DEATH SENTENCES AND EXECUTIONS 2020
Amnesty International is a movement of 10 million people which mobilizes the humanity in everyone and campaigns for change so we can all enjoy our human rights. Our vision is of a world where those in power keep their promises, respect international law and are held to account. We are independent of any government, political ideology, economic interest or religion and are funded mainly by our membership and individual donations. We believe that acting in solidarity and compassion with people everywhere can change our societies for the better.
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EXECUTING COUNTRIES IN 2020

This map indicates the general locations of boundaries and jurisdictions and should not be interpreted as Amnesty International’s view on disputed territories.

The 10 countries numbered on the map have persistently executed people in the past five years (2016-2020).

+ indicates that the figure that Amnesty International has calculated is a minimum. Where + is not preceded by a number, this means that Amnesty International is confident that there was more than one execution, but it was impossible to establish a figure.

1. CHINA
   Continued to execute and sentence to death thousands of people but kept figures secret.

2. IRAN
   The death penalty was increasingly used as a weapon of political repression against dissidents, protesters and members of ethnic minority groups.

3. EGYPT
   Recorded executions increased more than threefold.

4. IRAQ
   Mass execution of 21 people was carried out on the same day.

5. SAUDI ARABIA
   Recorded executions declined sharply by 85%.

6. USA
   For 12th consecutive year, it remained the only executioner in the Americas region and resumed federal executions after 17 years.

7. SOMALIA
   Recorded executions reduced slightly compared with previous year.

8. SOUTH SUDAN
   Recorded executions fell sharply compared with previous year.

9. NORTH KOREA
   Death penalty likely to be used at sustained rate, but impossible to independently verify.

10. VIET NAM
    87% of all recorded death sentences were imposed for drug-related offences.

The 10 countries numbered on the map have persistently executed people in the past five years (2016-2020).
NOTE ON AMNESTY INTERNATIONAL’S FIGURES ON THE USE OF THE DEATH PENALTY

This report covers the judicial use of the death penalty for the period January to December 2020. As in previous years, information is collected from a variety of sources, including: official figures; judgements; information from individuals sentenced to death and their families and representatives; media reports; and, for a limited number of countries, other civil society organizations. Amnesty International reports only on executions, death sentences and other aspects of the use of the death penalty, such as commutations and exonerations, where there is reasonable confirmation. In many countries governments do not publish information on their use of the death penalty. In China and Viet Nam, data on the use of the death penalty is classified as a state secret. During 2020 little or no information was available on some countries – in particular Laos and North Korea (Democratic People’s Republic of Korea) – due to restrictive state practice.

Therefore, for many countries, Amnesty International’s figures on the use of the death penalty are minimum figures. The true figures are likely to be higher. Where the organization obtains official information on a specific country in a given year, this is noted in the report.

In 2009 Amnesty International stopped publishing its estimated figures on the use of the death penalty in China, a decision that reflected concerns about how the Chinese authorities misrepresented Amnesty International’s numbers. Amnesty International always made clear that the figures it was able to publish on China were significantly lower than the reality, because of the restrictions on access to information. China has yet to publish any figures on the death penalty; however, available information indicates that each year thousands of people are executed and sentenced to death. Amnesty International renews its call on the Chinese authorities to publish information on the use of the death penalty in China.

Where Amnesty International receives and is able to verify new information after publication of this report, it updates its figures online at amnesty.org/en/what-we-do/death-penalty

In tables and lists, where “+” appears after a figure next to the name of a country – for example, Malaysia (22+) – it means that Amnesty International confirmed 22 executions, death sentences or persons under sentence of death in Malaysia but believes that there were more than 22. Where “+” appears after a country name without a figure – for instance, Syria (+) – it means that Amnesty International has corroborated executions, death sentences or persons under sentence of death (more than one) in that country but had insufficient information to provide a credible minimum figure. When calculating global and regional totals, “+” has been counted as 2, including for China.

Amnesty International opposes the death penalty in all cases without exception regardless of the nature or circumstances of the crime; guilt, innocence or other characteristics of the individual; or the method used by the state to carry out the execution. The organization campaigns for total abolition of capital punishment.
THE USE OF THE DEATH PENALTY IN 2020

“A modern system of criminal justice must be reasonably accurate, fair, humane, and timely. Our recent experience with the Federal Government’s resumption of executions adds to the mounting body of evidence that the death penalty cannot be reconciled with those values.”

Stephen Breyer, Associate Justice of the US Supreme Court, 16 July 2020

GLOBAL TRENDS

The year 2020 was marked by a further global decline in the use of the death penalty, and while the Covid-19 pandemic contributed to reductions in the number of executions carried out and death sentences imposed, it also exacerbated the inherent cruelty of this punishment.

The number of known executions decreased by 26% compared to the 2019 total, continuing the year-on-year reduction recorded since 2015 and once again reaching the lowest figure in more than 10 years. The number of known executing countries (18) decreased by 2 compared to 2019 and confirmed that the resort to executions remained confined to a minority of countries.

The significant drop was primarily linked to important reductions in executions in two of the countries that have historically reported high execution figures, Iraq and Saudi Arabia; and to a lesser extent some hiatuses that took place in response to the Covid-19 pandemic. In the USA, the surge in federal executions was balanced out in the national count mostly because of new stays of execution – or slower pursuit of warrants – in some US states, as a consequence of the Covid-19 pandemic. Six of the judicial reprieves granted in the USA in 2020 specifically referred to the Covid-19 pandemic. In Singapore executions were put on

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hold because of litigation, including on the impact of Covid-19 related restrictions. The global total of newly imposed death sentences known to Amnesty International (at least 1,477) fell by 36% compared to 2019, partly because the Covid-19 pandemic caused disruptions and delays in criminal proceedings across the world.

