



Germany

Ratified the European Convention on Human Rights in 1952

National Judge: Angelika Nußberger

[Judges' CVs](#) are available on the ECHR Internet site

Previous Judges: Hermann MOSLER (1959-1980), Rudolf BERNHARDT (1981-1998), Georg RESS (1998-2004), Renate JAEGER (2004-2010)

The Court dealt with 913 applications concerning Germany in 2015, of which 901 were declared inadmissible or struck out. It delivered 11 judgments (concerning 12 applications), 6 of which found at least one violation of the European Convention on Human Rights.

Applications processed in	2013	2014	2015
Applications allocated to a judicial formation	1525	1026	789
Communicated to the Government	24	25	20
Applications decided:	3040	1195	913
- Declared inadmissible or struck out (Single Judge)	2980	1145	868
- Declared inadmissible or struck out (Committee)	45	32	20
- Declared inadmissible or struck out (Chamber)	8	5	13
- Decided by judgment	7	13	12
Interim measures:	35	35	38
- Granted	1	1	0
- Refused (including out of scope)	34	34	38

For information about the Court's judicial formations and procedure, see the [ECHR internet site](#)

Applications pending before the Court on 01/01/2016	
Total pending Applications*	576
Applications pending before a judicial formation:	208
Single Judge	71
Committee (3 Judges)	18
Chamber (7 Judges)	118
Grand Chamber (17 Judges)	1

*including applications for which completed application forms have not yet been received

Germany and ...

Its contribution to the Court's budget

For 2016 the Court's budget amounted to approximately 71 million euros. That budget is financed by contributions from the 47 member States of the Council of Europe in accordance with scales based on population and GDP; the 2016 contribution of Germany to the Council of Europe's (EUR 326 million) budget was **EUR 35,756,081**.

The Registry

The task of the Registry is to provide legal and administrative support to the Court in the exercise of its judicial functions. It is composed of lawyers, administrative and technical staff and translators. There are currently **679** Registry staff members of whom **19** are German.

Noteworthy cases, judgments delivered

Grand Chamber

Concerning the publication of photographs in the press

[Axel Springer AG v. Germany](#)

07.02.2012

The case concerned the prohibition by the German courts of two newspaper articles about the arrest and the criminal conviction of a well-known TV actor. The applicant company invoked Article 10 (freedom of press). Jurisdiction was relinquished in favour of the Grand Chamber.

[Violation of Article 10 \(freedom of expression\)](#)

See also [press release in German](#) for the cases Von Hannover and Springer.

[von Hannover v. Germany](#)

07.02.2012

Complaint about the refusal of the German courts to prohibit the publication of holiday photos of the applicants (Princess Caroline von Hannover – daughter of the late Prince Rainier III of Monaco – and her husband Prince Ernst August von Hannover) taken without their consent. The impugned decisions were delivered after the Court's Caroline von Hannover judgment of 24.06.2004 (see below). The applicants relied on Article 8 (right to respect for private and family life). Jurisdiction was relinquished in favour of the Grand Chamber.

[No violation of Article 8 \(right to respect for private and family life\)](#)

[Schatschaschwili v. Germany](#)

15.12.2015

The case concerned the complaint by a man convicted of aggravated robbery and extortion, who maintained that his trial had been unfair, as neither he nor his counsel had had an opportunity at any stage of the proceedings to question the only direct witnesses to one of the crimes allegedly committed.

[Violation of Article 6 §§ 1 and 3 \(d\) \(right to a fair trial and right of a person charged](#)

[with a criminal offence to examine or have examined witnesses against him\)](#)

[Herrmann v. Germany](#)

26.06.2012

The case concerned a landowner's complaint about being forced to accept hunting on his land, even though he is morally opposed to hunting.

[Violation of Article 1 of Protocol No. 1 \(protection of property\)](#)

The Court held in particular that the obligation to tolerate hunting on their property imposed a disproportionate burden on landowners in Germany who were opposed to hunting for ethical reasons. The Court thereby followed its findings in two previous judgments concerning hunting legislation in France and Luxembourg.

