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Republika e Maqedonisë  
AVOKATI I POPULLIT

**O M B U D S M A N**  
Republic of Macedonia

On **08.04.2014** The National Preventive Mechanism carried out unannounced visit to the Police Station for border control Deve Bair-Kriva Palanka. The visit was conducted in cooperation with an external collaborator from the Macedonian Young Lawyers Association.

The NPM carried out **unannounced visit** to the police station for border control **Deve Bair** with aim to assess the conditions in places where persons are deprived of liberty and to assess the treatment towards these persons. The aim of the visit, according to the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, is identifying risks with aim of prevention of torture or other cruel, inhuman or degrading treatment or punishment.

The visit of the police station for border control Deve Bair was conducted in such way that first the team met with the Commander of the Police Station, then inspected the premises of the police station, as well as the registry for persons deprived of liberty. During the visit to this police station there were no persons deprived of liberty.

The Police Station for border control **Deve Bair** is not designated for a police station where persons may be deprived of liberty, thus in this police station there is no special room exclusively for that purpose. Having in mind its competences, this police station may deprive of liberty persons on the run i.e. after whom there is an arrest warrant, or persons who entered the state illegally. Persons deprived of liberty are temporarily accommodated in a room used for meetings, interrogations etc. Currently this room is used for storage of technical equipment and archive, inappropriate for temporarily or short detention of persons.

The border crossing does not have separate room for search of persons deprived of liberty. The NPM concluded that the Police Station for border control Deve Bair the very same room for temporarily detention uses it for asylum seekers too. As per the statement of the Commander, so far they have not had asylum seekers in this police station. At the entrance of the Police Station the information referring to the rights of persons deprived of liberty are visibly pinned, also the Police Codex of Ethics, and the Rules for reporting an official when overstepping its competences and has inappropriate conduct at work.

By inspecting the registry it was concluded that the Police Station for border control Deve Bair keeps proper documentation, the Registry of daily events was inspected, the Registry of apprehended persons, the Registry of persons deprived of liberty and detained persons and the Registry of temporarily seized objects. Four individual files were randomly inspected. In general all registers are kept properly; all columns in them are clearly filled in.

The National Preventive Mechanism prepared a separate report where the positive and the negative situations were duly noted and gave appropriate recommendations to the Ministry of Internal Affairs and the Commander of the Police State for Border Control Deve Bair.