Yet, as the world struggled to fend off the spread of the virus and protect people’s lives, alarming increases were recorded in the resort to executions in some states. Egypt more than tripled its yearly figure, while in the USA the Trump administration authorized and pursued in July the resumption of federal executions after 17 years, eventually putting 10 men to death over five and a half months. India, Oman, Qatar and Taiwan also resumed state killings.

Against the backdrop of a world paralyzed by the pandemic, the disturbing determination of officials in some countries to circumvent health measures and relentlessly pursue executions and death sentences added an additional layer of cruelty to their use of the death penalty and made the case for its abolition ever more urgent. Among other example, US officials at state and federal level fought against requests for stays of executions to allow a spiritual adviser to accompany a man through his last moments, and by pursuing executions they put lawyers, correction officers, prisoners and others participating in the process at risk of contracting the virus. In China, where Amnesty International believed thousands of people were executed and figures remained a state secret, the authorities announced a crackdown on criminal acts that affected Covid-19 prevention efforts, authorizing the fast-tracking of cases which resulted in at least one death sentence being implemented at chilling speed.

As authorities in many countries moved to suspend prison visits and in-person court proceedings in response to the pandemic, those facing the death penalty were left for prolonged periods without social contact and – critically – with restricted access to their legal representatives. With some states choosing the pursuit of the death penalty no matter what, the pandemic not only constituted a high health risk for the prisoners and all stakeholders involved in the process, but it also impaired access to legal representation and other fair trial guarantees, which are critical safeguards that must be observed in all capital cases.

Developments from 2020 also confirmed trends from recent years which saw the world make continuous progress towards abolition of the death penalty. In May, Chad fully abolished the death penalty, becoming the fifth African country to do so in the last decade. In September, Kazakhstan signed and in December took steps to ratify the Second Optional Protocol to the International Covenant on Civil and Political Rights, aiming at the abolition of the death penalty. No executions were recorded in Bahrain, Belarus, Japan, Pakistan or Sudan, all countries that carried out executions in 2019. Kazakhstan, the Russian Federation, Tajikistan, Malaysia and Gambia continued to observe official moratoriums on executions. In the USA, Colorado became the 22nd US abolitionist state and governor-issued moratoriums in California, Oregon and Pennsylvania continued throughout the year; Ohio rescheduled all its planned executions.

In a further sign of progress, Barbados concluded in January reforms to repeal the mandatory death penalty; and in April the authorities of Saudi Arabia announced that the country will end the use of the death penalty against people below the age of 18 at the time of the crime in cases not involving the counter-terror law. In July, the authorities in Sudan abolished the use of the death penalty for apostasy.

In December, the plenary session of the UN General Assembly (UNGA) saw a record number of states (123) supporting the adoption of its biennial resolution calling for the establishment of a moratorium on executions with a view to fully abolishing the death penalty – an increase of 19 votes compared to 2007, when the first UNGA resolution on this issue was adopted. Djibouti, Jordan, Lebanon and South Korea supported the UN call for a moratorium on executions for the first time. Congo (Republic of), Guinea, Nauru and the Philippines, which had abstained on or voted against the 2018 resolution, also supported it, while Yemen and Zimbabwe switched from opposition to abstention.

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2 See list of abolitionist and retentionist countries in Annex II of this document.
3 UN General Assembly Resolution 75/183 of 16 December 2020.
Despite some setbacks and additional challenges related to the Covid-19 pandemic, the world’s journey towards global abolition of the death penalty continued unabated. It is now more critical than ever that further steps are taken, at all levels, to ensure that 2021 does not become the year where all this progress is undone.

Amnesty International opposes the death penalty in all cases without exception, regardless of the nature or circumstances of the crime; guilt, innocence or other characteristics of the individual; or the method used by the state to carry out the execution.

**NUMBER OF ABOLITIONIST COUNTRIES (1945-2020)**

<table>
<thead>
<tr>
<th>Year</th>
<th>Number of Abolitionist Countries</th>
</tr>
</thead>
<tbody>
<tr>
<td>1945</td>
<td>UN was founded – 8 countries</td>
</tr>
<tr>
<td>1977</td>
<td>Amnesty International begins global campaigning against death penalty – 16 countries</td>
</tr>
<tr>
<td>2007</td>
<td>the UN General Assembly adopts its first resolution on a moratorium on the use of the death penalty – 91 countries</td>
</tr>
<tr>
<td>2011</td>
<td>97</td>
</tr>
<tr>
<td>2020</td>
<td>123 states vote in favour of eighth UN General Assembly moratorium resolution – 108 countries</td>
</tr>
</tbody>
</table>

**EXECUTIONS**

At least 483 people were executed in 2020, the lowest figure that Amnesty International has recorded in at least a decade.\(^5\) Executions fell by 26% compared to 2019, when 657 were registered; and by 70% from the peak of 1,634 executions reported in 2015. The year 2020 was the third consecutive year in which Amnesty International recorded the lowest execution figure in a 10-year period.

Four countries – Iran (at least 246), Egypt (at least 107), Iraq (at least 45) and Saudi Arabia (27) – accounted for 88% of all known executions. As in previous years, the recorded global totals do not include the thousands of executions that Amnesty International believed were carried out in China, where data on the death penalty is classified as a state secret.\(^6\) The figures were also affected by the extremely limited access to information.

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\(^5\) The total number of executions reported for 2020 represents one of the lowest figures that Amnesty International has recorded in any given year since it began its monitoring of the use of the death penalty in 1979. However, changes in access to information, configuration of countries and methodology over the decades make it challenging to accurately compare this figure over a longer period.

\(^6\) In 2009 Amnesty International stopped publishing its estimated figures on the use of the death penalty in China. Instead, the organization has challenged the authorities to prove their claims that they are achieving their goal of reducing the application of the death penalty by publishing the figures themselves.
access to information that Amnesty International had for two other countries, North Korea and Viet Nam, who are also believed to resort to the death penalty extensively.