See also [press release in German](#).

[Gäfgen v. Germany \(no. 22978/05\)](#)

01.07.2010

Convicted of kidnapping and killing a child, the applicant alleged that the police threatened him with torture to make him reveal where the child was (at a time when they believed the boy to be still alive), and that evidence obtained by coercion was used against him in trial.

[Violation of Article 3 \(prohibition of torture and inhuman treatment\)](#)

[No violation of Article 6 \(right to a fair trial\)](#)

See also [press release in German](#).

[Mooren v. Germany](#)

09.07.2009

Lack of speedy review of the lawfulness of the applicant's pre-trial detention – on suspicion of tax evasion – and refusal to grant the applicant's counsel access to the case file in the proceedings.

[Violation of Article 5 § 4 \(right to have lawfulness of detention decided speedily by a court\)](#)

[No violation of Article 5 § 1 \(right to liberty and security\)](#)

[Jalloh v. Germany](#)

11.07.2006

Administration of an emetic by force to the applicant (who was suspected of drug trafficking) to make him regurgitate bags containing drugs he was believed to have swallowed when arrested. The drugs were subsequently used as evidence in the criminal proceedings against him.

Violation of Article 3 (prohibition of inhuman or degrading treatment)

Violation of Article 6 (right to a fair trial)

Sürmeli v. Germany

08.06.2006

The case concerned the length of proceedings before the national courts. The Court concluded that a constitutional complaint to the Federal Constitutional Court could not be considered an effective remedy against excessively long court proceedings that were still pending.

Violation of Article 13 (right to an effective remedy)

Violation of Article 6 § 1 (right to a fair hearing)

Jahn and others v. Germany

30.06.2005

The applicants were required after the German reunification to relinquish, without compensation, land allocated to their ascendants in the former Soviet-occupied zone.

No violation of Article 1 of Protocol No. 1 (protection of property) taken alone and in conjunction with Article 14 (prohibition of discrimination)

Sahin v. Germany & Sommerfeld v. Germany

08.07.2003

Refusal of German courts to grant two fathers access to their children born out of wedlock.

Violation of Article 14 (prohibition of discrimination) in conjunction with Article 8 (right to respect for private and family life)

No violation of Article 8 taken alone

Prince Hans-Adam II of Liechtenstein v. Germany

12.07.2001

The monarch of Liechtenstein alleged in particular that he had no effective access to court concerning his claim for the restitution of a painting confiscated in 1946 by former Czechoslovakia, while it was in one of the family's castles on the territory of the now Czech Republic.

No violation of Article 6 § 1 (access to court and fairness of the proceedings)

No violation of Article 1 of Protocol No. 1 (protection of property)

No violation of Article 14 (prohibition of discrimination).

Streletz, Kessler, Krenz, and K.-H.W v. Germany

22.03.2001

The case concerned the post-reunification conviction of East German leaders for murder, because by taking part in high-level decision making they had been instrumental in the deaths of people who had tried to flee to the West between 1971 and 1989. The applicants submitted that the acts on account of which they had been prosecuted did not constitute offences at the time when they were committed and that their conviction by the German courts had therefore been unlawful.

No violation of Article 7 (no punishment without law)

Vogt v. Germany

26.09.1995

Applicant dismissed from civil service (Federal Republic of Germany – prior to reunification) because of her political activities within the German Communist Party (DKP).

Violation of Article 10 (freedom of expression)

Violation of Article 11 (freedom of assembly and association)

Noteworthy cases, judgments delivered

Chamber

Article 5

Preventive detention

Bergmann v. Germany

07.01.2016

The case concerned Mr Bergmann's preventive detention which was retrospectively extended beyond the maximum period of ten years permissible at the time of his offences and conviction.

