



EUROPEAN COURT OF HUMAN RIGHTS  
COUR EUROPÉENNE DES DROITS DE L'HOMME

Communicated on 14 December 2016

**THIRD SECTION**

Application no. 25846/16  
Nadezhda Vladimirovna CHERTOVSKIKH  
against Russia  
lodged on 4 May 2016

**SUBJECT MATTER OF THE CASE**

The applicant argued that her son had been killed in detention either by inmates or prison guards. Domestic authorities, however, insisted that her son had died in a construction-site accident.

The applicant also complained about the authorities' failure to carry out an effective investigation into the events.

**QUESTIONS TO THE PARTIES**

1. Has the applicant's son's right to life, ensured by Article 2 of the Convention, been violated in the present case? In particular, did his death result from a use of force by inmates or prison guards?
2. If the applicant's death did not result from the use of force and occurred as a result of the construction accident on 2 September 2013, was there a violation of Government's positive obligations under Article 2 of the Convention? In particular, is there an effective system ensuring prisoners' occupational safety in Russia (see *Öneryıldız v. Turkey* [GC], no. 48939/99, § 71, ECHR 2004-XII; *Cevrioğlu v. Turkey*, no. 69546/12, §§ 49-55, 4 October 2016)?
3. Having regard to the procedural protection of the right to life (see *Salman v. Turkey* [GC], no. 21986/93, § 104, ECHR 2000-VII), was the investigation in the present case by the domestic authorities in breach of Article 2 of the Convention?