Amnesty International recorded that 16 women were among the 483 people known to have been executed in 2020 (3%), as follows: Egypt (4), Iran (9), Oman (1) and Saudi Arabia (2).

**RECORDED GLOBAL EXECUTIONS (2011-2020)**

Two countries were primarily responsible for the global reduction in executions compared to 2019: Iraq more than halved its yearly total (from at least 100 in 2019 to at least 45 in 2020) and Saudi Arabia reduced its tally by 85%, from 184 to 27. At the opposite end, Egypt more than tripled its reported executions (from at least 32 to at least 107) and reached the highest total since its 2013 peak, when at least 109 executions were carried out.

**EXECUTIONS RECORDED GLOBALLY IN 2020**

Bangladesh (2), Botswana (3), China (+), Egypt (107+), India (4), Iran (246+), Iraq (45+), North Korea (+), Oman (4), Qatar (1), Saudi Arabia (27), Somalia (11+), South Sudan (2+), Syria (+), Taiwan (1), USA (17), Viet Nam (+), Yemen (5+).

Amnesty International recorded executions in 18 countries, two fewer than in 2019. No executions were known to have been carried out in Belarus, Japan, Pakistan, Singapore Of Sudan – all countries that executed people in the previous two years – as well as in Bahrain, which had carried out executions in 2019 but not in 2018.
India, Oman and Qatar resumed executions after several years without any, while Taiwan executed one man after a one-year hiatus. The US federal authorities resumed executions after almost two decades, while at state level executions were on hold for several months. Similar to 2019, Amnesty International was able to confirm that judicial executions took place in Syria, but had insufficient information to provide a credible minimum figure.

**METHODS OF EXECUTIONS IN 2020**

<table>
<thead>
<tr>
<th>Method</th>
<th>Countries</th>
</tr>
</thead>
<tbody>
<tr>
<td>Beheading</td>
<td>Saudi Arabia</td>
</tr>
<tr>
<td>Electrocutation</td>
<td>USA</td>
</tr>
<tr>
<td>Hanging</td>
<td>Bangladesh, Botswana, Egypt, India, Iran, Iraq, South Sudan, Syria</td>
</tr>
<tr>
<td>Lethal Injection</td>
<td>China, USA, Viet Nam</td>
</tr>
<tr>
<td>Shooting</td>
<td>China, Iran, North Korea, Oman, Qatar, Somalia, Taiwan, Yemen</td>
</tr>
</tbody>
</table>

**2020 KNOWN EXECUTING COUNTRIES BY INTERNATIONAL GOVERNMENTAL ORGANIZATIONS**

**Organization of American States:** 1 out of 35 countries carried out executions — USA.

**Organization for Security and Co-operation in Europe:** 1 out of 57 countries executed people — USA.

**African Union:** 4 out of 55 countries carried out executions — Botswana, Egypt, Somalia and South Sudan.

**League of Arab States:** 8 out of 22 countries executed people — Egypt, Iraq, Oman, Qatar, Saudi Arabia, Somalia, Syria and Yemen.

**Association of Southeast Asian Nations:** 1 out of 10 countries carried out executions — Viet Nam.

**Commonwealth:** 3 out of 54 countries executed people — Bangladesh, Botswana and India.

**Organisation Internationale de la Francophonie:** 2 out of 54 countries carried out executions — Egypt and Viet Nam.

**United Nations:** 17 out of 193 member states (9% of UN membership) were known to have executed people.

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7 In line with previous years, Amnesty International did not receive any reports of judicial executions by stoning in 2020.
DEATH SENTENCES

Amnesty International recorded a significant decrease in the number of new death sentences known to have been imposed globally in 2020 (at least 1,477), down by 36% compared to 2019 (at least 2,307) and by 53% on 2016 (at least 3,117).

RECORDED GLOBAL DEATH SENTENCES (2016-2020)

Variations in the nature and availability of information on death sentences for some countries continued to affect Amnesty International’s assessment and ability to accurately compare trends by country. Amnesty International did not receive figures for death sentences imposed in 2020 from officials in Malaysia, Nigeria and Sri Lanka, countries that had previously reported high official numbers of death sentences in previous years.

DEATH SENTENCES RECORDED GLOBALLY IN 2020

Afghanistan (4+), Algeria (1+), Bahrain (3), Bangladesh (113+), Belarus (3), Botswana (1), Cameroon (1+), China (+), Comoros (1), Democratic Republic of the Congo (20+), Egypt (264+), Gambia (1), Ghana (3), India (77), Indonesia (117+), Iran (+), Iraq (27+), Japan (3), Jordan (2+), Kenya (+), Kuwait (2+), Laos (9+), Lebanon (1+), Libya (17+), Malawi (2+), Malaysia (22+), Mali (30), Mauritania (1+), Morocco/Western Sahara (1+), Myanmar (1), Niger (3), Nigeria (58+), North Korea (+), Pakistan (49+), Palestine (State of, 17+), Qatar (4+), Saudi Arabia (8+), Sierra Leone (39), Singapore (8), Somalia (+), South Sudan (6+), Sri Lanka (16+), Sudan (10+), Syria (+), Taiwan (5), Thailand (35), Trinidad and Tobago (2), Tunisia (8+), United Arab Emirates (4+), USA (18), Viet Nam (54+), Yemen (269+), Zambia (119) and Zimbabwe (6).
years, for example. Partial disclosures by the authorities of Viet Nam indicated that hundreds of people continued to be sentenced to death yearly, even if comprehensive figures were not publicly available.

Nineteen women were known to have been sentenced to death in 2020 in Bangladesh (2), Indonesia (4), Laos (4), Taiwan (1), Thailand (1) and Viet Nam (7). However, Amnesty International was not able to obtain an accurate breakdown by gender for several countries, including those that are believed to extensively resort to the death penalty, such as Iran and Saudi Arabia, meaning that this figure could be higher.