No violation of Article 5 (right to liberty and security)

No violation of Article 7 (no punishment without law)

This was the first case in which the Court examined the compatibility with the Convention of a convicted offender's preventive detention for therapeutic treatment purposes under the new legal

framework governing preventive detention in Germany.

See also press release in [German](#).

[H.W. v. Germany](#) (no 17167/11)

19.09.2013

The case concerned the review by the German courts of an offender's placement in preventive detention, which had been ordered by the sentencing court together with his conviction for sexual offences more than twelve years previously.

Violation of Article 5 § 1 (right to liberty and security)

[Haidn v. Germany](#)

13.01.2011

The case concerned the detention of the applicant for preventive purposes ordered subsequent to his conviction *for an indefinite duration* after having served his full prison sentence.

Violation of Article 5 § 1 (right to liberty and security)

See also [press release in German](#).

[Grosskopf v. Germany](#)

21.10.2010

The case concerned the applicant's placement in preventive detention after having served his full prison sentence. The Court held that a prisoner's preventive detention as ordered by the sentencing court does not in itself violate the Convention.

No violation of Article 5 § 1 (right to liberty and security)

See also [press release in German](#).

[M. v. Germany](#) (n°19359/04)

17.12.2009

The Court concluded that the retroactive extension of the preventive detention (*Sicherungsverwahrung*), of a prisoner considered dangerous to the public violated the Convention.

Violation of Article 5 § 1 (right to liberty)

Violation of Article 7 § 1 (no punishment without law)

See also [press release in German](#).

On 13.01.2011, the Court delivered judgments in three similar applications, [Kallweit](#), [Mautes and Schummer v. Germany](#). See also [press release in German](#).

Short-term (police) custody

[Schwabe and M.G. v. Germany](#)

01.12.2011

The case concerned the detention of two young men for more than five days in June 2007, to prevent them from participating in demonstrations against the G8 summit of Heads of State and Government held in Heiligendamm near Rostock, Germany.

Violation of Article 5 § 1 (right to liberty and security)

Violation of Article 11 (freedom of assembly and association)

See also [press release in German](#).

[Ostendorf v. Germany](#)

07.03.2013

The case concerned a football supporter's complaint about his four-hour police custody in order to prevent him from organising and taking part in a violent brawl between football hooligans.

No violation of Article 5 § 1 (right to liberty and security)

Complaints under Article 6

Right to a fair trial

[Furcht v. Germany](#)

23.10.2014

The case concerned the complaint by a man convicted of drug trafficking that the criminal proceedings against him had been unfair, as he had been incited by undercover police officers to commit the offences of which he was convicted.

Violation of Article 6 § 1

Presumption of innocence

[El Kaada v. Germany](#)

12.11.2015

The case concerned Mr El Kaada's complaint that the decisions of the German courts revoking the suspension of a prison sentence previously imposed on him had violated his right to be presumed innocent.

Violation of Article 6 § 2

[Karaman v. Germany](#)

27.02.2014

The case concerned Mr Karaman's complaint that his right to be presumed innocent was breached on account of references to his participation in a criminal offence in a judgment handed down by a

German court in criminal proceedings against several of his co-suspects, who were tried separately from him.

[No violation of Article 6 § 2](#)

Cases concerning parental authority and access – private and family life (Article 8)

[Kuppinger \(no. 2\) v. Germany](#)

15.01.2015

The case concerned the complaint by the father of a child born out of wedlock that the proceedings he had brought to enforce court decisions granting him contact rights with his son were excessively long and ineffective.

[Violation of Article 8 as regards the execution of an interim decision of May 2010 granting Mr Kuppinger the right to see his son](#)

[No violation of Article 8 as regards both the execution of an order on contact custodianship of September 2010 and the proceedings on the review of the contact regulations](#)

[Violation of Article 13 \(right to an effective remedy\) in conjunction with Article 8](#)

[I.S. v. Germany \(no. 31021/08\)](#)

05.06.2014

The case concerned a woman's complaint of not being able to have regular contact and receive information about her biological children who had been adopted by another couple.

