

DECISION No. 37/1995 (DEMOCRATIC PEOPLE'S REPUBLIC OF KOREA)

Communication addressed to the Government of the Democratic People's Republic of Korea on 7 February 1995.

Concerning: Kang Jung Sok and Ko Sang Mun, on the one hand and the Democratic People's Republic of Korea, on the other.

1. It may be recalled with regard to the above-mentioned communication, to which the Government had replied, that the Working Group, by its decision No. 29/1995 decided to keep the cases of the aforementioned persons pending while awaiting further information. That decision was motivated by the fact that the Working Group had before it two contradictory versions: That of the source, according to which Kang Jung Sok and Ko Sang Mun had been detained in 1990 at the Sungho Detention Centre, and that of the Government, according to which these two persons were not currently detained. The Government, which indicated the present address of one of the two persons concerned, Kang Jung Sok, did not indicate whether or not they had been detained in the past.
2. The Government of the Democratic People's Republic of Korea provided the Working Group with further information on 6 November 1995, stating that the two persons concerned had never been detained and also indicating the present address of the second person, Ko Sang Mun. The source, for its part, did not react.
3. In the light of the further information provided by the Government, the Working Group believes that it is in a position to take a decision on the facts and circumstances of the cases, especially since the version of facts as described by the Government has not been challenged or refuted by the source.
4. In the light of the above the Working Group, noting the fact that, in the present state of the information available to it, the two persons concerned had never been detained, decides to file their cases.

Adopted on 24 November 1995.