Two fewer countries (54) were known to have imposed death sentences in 2020, compared to 2019 (56). Indeed while Cameroon, Comoros, Laos and Libya were recorded to have sentenced people to death in 2020, and had not done so in the previous year, no new death sentences were recorded in Guyana, Maldives, Oman, South Korea, Tanzania and Uganda in 2020, after they imposed some in 2019.

Amnesty International recorded decreases in the number of new death sentences imposed in 30 out of 54 countries where death sentences were known to have been imposed, which appeared to be linked in most cases to restrictions to judicial proceedings put in place in several countries in response to the Covid-19 pandemic. Most notably, death sentences decreased in Bangladesh (from at least 220 to at least 113), Egypt (from at least 435 to at least 264), India (from 102 to 77), Iraq (from at least 87 to at least 27), Kenya (from at least 29 to +), Lebanon (from 23 to at least 1), Pakistan (from at least 632 to at least 49), Somalia (from at least 24 to +) and USA (35 to 18).

Increases were recorded in 13 countries: Democratic Republic of the Congo (from 8 in 2019 to at least 20 in 2020), Indonesia (from at least 80 to at least 117), Japan (from 2 to 3), Mali (from at least 4 to 30), Nigeria (from at least 54 to at least 58), Palestine (State of, from 4 to at least 17), Qatar (from at least 2 to at least 4), Saudi Arabia (from at least 5 to at least 8), Sierra Leone (from 21 to 39), South Sudan (from at least 4 to at least 6), Thailand (from at least 16 to 35), Yemen (from 55 to at least 269) and Zambia (from 101 to 119).

### UNDER SENTENCE OF DEATH

At the end of 2020, at least 28,567 people were known to be under sentence of death. Nine countries held 82% of the known totals:

- Iraq (7,900+), Pakistan (4,000+), Nigeria (2,700+), USA (2,485), Bangladesh (1,800+), Malaysia (1,314+), Viet Nam (1,200+), Kenya (1,000+), Sri Lanka (1,000+).

Amnesty International believed that a high number of prisoners were under sentence of death in several other countries, but figures were not available or it was impossible to estimate an adequate number. These included China, Egypt, Iran, North Korea and Saudi Arabia.

Even for those countries where figures were available, in most cases it was not possible to obtain a breakdown by gender. Amnesty International could confirm figures on women under sentence of death (113) for Ghana (5), Japan (7), Maldives (1), Taiwan (2), Thailand (26, all convicted of drug-related offences), USA (48) and Zambia (24).
COMMUTATIONS, PARDONS AND EXONERATIONS

Amnesty International recorded commutations or pardons of death sentences in 33 countries:
Afghanistan, Bangladesh, Barbados, Cameroon, Democratic Republic of the Congo, Ghana, Guyana, India, Indonesia, Japan, Kenya, Kuwait, Lesotho, Malaysia, Morocco/Western Sahara, Myanmar, Niger, Nigeria, Oman, Pakistan, Sierra Leone, Singapore, South Korea, Sri Lanka, Sudan, Syria, Tanzania, Thailand, Trinidad and Tobago, USA, Yemen, Zambia and Zimbabwe.

Amnesty International recorded at least 18 exonerations of prisoners under sentence of death in Cameroon (3), China (1), Singapore (1), Taiwan (1), USA (6) and Zambia (6).

THE DEATH PENALTY IN 2020: IN VIOLATION OF INTERNATIONAL LAW

- The death penalty continued to be used in ways that violated international law and standards in 2020. Some examples included:
  - At least 1 public execution was recorded in Iran.
  - Three people were executed for crimes that occurred when they were below 18 years of age in Iran; Amnesty International believed that other people in this category remained on death row in Maldives and Iran.
  - People with mental (psycho-social) or intellectual disabilities were known to be under sentence of death in several countries, including Japan, Maldives, Pakistan and USA.
  - Death sentences were known to have been imposed after proceedings that did not meet international fair trial standards in several countries, including Bahrain, Bangladesh, Egypt, Iran, Iraq, Malaysia, Pakistan, Saudi Arabia, Singapore, Viet Nam and Yemen.
  - “Confessions” that may have been extracted through torture or other ill-treatment were used to convict and sentence people to death in Bahrain, Egypt, Iran and Saudi Arabia.
  - Death sentences were imposed without the defendant being present (in absentia) in Bangladesh, Democratic Republic of the Congo and Palestine (State of).

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8 Commutation is the process by which a death sentence is exchanged for a less severe sentence such as terms of imprisonment, often by the judiciary on appeal, but sometimes also by the executive. A pardon is granted when the convicted individual is completely exempted from further punishment.

9 Exoneration is the process whereby, after sentencing and the conclusion of the appeals process, the convicted person is later cleared from blame or acquitted of the criminal charge, and therefore is regarded as innocent in the eyes of the law.

10 Often the actual age of the prisoner is in dispute because no clear proof of age exists, such as a certificate of registration at birth. Governments should apply a full range of appropriate criteria in cases where age is in dispute. Good practice in assessing age includes drawing on knowledge of physical, psychological and social development. Each of these criteria should be applied in a way that gives the benefit of the doubt in disputed cases so that the individual is treated as a person who was below 18 years of age at the time of the crime, and accordingly should ensure that the death penalty is not applied. Such an approach is consistent with the principle that the best interests of the child shall be a primary consideration in all actions concerning children, as required by Article 3(1) of the UN Convention on the Rights of the Child.
Mandatory death sentences were imposed in Ghana, Iran, Malaysia, Myanmar, Nigeria, Pakistan, Saudi Arabia, Sierra Leone, Singapore and Trinidad and Tobago.\textsuperscript{11}

Military courts sentenced civilians to death in Egypt. Special Courts imposed death sentences in Bangladesh, Iran, Pakistan, Saudi Arabia and Yemen.

