
Annex I

MODEL FORM FOR THE SUBMISSION OF COMMUNICATIONS UNDER THE OPTIONAL PROTOCOL TO THE INTERNATIONAL COVENANT ON CIVIL AND POLITICAL RIGHTS, THE CONVENTION AGAINST TORTURE OR THE INTERNATIONAL CONVENTION ON THE ELIMINATION OF ALL FORMS OF RACIAL DISCRIMINATION

Please indicate which of the above procedures you are invoking:

INTERNATIONAL COVENANT ON CIVIL AND POLITICAL RIGHTS.....

Date: June 2018

I. Information on the complainant

Name: Keim.....First name(s): Walter.....

Nationality: German.....Date and place of birth: 25 March 1948, Schwäbisch Gmünd, Germany

Address for correspondence on this complaint:

Opplandsveien 210.....

NO-4885 Grindstad, Norway.....

Submitting the communication:

on your own behalf

~~or on behalf of another person~~

II. State concerned/articles violated

Name of the State that is either a party to the Optional Protocol (for complaints to the Human Rights Committee) or has made the relevant declaration (for complaints to the Committee against Torture or the Committee on the Elimination of Racial Discrimination): Germany.....

Articles of the Covenant or Convention alleged to have been violated:

Article 19: "Everyone shall have the right to freedom of expression; this right shall include **freedom to seek, receive and impart information**

III. Exhaustion of domestic remedies/application to other international procedures

Steps taken by or on behalf of the alleged victims to obtain redress within the State concerned for the alleged violation. Detail which procedures have been pursued, including recourse to the courts and other public authorities, which claims you have made, when and with which outcomes:

- Claim of 14. July 2012 to the Administrative Court München (VG München) applies for access to statements of the Bavarian State Ministry of Justice (StMJ) and the Bavarian State Ministry of Interior (StMI) to reject the proposals of the CoE Human Rights Commissioner Thomas Hammarberg.
- Decision VG München Keim ./ Bavaria Az. M 17 K 12.3408: **Access denied.**
- Appeal 14. February 2014 to the Higher Administrative Court (Verwaltungsgerichtshof BayVGH) BayVGH Az. 5 ZB 13.1559: **The appeal is rejected by sentence which is final**
- Complaint to the constitutional court of 17. March 2014 file number 1 BvR 897/14 was rejected 13. January 2016. **The complaint is not accepted.**

Have you submitted the same matter for examination under another procedure of international investigation or settlement (e.g., the Inter-American Commission on Human Rights, the European Court of Human Rights or the African Commission on Human and Peoples' Rights)?

Yes

If so, detail which procedure(s) have been, or are being, pursued, which claims you have made, when and with which outcomes:

- 4 February 2016 Complaint to European Court of Human Rights, Applicatio no. 13912/16: "The refusal by the Bavarian State Ministry of Justice (StMJ) and the Bavarian State Ministry of Interior and the Bavarian Land Parliament to give access in the files violates the applicant's rights under Article 10 ECHR and Article 19 (2) of the ICCPR."
- 30 June 2016 the European Court of Human Rights decided. "(T)he admissibility criteria (...) have not been met"

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IV. Facts of the complaint

Detail, in chronological order, the facts and circumstances of the alleged violations. Include all matters which may be relevant to the assessment and consideration of your particular case. Please explain how you consider that the facts and circumstances described violate your rights.

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Included Annexes give this information:

- Submission of chronological summaries from administrative remedies and national court and ECHR remedies
- ECHR complaint (page 5 to 10) for explanation of details of facts and circumstances in easy to read and understand English



Author's signature:

[The dotted lines simply indicate where your responses are required. You should take as much space as you need.]

V. Supporting documentation (copies, not originals, to be enclosed with your complaint)

- Written authorization to act (if you are bringing the complaint on behalf of another person and are not otherwise justifying the absence of specific authorization)
- Decisions of domestic courts and authorities on your claim (a copy of the relevant national legislation is also helpful)
- Complaints to and decisions by any other procedure of international investigation or settlement
- Any documentation or other corroborating evidence you possess that substantiates your description in part IV of the facts of your claim and/ or your argument that the facts described amount to a violation of your rights

If you do not enclose this information and it needs to be sought specifically from you, or if accompanying documentation is not provided in the working languages of the secretariat (English, French, Spanish or Russian), the con-sideration of your complaint may be delayed.

