

Although Chinese law explicitly prohibits "torture to extract confessions", and China has been a party to the UN Convention against Torture since 1988, torture remains widespread in the PRC. The XUAR is no exception. The reports received by Amnesty International from many sources indicate that torture and ill-treatment of prisoners are endemic in the region.

Some prisoners are reported to have died in prison due to torture or combination of ill-treatment and neglect. This was the case with Nyzamidin Yusayin, a 70 year-old scholar from Urumqi and former journalist for the official newspaper *Xinjiang Daily*, who reportedly died in police custody due to torture on 7 April 1998.

Particularly disturbing allegations have been made about the brutal treatment of people held in Gulja after the February 97 protests there. Some reportedly had to have their feet amputated, suffering severe frostbites after being hosed with icy cold water by the security forces. Severe torture of suspected political opponents is reported to have continued in that area since then. According to some sources, the extent of torture is such that many political detainees have been brought to court barely conscious and unable to walk.

Various sources had also reported the use in the XUAR of some particularly cruel forms of torture which, to Amnesty International's knowledge, are not being used elsewhere in the PRC. This includes the insertion of horse hair into the penis, or a special wire with small spikes which fold flat when inserted into the penis but extend when the wire is pulled out. According to former political prisoners, such methods of sexual torture have been used in the XUAR for many years.

While torture is reported to be widespread across the XUAR, some places of detention are particularly notorious for the extent of torture and harsh treatment inflicted on prisoners. This is notably the case at Liudaowan jail in Urumqi where many political prisoners are held.

Testimonies and cases of torture are cited in the Amnesty International report. While Amnesty International is not in a position to verify the specific allegations made in individual testimonies and reports, it believes that the number and consistency of these allegations suggest a pattern which warrants immediate action by the authorities, including thorough and impartial investigations of all reports and complaints of torture.

The authorities appear to have taken no action to curb torture in the region or to bring alleged perpetrators of torture in the XUAR. Amnesty International has not come across any such report in the regional media over the past two years. This contrast sharply with the Chinese provinces, where local newspapers and other media have often reported cases in which police officials have been prosecuted for torture. The absence of such reports in the XUAR suggests that the authorities either ignore or cover up the widespread practice of torture in the region, or may even sanction its use in the context of repression.

ARBITRARY AND SUMMARY EXECUTIONS

The XUR is the only region of the People's Republic of China where political prisoners are known to have been executed in recent years. As elsewhere in the PRC, the death penalty is also applicable for a very wide range of offenses, including many non violent offenses such as theft, economic and drug related crime.

Since January 1997, Amnesty International has recorded at least 210 death sentences in

the region, of which 190 were executed shortly after sentencing—the real figures are believed to be higher. Almost two thirds of the cases recorded were publicly reported by Chinese official sources. The vast majority of those sentenced to death and executed were Uighurs.

These figures indicate that the ratio of death sentences to the population is several times higher in the XUAR than elsewhere in China. The execution rate vis a vis the number of death sentences appears also to be higher.

Most of those sentenced to death and executed in the region are political prisoners. They have been accused of offenses related to clandestine opposition activities, street protests, violent clashes with the security forces, or terrorist incidents. Some of these cases have been publicly reported by the Chinese authorities, but others have not. When they are reported, official sources merely list the accusations against the defendants and do not provide any detail about the evidence against them or the trial proceedings.

Political prisoners charged with such offenses are often tried in secret, under procedures which are reported to be summary. Trials are a mere formality, with the verdict usually decided by the authorities before the trial. Convictions are frequently based on forced confessions and statements extracted under torture. The families are often excluded from the trials and few defendants are known to have had the assistance of defense lawyers. Defendants who appeal against the verdict invariably see their appeal rejected.

In many cases, the authorities have staged "public sentencing rallies" to publicly "pronounce" sentences imposed on alleged offenders. The defendants taken to such rallies have usually been tried behind closed doors beforehand, though in some cases it is unclear whether they have actually gone through any prior formal trial process. Official reports about such rallies show that the judicial process is a mere formality tailored for the purpose of these show trials. They also usually make clear that justice is dictated by political considerations.

Defendants who are taken to public sentencing rallies are made to stand facing the audience with their hands tied behind their back and wearing a placard on their chest, on which their name and crime are written. They are usually forced to keep their head bowed by soldiers escorting them. In some cases, their feet are also chained and their mouth is gagged with a rope or wire tied tightly at their back to prevent them from speaking or shouting. These practices violate international standards on the treatment of prisoners, by which China has agreed to abide, and unnecessary add to the inherent cruelty of the death penalty. Prisoners sentenced to death at such rallies are invariably executed immediately after the rallies.

There have been reports that some prisoners have been executed in public, notably in villages of Iii Prefecture in the west of the XUAR. It has also been reported that the authorities have refused to return the bodies of some executed prisoners to their family, thus preventing the families from burying their dead according to Muslim customs. This increases concern about reports that the prisoners were tortured to extract forced confessions. Often, the families of those sentenced to death have not been informed until the last minute about the fate of their imprisoned relatives. For example, the parents of 23 year-old Jappar Talet, one of those executed after a sentencing rally in Gulja on 22 July 1997, were reportedly informed of his

execution just a few hours before it was carried out. They had no prior warning of what awaited their son. After his execution, they requested his body in order to give him a proper burial, but the authorities refused to return the body.

Amnesty International is also concerned about reports alleging that civilians and, in some cases, prisoners have been killed by the security forces or prison guards in the XUAR in circumstances which appear to constitute extrajudicial executions: deliberate and arbitrary killings by government forces acting outside the limits of the law. The Amnesty International reports describes incidents in which such killings allegedly occurred. International law provides that lethal force should only be used when absolutely necessary and in direct proportion to the legitimate objective it is intended to achieve.

Amnesty International is calling on the Chinese government to take immediate measures to curb the gross violations of human rights occurring in the region, in particular executions and torture. These measures are described in the concluding section of the report. Amnesty International is also calling on the government to institute an impartial commission of enquiry to investigate reports of human rights violations in the region and provide a forum for individuals and groups to voice their grievances. Amnesty International believes this should be accompanied by a comprehensive assessment of the needs in education, health and the economic disparities in the region, particularly given China's signature of the International Covenant on Economic, Social and Cultural Rights in 1997.

PERSONAL EXPLANATION

HON. JOHN R. KASICH

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

Wednesday, April 21, 1999

Mr. KASICH. Mr. Speaker, on Tuesday, April 20, 1999, I was unable to record a vote by electronic device on rollcall No. 93, condemning the murder of human rights lawyer Rosemary Nelson and calling for the protection of defense attorneys in Northern Ireland. Had I been present, I would have voted "aye" on rollcall No. 93.

HONORING BILL COORS AND THE ALUMINUM BEVERAGE CAN

HON. BOB SCHAFFER

OF COLORADO

IN THE HOUSE OF REPRESENTATIVES

Wednesday, April 21, 1999

Mr. SCHAFFER. Mr. Speaker, today I rise to note an important event taking place forty years ago in the State of Colorado. An occurrence so remarkable, it forever changed industry and society worldwide. In 1959 the Coors Brewing Company, with the initiative of Bill Coors, began distributing its beer in seven-ounce aluminum cans.

By eliminating the use of steel cans and replacing them with aluminum, Coors Brewing Company led industry and the populace into a world of recycling. Consequently, they saved natural resources, conserved energy, reduced