

**III. STATEMENT OF ALLEGED VIOLATIONS OF THE CONVENTION,  
15.6. Violation F.**

The Conventions

Without prejudice any other possible complaint and contention of other violations of the various conventions ratified by Denmark, it is the applicant's contention that the following articles has been violated by the Danish authorities:

A. The International Covenant on Civil and Political Rights of 16th December 1966.

Article 14.5.:

"Everyone convicted of a crime shall have the right to his conviction and sentence being reviewed by a higher tribunal according to law."

The alleged violation

Although that MH was freely given the right to have his sentence at the Lower Court reviewed by the High Court, the appeal will consider enormous sacrifice on MH's behalf making the right to appeal rather absurd and ludicrous.

It is the contention of the applicant that the conditions related to MH's appeal rights are such, that the authorities enforce "a certain pressure" on MH, in order that such appeal will not take place. The authorities use the pre-trial incarceration of MH, as a force. If MH had not appeal 9 the Lower Court sentence in November 1982, he would have been subjected to various immediate benefit and parole on the 1st of August 1983. The appeal proceedings at the High Court will take several years and first start in the autumn of 1983, after the date which MH could have been released.

From the defence point of view is the most serious factor as to this appeal not that MH is incarcerated, but that he is deprived on working facilities which is required in order that he can work on the defence. The defence have conclusively made the authorities and the Courts aware of this, however without any results.

MH has already suffered considerable punishment prior to the final sentence and will still for a long time suffer under incarceration, alone due to the appeal.