[No violation of Article 8](#)

The Court considered that by consenting to the adoption, Ms S. had knowingly given up all rights as regards her biological children.

[Ahrens and Kautzor v. Germany](#)

22.03.12

The cases concerned the German courts' refusal to allow two men to respectively challenge another man's paternity, in one case of the applicant's biological daughter, in the other case of the applicant's presumed biological daughter.

[No violation of Article 8](#)

[No violation of Article 8 in conjunction with Article 14 \(prohibition of discrimination\)](#)

See also [press release in German](#).

[Schneider v. Germany](#)

15.09.2011

The case concerned the German courts' refusal to grant the applicant access to a

boy who he claims is his biological son and whose legal father is the mother's husband.

[Violation of Article 8](#)

See also [press release in German](#).

[Anayo v. Germany](#)

21.12.2010

The case concerned the German courts' refusal to grant the applicant access to his biological children with whom he had never lived.

[Violation of Article 8](#)

See also [press release in German](#).

[Zaunegger v. Germany](#)

03.12.2009

Impossibility for the applicant – under German law applicable at the time – to obtain joint custody of his child, born out of wedlock, against the mother's will.

[Violation of Article 14 \(prohibition of discrimination\) in conjunction with Article 8 \(right to respect for family life\)](#)

See also [press release in German](#).

[Görgülü v. Germany](#)

26.02.2004

Refusal of domestic courts to grant the applicant custody of and access to his child, placed in foster care.

[Violation of Article 8](#)

[Kutzner v. Germany](#)

26.02.2002

Withdrawal of parental authority because the parents did not have the "intellectual capacity required" to bring up their children.

[Violation of Article 8](#)

Other cases concerning the respect for private life (Article 8)

[Kahn v. Germany](#)

17.03.2016

The case concerned the repeated publication of photos of the children of Oliver Kahn, former goalkeeper of the German national football team in two magazines aimed at the general public, in spite of a blanket ban on publication ordered by a court.

[No violation of Article 8](#)

Bohlen v. Germany

Ernst August von Hannover v. Germany

19.02.2015

The cases concerned the use in humorous cigarette advertisements of the first names of two public figures in Germany and of news items about them, without their consent. The advertisements in question referred, respectively, to a book published by the musician Dieter Bohlen and to altercations in which Ernst August von Hannover had been involved.

[No violation of Article 8](#)

von Hannover v. Germany (no. 3)

19.09.2013

The case concerned a complaint lodged by Princess Caroline von Hannover relating to the refusal of the German courts to grant an injunction prohibiting any further publication of a photograph of her and her husband taken without their knowledge while they were on holiday. The photograph was accompanied by an article about the trend amongst the very wealthy towards letting out their holiday homes.

[No violation of Article 8](#)

The Court held that the German courts had taken into consideration the essential criteria and the Court's case-law in balancing the different interests at stake in the case.

Koch v. Germany

19.07.2012

The case concerned the German authorities' refusal to grant Mr Koch's late wife, who was almost completely paralysed and in need of artificial ventilation, authorisation to acquire a lethal dose of medication enabling her to commit suicide.

[Violation of Article 8](#)

The Court held that the refusal of the German courts to examine the merits of Mr Koch's complaint about that decision, brought on behalf of his wife and on his own behalf, violated his procedural rights under Article 8.

[See also press release in German.](#)

Stübing v. Germany

12.04.2012

The case concerned the applicant's conviction and prison sentence for an incestuous relationship with his younger sister whom he had only met as an adult, having been adopted by his foster family, and with whom he had four children.

[No violation of Article 8](#)

[See also press release in German](#)

Obst and Schüth v. Germany

23.09.2010

Both cases concerned the applicants' dismissal from employment with a Church for engaging in an extra-marital relationship. Mr Obst held the post of European public relations officer within the Mormon Church; Mr Schüth was the organist and choirmaster in a Catholic parish in Germany.

