

OPEN LETTER TO THE EUROPEAN COURT OF HUMAN RIGHTS

Subject: Request for urgent analysis of the facts that prejudiced the electoral process in Romania and the rights of Romanian citizens

PREMISE

In compliance with the Convention on Human Rights, more precisely articles:

- **Article 1** (State's obligation to respect human rights)
- **Article 5** (Right to liberty and security)
- **Article 6** (Right to a fair trial)
- **Article 8, paragraph 2** (Right to respect for private and family life)
- **Article 10** (Freedom of expression)
- **Article 14** (Prohibition of discrimination, more precisely on the basis of opinions)
- **Article 17** (Prohibition of abuse of law)
- **Article 19** (Creation of the European Court for the protection of human rights against abuse of power and law, created precisely to ensure compliance with the commitments of the signatory states in the field of human rights)

In compliance with the Additional Protocol to the Convention for the Protection of Human Rights and Fundamental Freedoms, **Article 3** (The right to free voting). In compliance with the Treaty on European Union, more precisely **Article 10** (The principle of representative democracy) which in paragraph 2 states that “the functioning of the European Union is based on REPRESENTATIVE DEMOCRACY. The Member States are represented in the European Council by their respective Heads of State and Government who are, in turn, democratically accountable to the parliament and the citizens), **Article 11** (Extension of the democratic principle), which in paragraph 2 states that the institutions are committed to permanent dialogue with civil society - THAT IS, WE, ROMANIAN CITIZENS IN OUR ORGANIZATIONAL FORMS, INCLUDING THE ROMANIAN DIASPORA!).

In compliance with the International Covenant on Civil and Political Rights, more precisely:

- **Article 1** (The sacred right of peoples to SELF-DETERMINATION)
- **Article 19** (Freedom from persecution for one's opinions)
- **Article 20** (Condemnation of the notion of war and incitement to national hatred, discrimination, hostility, and violence)
- **Article 25, letter b)** (THE RIGHT TO VOTE AND TO BE VOTED, IN TRUTHFUL ELECTIONS HELD BY UNIVERSAL, EQUAL, AND SECRET SUFFRAGE IN ORDER TO GUARANTEE THE FREE EXPRESSION OF THE WILL OF THE ELECTORS)

REQUEST

We, the Romanian citizens, both in the country and abroad, as an integral part of Romanian and European civil society, request an **urgent analysis of the facts that prejudiced the electoral process in Romania**, affecting democratic principles and fundamental rights.

FACTS

- **24/11/2024** - The first round of voting takes place, resulting in the partial victory of two candidates: **Ms. Elena Lasconi** (USR candidate - pro-European) and **Mr. Călin Georgescu**

(Independent candidate - sovereignist). The second round was to take place on **December 8** in Romania and on **December 6, 7, and 8** abroad.

- **03/12/2024** - The **Constitutional Court of Romania (CCR)** **validates the first round**, confirming that no irregularities were found that could change the result. The Court establishes the organization of the second round on December 8 in Romania and December 6-8 abroad.
- **06/12/2024** - The **Constitutional Court annuls the voting process underway abroad**, citing alleged foreign interference, a claim that remains unsupported by evidence even after three months. In this period, multiple unsubstantiated reasons were invoked.
 - The **Romanian Constitutional Court is composed of 9 politically appointed judges**:
 - 4 from the **Social Democratic Party (PSD)**
 - 1 from the **Democratic Union of Hungarians in Romania (UDMR)**
 - 1 from the **National Liberal Party (PNL)**
 - 3 appointed by former President **Iohannis**
- **26/02/2025** - **Călin Georgescu is arrested**, detained for six hours, and released under judicial control with a **travel ban**.
 - The prosecutor behind this action, **Marius Iacob**, is under investigation for multiple complaints filed with the **Judicial Inspectorate**.
- **07/03/2025** - **Călin Georgescu re-files his candidacy** for the May elections, backed by **over 300,000 signatures** from Romanian citizens.
- **10/03/2025** - The **Central Electoral Bureau (BEC)** **rejects Georgescu's candidacy**, under dubious conditions:
 - The meeting was **not recorded**.
 - A member of BEC stated that the decision was based on the "**conscience**" of the voting members rather than legal provisions.

Issues with this decision:

- **Subjectivity**: "Conscience" cannot override legal procedures.
- **Political Bias**: The BEC is composed of **party-affiliated** members, jeopardizing neutrality.
- **Formal Obligation**: The BEC's role is **only to check file completeness**, not to evaluate candidacy legitimacy (which is **CCR's responsibility**).
- **BEC members belong mostly to ruling political parties**, increasing concerns about impartiality.
- **11/03/2025** - The **Constitutional Court rejects Georgescu's appeal** regarding the BEC decision.

CONCLUSION

Given the **political composition** of CCR and BEC, their **unbalanced favor toward ruling parties**, and the **lack of evidence supporting the cancellation of the second round**, we, the Romanian citizens, demand:

1. **Verification of human rights violations** affecting Romanian citizens.

2. **Investigation into possible abuse of power** by state institutions.
3. **Evaluation of the legitimacy of recent political decisions** that impacted democratic processes.

Taking into account that:

- No evidence has been presented to support the annulment of the second round.
- The **BEC's rejection of Georgescu's candidacy was based on subjective reasoning** rather than legal provisions.
- **The institutions involved in these decisions are politically influenced**, raising concerns about fairness and democracy.

We, the Romanian citizens, demand an urgent and clear intervention from the European Court of Human Rights to examine the **political and social situation in Romania**, ensuring compliance with democratic principles and the rule of law.

Date:

Signed:

The Romanian citizens, an integral part of Romanian and European civil society