomorrow'*".**

**Wang Jianye is currently detained in a detention centre in Shenzhen city, Guangdong province in southern China.**

**People sentenced to death in China are usually kept permanently shackled and handcuffed in cells with other inmates, because authorities fear that they may commit suicide. Wang Jianye reportedly tried to commit suicide**

**when he was first detained in Thailand in September 1993.**

**FURTHER RECOMMENDED ACTION: Please send telegrams/airmail letters in Chinese, English or in your own language:**

- **urging that the death sentence passed on Wang Jianye be immediately commuted;**
- **seeking assurances that he is not being subjected to cruel, inhuman and degrading treatment by being permanently held in shackles and handcuffs;**
- **expressing concern that Wang Jianye is not allowed to receive visits from his lawyer and relatives.**

**APPEALS TO:**

**Chairman of the National People's Congress Standing Committee**

**Qiao Shi Weiyuanzhang**

**Quanguo Renmin Daibiao Dahui Changwu Weiyuanhui**

**Renmin Dahui Tang**

**Beijingshi**

**People's Republic of China**

**Telegrams: Chairman, National People's Congress Standing Committee, China**

**Salutation: Dear Chairman**

**Chairman of the Guangdong Provincial People's Congress Standing Committee      **LIN Ruo Zhuren****

**Guangdongsheng Renmin Daibiao Dahui**

**Changwu Weiyuanhui**

**Guangzhoushi**

**Guangdongsheng**

**People's Republic of China**

**Telegrams: Chairman, Provincial People's Congress Standing Committee, Guangzhou, Guangdong Province, China**

**Salutation: Dear Chairman**

**President of the Guangdong Provincial High People's Court**

**MAI Chongkai Yuanzhang**

**Guangdongsheng Gaoji Renmin Fayuan**

**26 Cangbian Lu**

**Guangzhoushi 510090**

**Guangdongsheng**

**People's Republic of China**

**Telegrams: President, Provincial High People's Court, Guangzhou, Guangdong Province, China**

**Salutation: Dear President**

**President of the Supreme People's Court of the People's Republic of China**

**REN Jianxin Yuanzhang**

**Zuigao Renmin Fayuan**

**27 Dongjiao Min Xiang**

**Beijingshi 100726**

**People's Republic of China**

**Telegrams: President, Supreme People's Court, Beijing, China**

**Salutation: Dear President**

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**People's Republic of China**

**and to diplomatic representatives of the People's Republic of China accredited to your country.**

**PLEASE SEND APPEALS IMMEDIATELY. Check with the International Secretariat, or your section office, if sending appeals after 14 January 1996.**