[No violation of Article 8 in the case of Mr Obst](#)

[Violation of Article 8 in the case of Mr Schüth](#)

[See also press release in German.](#)

Brauer v. Germany

28.05.2009

Inability of applicant, who was born out of wedlock before 1949 and grew up in the former GDR (Eastern Germany) while her father lived in West Germany, to exercise inheritance rights following her father's death after German reunification.

[Violation of Article 14 \(prohibition of discrimination\) in conjunction with Article 8](#)

Storck v. Germany

16.06.2005

Applicant's confinement to a locked ward of a psychiatric clinic without a court having ordered her placement or treatment.

[Violation of Articles 5 § 1 \(right to liberty and security\)](#)

[Violation of Article 8](#)

Caroline von Hannover v. Germany

24.06.2004

Failure of German courts to afford applicant (daughter of the late Prince Rainier III of Monaco) adequate protection from the publication of photographs taken without her knowledge by paparazzi and showing her in her private life.

[Violation of Article 8](#)

Cases concerning freedom of thought, conscience and religion (Article 9)

Wasmuth v. Germany

17.02.2011

The applicant complained of the obligation, for the purpose of tax collection, to inform his employer and the authorities about his

non-affiliation with any religious group authorised to levy church tax.

[No violation of Articles 8 \(right to respect for private and family life\) or 9](#)

See also [press release in German](#).

[Siebenhaar v. Germany](#)

03.02.2011

The applicant complained of her dismissal as an employee of a Protestant kindergarten for active membership in another religious community.

[No violation of Article 9](#)

See also [press release in German](#).

Cases concerning freedom of expression (Article 10)

[Annen v. Germany](#)

26.11.2015

The case dealt with a civil injunction by the German courts which prohibited an activist from continuing to distribute anti-abortion leaflets in the vicinity of a day clinic which performed abortions, and from continuing to list on his website the names of the doctors running the clinic.

[Violation of Article 10 on account of the order to stop distributing the leaflets in question](#)

[Violation of Article 10 in its procedural aspect, on account of the order to stop listing the names of the doctors on the website in question](#)

[Axel Springer AG \(no. 2\) v. Germany](#)

10.07.2014

The case concerned a German courts' banning order against the publisher of the daily newspaper *Bild* to further publish newspaper articles about suspicions and doubts on the part of Mr Thiele – deputy president of the Liberal Democratic Party's (FDP) parliamentary group – with regard to the conditions and circumstances preceding former Chancellor Schröder's appointment as chairman of the supervisory board of the German-Russian consortium *Konsortium Nordeuropäische Gaspipeline* (NEGP).

[Violation of Article 10](#)

[Brosa v. Germany](#)

17.04.2014

The case concerned a court injunction prohibiting Mr Brosa from distributing a leaflet in which he called not to vote for a candidate for local mayor who allegedly provided cover for a neo-Nazi organisation.

[Violation of Article 10](#)

The Court held in particular that the German courts had failed to establish that it was necessary to put the protection of the candidate's personality rights above Mr Brosa's freedom of expression.

[Peta Deutschland v. Germany](#)

08.11.2012

The case concerned a civil injunction which prevented the animal rights organisation PETA from publishing a poster campaign featuring photos of concentration camp inmates along with pictures of animals kept in mass stocks.

[No violation of Article 10](#)

The Court held in particular that a reference to the Holocaust had to be seen in the specific context of the German past. In that light, the Court accepted that the German courts had given relevant and sufficient reasons for granting the civil injunction.

[Heinisch v. Germany](#)

21.07.2011

The case concerned the dismissal without notice of a geriatric nurse after having brought a criminal complaint against her employer alleging deficiencies in the care provided.

[Violation of Article 10](#)

See also [press release in German](#).

