

臨沂市公安局李登全局長
蘭山區上海路 7 號
山東省 臨沂市
中華人民共和國

親愛的李局長：

我來信向您表達我的擔憂，前人權律師丁家喜從 2019 年 12 月 26 日遭警方帶走至今，已遭禁止通訊拘留超過 1 年。得知本案已延長偵查期至 2021 年 1 月 19 日實在令人堪憂，這代表丁家喜依然持續無法與家屬和指定律師聯絡。

丁家喜遭以「煽動顛覆國家政權罪」起訴，遭拘留於臨沂市拘留中心，但他不過是在 2019 年 12 月 26 日參與了一場廈門聚會而已，僅僅是在和行使自由集會權利。

將丁家喜和其他參與廈門集會的人權捍衛者逮捕已經違反了國際人權法及標準，包含自由權和自由集會權。2020 年 3 月 23 日，聯合國人權專家對於丁家喜和其他另外兩位面臨相似處境的人權捍衛者感到嚴重擔憂，兩位人權捍衛者也同樣在參與廈門聚會後遭到禁止通訊拘留。專家也表示非常驚訝看到中國政府持續以國安法針對和平集會、和行使權利的人權捍衛者。

得知丁家喜持續遭到拘留令人非常憂慮，家屬和律師也無法確保他的身心狀況無虞。由於當局提供給受到禁止通訊拘留者的安全保障十分有限，我非常擔心丁家喜面臨酷刑及不人道待遇的風險。

我在此敦促您：

- 立即無條件釋放丁家喜，除非有充分證據證明他犯下國際公認罪行；而他也必須受到符合國際標準的公正審判；
- 在丁家喜獲釋之前，確保他能夠定期且不受限制地與他所選擇的律師及家人聯繫，並確保他被拘留期間不會受到酷刑及其他虐待；
- 停止騷擾和逮捕其他和行使結社權及其他權利的人權捍衛者。

敬此

Director Li Dengquan
Linyi Shi Public Security Bureau
7 Shanghai Lu, Lanshan Qu
Linyi Shi, Shandong Sheng
People' s Republic of China

Dear Director Li:

I am writing to express my concern that former human rights lawyer Ding Jiayi (丁家喜) has been held incommunicado for more than one year since being taken away by the police on 26 December 2019. I find it worrying that this case has again being granted an extension of the investigation period (延长侦查期) to 19 January 2021, meaning that Ding will continue to have no access to his family and lawyers of his choice.

Held in Linyi County Detention Centre, Ding Jiayi has been charged with "inciting subversion of state power" (煽动颠覆国家政权罪) for peacefully exercising his right to freedom of association by joining an informal social gathering in Xiamen on 26 December 2019.

The arrest of Ding Jiayi and other human rights defenders who joined the Xiamen meeting contravenes international human rights laws and standards, including the rights to liberty and to freedom of association. On 23 March 2020, United Nations human rights experts expressed their grave concerns for Ding Jiayi and two other human rights defenders who had been similarly detained and held incommunicado after joining the Xiamen meeting. The experts said they were dismayed that the Chinese government continues to use national security provisions to target human rights defenders who meet peacefully and solely for exercising their rights.

It is distressing to learn that Ding Jiayi continues to be held in custody without any way for his family and lawyer to check his physical and mental wellbeing. Given the limited safeguards protecting those held incommunicado, I am very worried that Ding is at imminent risk of torture and other ill-treatment.

- I therefore call on you to immediately:
Release Ding Jiayi immediately and unconditionally unless there is sufficient credible and admissible evidence that he has committed an internationally recognized offence and is granted a fair trial in line with international standards.
- Pending his release, ensure that Ding Jiayi has regular, unrestricted access to family and lawyers of his choice and is not subjected to torture and other ill-treatment.
- Stop harassing and arresting other human rights defenders who peacefully exercise their right to freedom of association and other human rights.

Yours sincerely,