

MISSION PERMANENTE DE LA RÉPUBLIQUE POPULAIRE DE CHINE
A GENÈVE

11, CHEMIN DE SURVILLE - 1213 PETIT-LANCY 2, GENÈVE
TÉL. 022 879 56 78

OHCHR REGISTRY

17 JUN 2011

Recipients : SPD
HC

June 1, 2011

Excellency,

I acknowledge receipt of your letter dated May 11, 2011 and appreciate your willingness to have dialogue and verification with China on certain cases beforehand. China has always believed that differences in the field of human rights should be addressed through constructive dialogue and cooperation. We are opposed to applying pressure publicly. China stands ready to continue dialogue and cooperation with the OHCHR on the basis of equality and mutual respect with a view to better mutual understanding.

The Chinese Government has conducted serious investigations of those cases raised in your letter. The results are as follows: Liu Xiaobo, Gao Zhisheng, Liu Xianbin, Tan Zuoren and Hu Jia were convicted by China's judicial authority for the crime of inciting subversion of state power. Liu Xiaobo, Liu Xianbin, Tan Zuoren and Hu Jia are currently serving their sentences. Hu Jia's health condition does not meet the criteria of medical parole. The Chinese Public Security authority has taken monitoring measures on Gao Zhisheng in accordance with law, since he was sentenced to probation. Gao has written to his family and met with them, saying that he is living a good life and his health is in good conditions. Chen Guangcheng is currently living a normal life. Liu Xia and Tang Jitian are not subject to any judicial measures.

China consistently attaches great importance to the right to freedom of expression and makes great efforts to protect this right. However, the right to freedom of expression can only be exercised within the framework of the national law. Exercising this right may not undermine national security, public order and the rights and freedom of other persons,

as stipulated in the *International Covenant on Civil and Political Rights*.

Those cases raised in your letter have nothing to do with exercising the right to freedom of expression. They fall in the domain of China's judicial supremacy and should not be subject to any interference from the outside. We are confident that you can understand China's kindness of cooperation, take an impartial and objective position on those cases, and refrain from making inappropriate statements publicly.

China has made great achievements in the field of human rights. We hope you and your Office could view human rights situation in China in a comprehensive, impartial and objective manner, fully recognize the sensitiveness of China-related issues, be discreet in word and deed and avoid being used by anti-China forces, so as to create necessary conditions and proper atmosphere to deepen our cooperation. I wish to keep contact with you on the cooperation between China and the OHCHR as well as human rights issues of common concern.

Please accept, Your Excellency, the assurances of my highest consideration.



HE Yafei

Ambassador & Permanent Representative

H.E. Ms. Navanethem Pillay

High Commissioner for Human Rights

Geneva