[Aydin v. Germany](#)

27.01.2011

The applicant, a Turkish national of Kurdish origin, complained about her criminal conviction for having signed a declaration in support of the Workers' Party of Kurdistan (PKK), an organisation which had been banned by the German authorities.

[No violation of Article 10](#)

[Hoffer and Annen v. Germany](#)

13.01.2011

The case concerned the applicants' conviction of defamation for statements made in an anti-abortion pamphlet they distributed in front of a medical centre.

[No violation of Article 10](#)

[Violation of Article 6 § 1 \(right to a fair trial within a reasonable time\)](#)

First pilot judgment in respect of Germany

[Rumpf v. Germany](#)

02.09.2010

The case concerned the excessive length of proceedings before the domestic courts, a recurring problem underlying the most frequent violations of the Convention found in respect of Germany. The Court held that Germany had to introduce within one year an effective domestic remedy against excessively long court proceedings.

Violation of Article 6 § 1 (right to a fair hearing within a reasonable time)

Violation of Article 13 (right to an effective remedy)

See also [press release in German](#).

Other noteworthy cases, judgments delivered

Chamber

[Gray v. Germany](#)

22.05.2014

The case concerned the death of a patient in his home in the United Kingdom as a result of medical malpractice by a German doctor, who had been recruited by a private agency to work for the British National Health Service. The patient's sons complained that the authorities in Germany, where the doctor was tried and convicted of having caused the death by negligence, had not provided for an effective investigation into their father's death.

No violation of Article 2 (right to life)

[Althoff and Others v. Germany](#)

08.12.2011

The case was brought by a group of heirs of an owner of property, which was expropriated at the time of the socialist German Democratic Republic (GDR) and which had previously belonged to Jewish owners who were forced to sell it under the Nazi regime. The applicants complained that the Property Act, whose purpose was to settle property conflicts on the territory of the former GDR, was amended with retrospective effect in 1998.

Violation of Article 1 of Protocol No. 1 (protection of property)

See also [press release in German](#).

[Hellig v. Germany](#)

07.07.2011

The case concerned the applicant's complaint about being placed naked in a security cell in prison for seven days.

Violation of Article 3 (prohibition of inhuman and degrading treatment)

See also [press release in German](#).

Noteworthy cases, decisions delivered

[Fuchs v. Germany](#)

Decision of 27.01.2015

The case concerned the complaint by a lawyer – relying in particular on Article 10 (freedom of expression) of Convention – of criminal and disciplinary sanctions imposed on him for, among other things, defamatory statements against an expert for the prosecution, which the lawyer had made while representing a client.

The Court declared the application inadmissible as being manifestly ill-founded.

[Klausecker v. Germany](#)

[Perez v. Germany](#)

Decisions of 06.01.2015

The cases concerned complaints related to employment in international organisations – the European Patent Office and the United Nations (UN) – and the alleged lack of access to the national courts in respect of those complaints.

In its decisions in these cases, the Court has – by a majority in the case of Klausecker and unanimously in the case of Perez – declared the applications inadmissible.

[Zierd v. Germany](#)

Decision of 08.04.2014

Before the Court, Ms Zierd complained about the forced administration of medication on her late son during detention in a psychiatric hospital.

The applicant relied on Articles 2 (right to life), 3 (prohibition of inhuman or degrading treatment), 5 (right to liberty and security) and 8 (right to respect for private and family life) of the Convention.

The Court decided to strike the application out of its list of cases as it received a

proposal of [unilateral declaration](#) from the German Government.¹

Baudler, Reuter and Müller v. Germany

Decisions of 6 December 2011

The cases of *Baudler* and *Reuter* concerned decisions by the Protestant Church to place one clergyman on leave of absence and to oblige another to take early retirement. The case of *Müller* concerned a decision by the Salvation Army to terminate the missionary service of two officers. Relying on Article 6 § 1 (right of access to a court), the applicants complained that they did not have access to a court in order to obtain a review of the ecclesiastical measures taken, because the national courts had ruled that the impugned decisions were an internal Church matter and therefore not subject to judicial review.

