COMMITTEE OF MINISTERS
COMITÉ DES MINISTRES
COUNCIL OF EUROPE
CONSEIL DE L'EUROPE

1553rd meeting, 9-11 March 2026 (DH)

H46-25 J.A. and Others group (Application No. 21329/18) and Sadio (Application No. 3571/17) v. Italy

Supervision of the execution of the European Court's judgments

Reference document
CM/Notes/1553/H46-25

Decisions

The Deputies

1. recalled that these cases concern the unlawful detention, between 2016 and 2019, in poor living conditions of the applicants in the "hotspots" of Lampedusa and Taranto and in the reception centre of Cona (Venice) and the collective expulsion of some of them; recalled further that the case of *A.E. and Others* also concerns the transfer of the applicants in inhuman and degrading conditions in the context of their attempted removal by the authorities to their country of origin and the lack of investigations into allegations of ill-treatment of one of them;

As regards individual measures

2. noting the information provided, including on the payment of the just satisfaction, considered that no further individual measures are required in *J.A. and Others* and *Sadio;* requested the authorities to provide an assessment by the competent judicial authorities whether it is possible to carry out new criminal investigations into the applicant's (*T.B.*) allegations of ill-treatment in *A.E. and Others*;

As regards general measures

3. noted with satisfaction the authorities' continued efforts to improve living conditions in "hotspots", as reflected by the closure of the Taranto "hotspot" for refurbishment works and the progress achieved in the Lampedusa centre since 2023*;* invited the authorities to build on these results and provide updated information, including, as previously requested, on the current situation in all operative "hotspots";

4. welcomed the significant reduction in the average length of stay at the Lampedusa "hotspot" since 2022, recognising this as essential for ensuring efficient and swift screening and transfer procedures and Convention compliant short restrictions of movements; encouraged the authorities to build upon this progress and invited them to provide, for all "hotspots", updated information on this issue and on migrants' possibilities to leave these centres;

5. noted the information on domestic legislation prohibiting the detention of unaccompanied minors and guaranteeing adequate reception conditions; considering that reported gaps in its practical application stem essentially from shortcomings in identification and age assessment procedures, recalled that this issue is followed in the case of *Darboe and Camara*;

6. noted with interest the information on the prohibition of collective expulsions and extensive safeguards currently existing in the national law; noted also the well-established case-law of the Court of Cassation, including on the duty to provide adequate information on asylum procedure to arriving migrants, which offers an effective possibility to redress shortcomings in the application of the relevant provisions;

7. welcomed, with regard to *A.E. and Others,* the information provided on the discontinuation of the practice of long-distance coercive transfer of migrants in view of their expulsion and considered this positive development, in principle, sufficient to prevent similar violations; invited the authorities to provide their assessment of the remaining issue raised by this judgment;

8. noting the forthcoming application in June 2026 of the EU Pact on Migration and Asylum, including the creation of an independent monitoring mechanism, invited the authorities to provide information on relevant legislative and other developments and the impact they will have on the existing legal framework, ensuring that measures adopted in relation to the issues raised by these judgments and associated safeguards, fully comply with the standards of the Convention and the Court's established case-law;

9. decided to close their supervision of the case of *Sadio* and adopted Final Resolution CM/ResDH(2026)33; invited the authorities to provide information on the questions mentioned above and those outlined in the Secretariat's analysis by 15 December 2026 at the latest.