The death penalty was used for crimes that did not involve intentional killing, and therefore did not meet the threshold of “most serious crimes” under international law.\textsuperscript{12}

Drug-related offences:

at least 30 executions were known to have been carried out in 3 countries — China (+), Iran (23 out of 246+, 9%) and Saudi Arabia (5 out of 27, 19%). This was 6% of the 2020 recorded global total and represented a decrease of 75% from 2019 (118). Information on Viet Nam was unavailable;

179 new death sentences were known to have been imposed in 8 countries: China (+), Indonesia (101 out of 117+, 86%), Laos (9 out of 9, 100%), Malaysia (3 out of 22+, 14%), Singapore (6 out of 8, 75%), Sri Lanka (3 out of 16, 19%), Thailand (8 out of 35, 23%) and Viet Nam (47 out of 54, 87%). This was 12% of the 2020 recorded global total and represented a decrease of 3% from 2019 (184).

Economic crimes, such as corruption: China and Viet Nam.\textsuperscript{13}

“Blasphemy” or “insulting the prophet of Islam”: Nigeria and Pakistan.

Rape: Egypt, India and Iran.

Different forms of “treason”, “acts against national security”, “collaboration” with a foreign entity, “espionage”, “questioning the leader’s policies”, participation in “insurrectional movement and terrorism”, “armed rebellion against the ruler” and other “crimes against the state”, whether or not they led to a loss of life: Iran, Saudi Arabia and Yemen.

Expansion of the scope of the death penalty: Bangladesh.

\textsuperscript{11} Mandatory death sentences are inconsistent with human rights protections because they do not allow “any possibility of taking into account the defendant's personal circumstances or the circumstances of the particular offence.” UN Human Rights Committee, Views: Pagdayawon Rolando v. Philippines, Communication No. 1110/2002, 8 December 2004, UN Doc. CCPR/C/82/D/1110/2002, para. 5.2.

\textsuperscript{12} As prescribed by Article 6 of the International Covenant on Civil and Political Rights.

\textsuperscript{13} In China, economic offences were punished with a “suspended” death sentence in one known case, which is generally commuted to terms of imprisonment after two years’ imprisonment when no other crimes are committed.
AMERICAS

REGIONAL TRENDS

- Resumption of US federal executions after 17 years highlighted arbitrariness and cruelty inherent to the use of death penalty.
- Colorado became the 22nd US abolitionist state; Ohio rescheduled all set executions, for the second year.
- The rest of the Americas region remained executions-free for the 12th consecutive year.
- The region recorded historically low figures, as restrictions due to the Covid-19 pandemic put fully or partially on hold executions and court proceedings in several countries.

<table>
<thead>
<tr>
<th>COUNTRY</th>
<th>2020 RECORDED EXECUTIONS</th>
<th>2020 RECORDED DEATH SENTENCES</th>
<th>PEOPLE KNOWN TO BE UNDER SENTENCE OF DEATH AT THE END OF 2020</th>
</tr>
</thead>
<tbody>
<tr>
<td>ANTIGUA AND BARBUDA</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>BAHAMAS</td>
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<tr>
<td>SAINT LUCIA</td>
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</table>
US executions in 2020 reached their lowest figure (17) in almost 30 years (14 in 1991). Five fewer executions were carried out compared to 2019 (22, 23% decrease) and eight compared to 2018 (25, 32% decrease). This record-low figure was the product of two contrasting developments.

In a major setback, the Trump administration authorized and pursued in July the resumption of US federal executions after 17 years, eventually putting 10 men to death over five and a half months. This staggering figure is unprecedented, not only as up to that point three executions in total had been carried out at federal level in the preceding four decades, but also as these 10 executions carried out in under six months by one authority alone accounted for more than half of the nationwide total.

This surge in federal executions was balanced out in the national count mostly because of new stays of execution – or slower pursuit of warrants – in some US states as a consequence of the Covid-19 pandemic. Figures by the US-based Death Penalty Information Center indicate that the number of execution dates sought (62) and stays granted by courts (19) in the USA during 2020 remained overall similar to figures of previous years (65 and 24, respectively, in 2019). Significantly, the execution dates sought at state level fell by almost a quarter (49) on the previous year, while only three fewer stays (16) were imposed by the courts. Six of the judicial reprieves granted in 2020 specifically referred to the Covid-19 pandemic. Three fewer states sought dates for executions in 2020 compared to previous years, with Florida – which was severely affected by the pandemic – ending the year without any executions for the first time since 2007.

14 Figures based on Amnesty International’s monitoring of information published by Departments of Corrections, courts and media in relevant US states.
15 Both state and federal authorities carried out executions.
16 A judge in Pennsylvania formally imposed a death sentence on 12 February 2020, after the jury had pronounced the guilty verdict and death sentence in the case on 12 and 14 November 2019. Amnesty International had counted this death sentence in its report covering the use of the death penalty in 2019.
17 The state of New Hampshire, where the death penalty was abolished in 2019, still held one person under sentence of death. The Governor of Colorado commuted the existing three death sentences as he signed the death penalty repeal into law in March 2020.
18 Since executions restarted in the USA in 1977.
Another important factor contributing to the record-low US execution figure was the decision by Governor Mike DeWine to once again put all Ohio executions on hold, postponing them by several months because of ongoing issues with the state lethal injection method.\footnote{20} Furthermore, challenges with the sourcing of substances and amended lethal injection protocols continued to cause a hiatus in executions in several other states, with Tennessee resorting to the electric chair for its only execution of 2020.\footnote{21} Despite the overall decrease in state executions, Texas continued to account for approximately half of the total (3 out of 7).