The Court declared the complaints inadmissible, holding in particular, in the cases of *Baudler* and *Reuter*, that the proceedings instituted by the applicants had not related to a right recognised under German law such that Article 6 of the Convention could be brought into play. In the case of *Müller*, the Court concluded that the applicants could not argue that they had been deprived of the right to obtain a decision on the merits of their claim.

See also [press release in German](#).

Dojan and others v. Germany

Decision of 13.09.2011

The case concerned the complaints by five married couples about the authorities' refusal to exempt their children from mandatory sex education classes and other school activities which they alleged had constituted a disproportionate restriction of their right to educate their children in conformity with their religious convictions.

The Court declared the complaint inadmissible, holding in particular that there was no indication that the classes and activities at issue had put into question the parents' sexual education of their children based on their religious convictions. Neither had the school authorities manifested a preference for a particular religion or belief within those activities.

¹ In a case before the European Court of Human Rights, where a friendly settlement procedure has been unsuccessful, the respondent Government may make a declaration acknowledging the violation of the European Convention on Human Rights and undertaking to provide the applicant with redress.

See also [press release in German](#)

Sfountouris and Others v. Germany

Decision of 31.05.2011

The case concerned the refusal of the German courts to award compensation to descendants of the victims of an SS massacre in Greece in 1944. The applicants relied on Article 1 of Protocol No. 1 (protection of property) and Article 14 (prohibition of discrimination).

The Court declared the complaint inadmissible, holding in particular that the applicants had no legitimate expectation to be able to benefit from compensation for the damages sustained.

See also [press release in German](#).

Bock v. Germany

Decision of 19.01.2010

The case concerned the excessive length of proceedings before the administrative court concerning a claim for 7.99 EUR. The applicant complained under Articles 6 § 1 (right to a fair hearing within a reasonable time) and 13 (right to an effective remedy). The Court considered the complaint an abuse of the right of application.

See also [press release in German](#).

Appel-Irrgang v. Germany

Decision of 06.10.2009

The case concerned mandatory ethics classes for pupils of grade 7 to 10 in Berlin, which the applicants opposed. They relied on Article 9 (freedom of thought, conscience and religion) and Article 2 of Protocol No. 1 (right to education).

The Court declared the complaint inadmissible, holding in particular that according to the law in question the ethics classes' aim was to examine fundamental questions of ethics independently of pupils' cultural, ethnic and religious origins and that the classes were therefore in conformity with the principles of pluralism and objectivity embodied in Article 2 of Protocol No. 1.

von Maltzan and others v. Germany

Decision of 02.03.2005

The cases concerned the indemnification and compensation terms for those whose property was expropriated either after 1949 in the GDR (Eastern Germany) or between 1945 and 1949 in the former Soviet Occupied Zone of Germany. The applicants relied in particular on Article 1 of Protocol

No. 1 (protection of property) and Article 14 (prohibition of discrimination) taken together with Article 1 of Protocol No. 1.

[Applications inadmissible](#)

[Noteworthy pending cases](#)

Grand Chamber

Khan v. Germany (no. 38030/12)

The case concerns the applicant's imminent expulsion to Pakistan after she had committed manslaughter in Germany in a state of mental incapacity.

Ms Khan complains in particular that her expulsion to Pakistan would be in violation of Article 8 (right to respect for private and family life) of Convention. She submits in particular that, thanks to the treatment she

is being given, her behaviour is now balanced, and maintains that the withdrawal of social and medical services would lead to a deterioration of her mental state. She also states that her removal from Germany would disrupt her close relationship with her son.

In its Chamber [judgment](#) of 23 April 2015, the Court held, by six votes to one, that Ms Khan's expulsion to Pakistan would not constitute a violation of Article 8 of the Convention.

Case [referred](#) to the Grand Chamber on 14 September 2015

Press Contact
+33 (0)3 90 21 42 08