31st Council
10-13 June 2020
Online
by the European Greens

Title: **AM-64-2 to Res 4.: Defending the Right to Protest**

Tabled by: Bündnis90/Die Grünen

Demands

From line 64 to 66:

~~4. Statutorily recognising civil disobedience as a legitimate form of democratic participation and political expression at local and European levels;~~

4. Ensuring that peaceful civil disobedience is treated proportionately by prosecutors and courts, that its non-violent and conscientious character is taken into account, and that disproportionate criminal penalties against peaceful protesters are opposed at local, national and European levels;

Explanation / Comment

German law does not recognize a statutory category of "legitimate civil disobedience." The proposal replaces this statutory recognition with the principle of proportionality in prosecution and sentencing. It is aligned with demand 12 ("excessive criminal penalties") and principle 8 of the resolution.