The number of recorded US death sentences (18) reached its lowest figure since the US Supreme Court declared death penalty statutes unconstitutional in 1972,\footnote{22} dropping by almost half compared to 2019 (35). This lower total was also due to a significant extent to the Covid-19 pandemic where several US states put court proceedings and jury trials on hold for varied periods, pursuing alternative remote-hearing arrangements when possible.\footnote{23} Five fewer states (7) imposed death sentences compared to 2019, after Alabama, Georgia, North Carolina, Pennsylvania and South Carolina did not report any during the year.

\footnote{21} In addition to Ohio, executions in 2020 were completely or in part on hold in several jurisdictions, including in Arkansas, Idaho, Indiana, Kentucky, Louisiana, Mississippi, Nebraska, North Carolina, Nevada, Oklahoma, South Carolina and South Dakota because of litigation and other challenges relating to lethal injection procedures. Long-standing legal challenges were ended in Arizona and California in June and July 2020, respectively. While California has an official moratorium on executions in place, officials in Arizona declared their intention to pursue executions.
\footnote{22} Furman v. Georgia, US Supreme Court, 408 U.S. 238 (1972).
THE DEATH PENALTY IN THE USA

Following the repeal of the death penalty in Colorado, as of the end of 2020 a total of 22 states had abolished this punishment for all crimes, including 10 since the beginning of the millennium. Of the 28 remaining states, California, Indiana, Kansas, Kentucky, Louisiana, Montana, Nevada, North Carolina, Oregon, Pennsylvania, Utah and Wyoming (12) had not carried out executions for at least 10 years, with California, Oregon and Pennsylvania observing governor-issued moratoriums on executions. At the federal level, the US military authorities had not carried out any executions since 1961, while executions of civilians were resumed in 2020.

Outside the USA, Trinidad and Tobago – the only country in the region to retain the mandatory death penalty for murder – was also the only one where new death sentences were recorded. Antigua and Barbuda, Bahamas, Belize, Cuba, Dominica, Guatemala, Jamaica, Saint Kitts and Nevis and Saint Lucia (9) did not have anyone on death row and no reports of new death sentences. Grenada and Saint Vincent and the Grenadines (2) each continued to hold one person under sentence of death.

The Covid-19 pandemic caused disruptions and delays in criminal proceedings across the Caribbean region, with Antigua and Barbuda, Jamaica, Guyana, Saint Kitts and Nevis, Saint Vincent and the Grenadines and Trinidad and Tobago reporting suspensions in trials, fully or partially, from March onwards, and, in some countries, suspension of physical visits to death row prisoners.

NOTABLE COUNTRY DEVELOPMENTS

The Senate of Barbados adopted on 22 January amendments to the Offences Against the Person Act, concluding reforms to repeal the mandatory death penalty and establish resentencing procedures for those on death row. Following the commutation of one death sentence on 28 July, six men were under sentence of death at the end of the year.

On 14 August, the Court of Appeal of Guyana commuted the death sentence imposed on a man for murder, after it reclassified the charge to manslaughter. As part of its Universal Periodic Review at the UN Human Rights Council, the government committed in September to establishing a “a national consultative constitutional reform process in 2021 which will examine all areas of the Constitution including the human rights sections”.

Two men in Trinidad and Tobago were sentenced to the mandatory death penalty in separate murder cases in January and February. From March onwards, restrictions posed by the Covid-19 pandemic led to the introduction of virtual hearings and the temporary suspension of all jury trials, raising the concern of the Trinidad and Tobago Law Association, among others, on access to justice.

The Court of Appeal set aside the convictions and death sentences of two men in March and did the same for a third man in October, ordering a retrial in his case. In June the High Court quashed the death sentence of a man who had spent more than 23 years on death row and had come close to execution in 1999, as its implementation would...

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24 The states of Colorado, Connecticut, Delaware, Illinois, Maryland, New Hampshire, New Jersey, New Mexico, New York and Washington. The District of Columbia has also abolished the death penalty.
26 Parliament of Barbados, Offences Against the Person (Amendment) Bill, 2019, adopted on 22 January 2020, barbadosparliament.com/bills/details/429
28 Newsday, “Law Association concerned over limited access to courts”, 5 October 2020, newsday.co.tt/2020/10/05/law-association-concerned-with-limited-access-to-courts/
be unconstitutional.\textsuperscript{29} Forty-eight people were known to be under sentence of death at the end of the year, with one third who had spent more than five years on death row, which rendered the implementation of their death sentences unconstitutional.\textsuperscript{30} The year saw a reduction in the annual murder count, which still remained high (393, down from 536 in 2019) and triggered occasional calls for the resumption of executions.\textsuperscript{31} Figures from the Trinidad and Tobago Police Service classified only 57 murders as detected (15\%).\textsuperscript{32}

The global pandemic greatly affected the use of the death penalty in the USA beyond the yearly totals of executions and death sentences. Amnesty International recorded that Covid-19 prison outbreaks claimed or are suspected of having claimed approximately half of the lives of the death row prisoners known to have died in detention in 2020 (15 out of 33).\textsuperscript{33}

As prison authorities in most jurisdictions moved to suspend visits, prisoners were left for prolonged periods without social contact and access, whether in-person or remotely. With some executions being scheduled and appeals moving forward, the pandemic not only constituted a high health risk for the prisoners, but also impaired their access to legal representation and right to a fair trial, which are critical safeguards in capital cases. The Director of the Death Penalty Representation Project of the American Bar Association highlighted in April, among other concerns, how “most capital defense teams were unable to conduct the large majority of the investigation and expert work required in capital representation” due to restrictions put in place in response to the pandemic, with the result that the time available to defense teams was “truncated significantly”.\textsuperscript{34} The lack of in-person interviews with the client, witnesses and family members, as well as necessary mental health screening, expert analysis and post-conviction investigations, were among factors highlighted in submissions filed in support of requests for Covid-19-related delays and stays of execution in several cases.\textsuperscript{35}

