



EURO POL: Human Rights, Nov 80



From: THE PRIVATE SECRETARY

*cc R*



*CF*

HOME OFFICE  
QUEEN ANNE'S GATE  
LONDON SW1H 9AT

*BA*

*Please ensure  
all other recipients are  
contacted with*

1 May 1986

*Dear Charles, this draft*

*I will sign  
or return  
CDM*

STRASBOURG-PROOFING

Thank you for your letter of <sup>attached</sup> 6 April.

..... I attach, as requested, a draft Private Secretary letter from No 10 to accompany the guidance. I believe that all copy recipients of the Home Secretary's minute of 17 March are content for this to issue.

I am copying this letter to the Private Secretaries to the Lord President, the Lord Chancellor, the Foreign and Commonwealth Secretary, the Secretaries of State for Education & Science, Scotland, Social Services, Employment and Northern Ireland, the Attorney General, the Lord Advocate and Sir Robert Armstrong.

*Yours*

*Clare*

MS C PELHAM

Charles Powell, Esq.,

## DRAFT LETTER

ADDRESSEE'S REFERENCE .....

TO	ENCLOSURES	COPIES TO BE SENT TO
<p>To accompany Cabinet Office guidance on Strasbourg proofing</p> <p>(FULL POSTAL ADDRESS)</p>		<p>(FULL ADDRESSES, IF NECESSARY)</p>

LETTER DRAFTED FOR SIGNATURE BY ..... PS to PM

(NAME OF SIGNATORY)

STRASBOURG - PROOFING

It is clearly desirable that any proposed domestic measures affecting our law, procedures, and practices, should be compatible with our obligations under the European Convention on Human Rights. It has been decided that the best way of securing this is to evolve a routine system by which new proposals, whether legislative or administrative which might have implications for human rights are considered from the point of view of the effect of Strasbourg jurisprudence.

The attached guidance from the Cabinet Office is designed to assist Departments when first considering proposals, or later when submitting any measure for collective Ministerial approval, where these proposals or measures might have a bearing on human rights. It also stresses that it is desirable for Departments to make more use of the friendly settlement procedure to avoid cases coming to

the Court which have been decided against the United Kingdom by the Commission; and that the Government might take action on existing measures where there is a danger of an adverse finding in Strasbourg.

It is not suggested that anticipating Strasbourg's jurisprudence will be a necessarily simple or straightforward task; but Ministers ~~do~~ attach particular importance to the full recognition within Whitehall of the need for these procedures, and would be grateful if the attached circular of guidance could be brought to the attention of all policy and legal branches of your Department

EURO POL : Human Rights 11/80



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Handwritten notes and a large, faint stamp that appears to say "CORRECTION" in reverse.

Extremely faint, illegible text at the bottom of the page, possibly bleed-through or very light handwriting.