Despite this, in a year when the protection of people’s lives from Covid-19 was a global priority, the authorities of Missouri, South Carolina, Tennessee, Texas and at federal level pursued executions and fought against requests for stays, adding an additional layer of cruelty to the state judicial killings. The spiritual adviser of Wesley Ira Purkey, for example, sought through a judicial application to stay the execution as he had health complications and was therefore unable to support Purkey ahead of the execution, only to see the request denied.\textsuperscript{36} Two lead attorneys of Lisa Montgomery, who had a severe mental disability and her execution set initially for December 2020, contracted Covid-19 after they went to meet her to prepare her clemency application, eventually obtaining a temporary stay three weeks before the set execution date.\textsuperscript{37} After Orlando Hall’s execution in November, eight members of the staff overseeing his execution, his spiritual adviser and other personnel all tested positive for Covid-19.\textsuperscript{38}

All the more in this context, the obstinate pursuit of an unprecedented number of executions by the federal authorities exacerbated the arbitrariness and flaws of the US death penalty system. It also showed cruel contempt on the part of the Trump administration for safeguards and restrictions established under

\textsuperscript{29} For more information, Death Penalty Project, Wenceslaus James, deathpenaltyproject.org/story/wenceslaus-james/

\textsuperscript{30} In line with the standard set by the Judicial Committee of the Privy Council in \textit{Pratt and Morgan v. The Attorney General of Jamaica} (UKPC 37) (1993). The Judicial Committee of the Privy Council is the last appellate court of several Commonwealth countries, including Trinidad and Tobago.

\textsuperscript{31} Daily Express, “Senator’s draconian calls”, 27 October 2020, trinidadexpress.com/opinion/editorials/senator-s-draconian-calls/article_3e2760e4-18b4-11eb-a0fb-5b93301c93fc.html

\textsuperscript{32} A crime is classified as detected when a suspect had been identified and charged in relation to the murder. The figures were available from \url{https://gov.tt/Statistics/Crime-Totals-By-Month}

\textsuperscript{33} Thirty-three people were recorded to have died on death row in 10 states, with 15 dying as a result of or with suspected complications from Covid-19: Alabama (2), Arizona (2, including one due to Covid-19), California 19 (including 12 suspected Covid-19 deaths), Florida (4), Georgia (1), Louisiana (1), Missouri (1, due to Covid-19), Ohio (1, due to Covid-19), Oregon (1), Pennsylvania (1).

\textsuperscript{34} American Bar Association, Declaration of Emily Olson-Gault, Esq., 3 April 2020, americanbar.org/content/dam/aba/administrative/government_affairs_office/aba-habeas-level-covid%20.pdf?logActivity=true

\textsuperscript{35} American Bar Association, Declaration of Emily Olson-Gault, Esq., 3 April 2020.

\textsuperscript{36} US District Court for the Southern District of Indiana, Terre Haute Division Dale Hartkenney (AKA Seigen), Plaintiff v. William Barr.


\textsuperscript{38} For more information, The Independent, “Trump’s renewal of federal executions could have sparked Covid superspreader event”, 6 February 2021, independent.co.uk/news/world/americas/trump-death-row-covid-superspreader-b1798623.html
international law and standards on the death penalty. Four months before the US presidential elections, the federal government broke a 17-year-long hiatus in executions without providing any reasoning for the decision to resume executions at that specific time, nor on how the cases and dates were prioritized for execution.\textsuperscript{39} In several cases, the federal authorities moved to administer lethal injections before the courts could rule on pending motions and past the date originally set for the execution. This was done through the hastened re-issuing and immediate implementation – with inadequate notice to legal counsel – of new warrants, which Amnesty International considers as amounting to cruel, inhuman or degrading treatment.

The haste with which these executions were carried out also undermined the prisoners' ability to seek effective remedies for the inadequate legal representation they had received at trial and at the appeal stage, as well as other flaws and concerns that had long affected their cases. These included: procedural obstacles preventing evidence of traumatic childhoods and abuse; development of the brain and psychological and emotional maturation continuing beyond 18 years of age; and diminished culpability from being considered by the courts – echoing concerns often raised in the context of state executions.

People with mental (psycho-social) and intellectual disabilities continued to be subjected to the death penalty in 2020, in violation of international law and standards. Among other examples from federal cases, a district court had stayed the execution of Wesley Ira Purkey as he had provided substantial evidence that he had Alzheimer’s disease and had been diagnosed with complex post-traumatic stress disorder, schizophrenia, bipolar disorder, major depression and psychosis, which made him not competent for execution. However, his execution proceeded on 16 July, shortly after the US Supreme Court lifted the stay in a 5-4 ruling, with no rationale provided.\textsuperscript{40} At the state level, on 7 May the Court of Criminal Appeals of Texas halted the execution of Randall Mays days before it was due to be carried out to allow for judicial consideration of his claim that he had an intellectual disability.\textsuperscript{41} In the same state, six men had their death sentences commuted on the grounds that they had an intellectual disability, after they had spent between 18 to 25 years on death row. One of them, Clifton Williams, previously had his set execution halted two weeks before it was due to be carried out in June 2018.\textsuperscript{42}

Racial bias continued to overshadow the death penalty in 2020. Orlando Hall, a Black man, was executed on 19 November after the prosecution struck four of the five eligible Black jurors from service at his 1995 trial, leading to an all-white jury sentencing him to death. Lezmond Mitchell, a Navajo man, was executed on 26 August, despite a request for a stay by the Inter-American Commission on Human Rights, on the grounds that his right to a fair trial had been violated and that the execution would have also violated the right to cultural identity of the Navajo Nation and undermined their right to self-determination, as they oppose the application of the death penalty to their members. He was litigating his claim that racism contributed to the verdict in his case when his execution was set.


\textsuperscript{40} US Supreme Court, \textit{Barr v. Purkey} (591 US 2020), US Supreme Court, 16 July 2020.

\textsuperscript{41} Court of Criminal Appeals of Texas, \textit{Ex Parte Randall Wayne Mays}, No. WR-75,105-02 (2020).

The flawed use of the death penalty extended beyond the cases of 2020. In Florida, the State Supreme Court took several regressive decisions that eroded safeguards in capital cases following a slew of recent appointments to the Court. Reversing its previous positions, in January the Court allowed for the imposition of death sentences after non-unanimous jury decisions; in May, it abandoned a standard followed in the appellate review of cases based on circumstantial evidence alone, which had previously barred convictions to stand if the evidence could be consistent with “any reasonable hypothesis of innocence”; it further ended the retroactive application of a key US Supreme Court judgement that strengthened protections for people with claims of intellectual disabilities; and in October, it ended its independent review of death sentences ensuring comparative proportionality.

At the opposite end, some important advances were made to protect the rights of those facing the death penalty. On 5 June, the Supreme Court of North Carolina ruled in favour of death row prisoners who had appealed their sentences under the state’s 2009 Racial Justice Act, allowing their applications for reviews of their death sentences to continue. The Act, which was repealed in 2013, allowed those facing the death penalty to apply for commutation if they could demonstrate that racial bias may have tainted their cases. On 30 September, the Governor of California Gavin Newsom signed into law the Racial Justice Act.

44 Supreme Court of Florida, State v. Poole, No. SC18-245 (2020).
45 Instead allowing for these if “there is substantial, competent evidence to support the verdict and the judgment”. Bush v. State, Supreme Court of Florida, No. SC18-227 (2020).
prohibiting racial discrimination in all criminal prosecutions and sentencing taking place from 2021, and took separate measures to prohibit racial, ethnic, religious and gender discrimination in jury selection from 2022 and expand the jury pools.\footnote{Office of Governor Gavin Newsom, “Governor Newsom signs landmark legislation to advance racial justice and California’s fight against systemic racism & bias in our legal system”, 30 September 2020, gov.ca.gov/2020/09/30/governor-newsom-signs-landmark-legislation-to-advance-racial-justice-and-californias-fight-against-systemic-racism-bias-in-our-legal-system/}
The Governor also authorized a separate measure to prohibit the use of race-based IQ adjustments in determining the eligibility for the death penalty for those with intellectual disabilities.\footnote{California Legislative Information, AB 2512 Death penalty: person with an intellectual disability, leginfo.legislature.ca.gov/faces/billStatusClient.xhtml?bill_id=201920200AB2512}
California, Oregon and several other states also launched new initiatives to integrate death row prisoners with the general population, to offer access to work and other rehabilitative programmes.\footnote{For a short summary, see Death Penalty Information Center, deathpenaltyinfo.org/news/origon-closes-death-row-ions-national-trend-away-from-automatic-solitary-confinement}

Against this backdrop, it was all the more significant that during the year, six men who had been previously convicted and sentenced to death had the charges against them dismissed in Florida, Mississippi, Nevada and Pennsylvania. The total number of such exonerations by year end was 184.\footnote{For more information see Death Penalty Information Center, deathpenaltyinfo.org/policy-issues/innocence-database; on 18 February 2021, 11 more people exonerated between 1974 and 2002 were added to the list, bringing the new total up until the end of 2020 to 184.}
Concerns of prosecutorial misconduct, ineffective legal representation, procedural obstacles barring the judicial consideration of exculpatory or mitigating evidence were some of the factors that also tainted their death sentences.\footnote{See, among other examples, Amnesty International, “USA: Man faces execution for crime when aged 18 – Billy Wardlow” (Index: AMR 51/2595/2020), 24 June 2020, amnesty.org/en/documents/amr51/2595/2020/eng; and “USA: Man with claims of innocence executed in Missouri – Walter Barton” (Index: AMR 51/2376/2020), 26 May 2020, amnesty.org/en/documents/amr51/2376/2020/eng/}
The two capital cases at the US naval base at Guantánamo Bay, Cuba, saw the pre-trial proceedings before military commissions come to a standstill in 2020. The year began with high-profile hearings in the case against five men charged with plotting the attacks of 11 September 2001, during which James Mitchell and John Bruce Jessen – two former military psychologists who worked as CIA contractors – provided their testimony on their role in designing and implementing a programme of “enhanced interrogation techniques” breaching the absolute prohibition of torture and other ill-treatment. Their testimony was sought by the defence team in its effort to exclude the prosecution’s primary evidence against the five men, as acquired through torture. The proceedings of the military commissions were affected by considerable delays from March onwards, linked to the succession of four judges in the case and travel restrictions because of the pandemic.\footnote{Army Col. Douglas Watkins was appointed as “caretaker” judge in the case and stayed in post between 28 April to 16 September, only to be appointed again from 14 December; Col. Stephen Keane, who took office on 17 September, recused himself on 2 October; LTC Matthew McCall, who took office on 16 October 2020, left the case on 14 December.}

The pandemic also compounded the inherent unfairness of the military commissions, as well as the cruelty of the detention conditions at the base. None of the six men charged with the death penalty – nor any of the 40 people detained at Guantánamo – had an in-person legal meeting after the pandemic struck.\footnote{The New York Times, “I expected 2020 to be a hectic year at Guantánamo. I was wrong”, 26 August 2020, nytimes.com/2020/08/26/insider/guantanamo-pandemic-delays.html?nlid=tw-share}
This was of particular significance not only because six men face the imposition of the death penalty if convicted in their forthcoming trials, but also as the pandemic had the effect of leaving torture survivors without direct access to their lawyers and main contacts with the outside world for prolonged periods. Of further concern was the health risk that the pandemic posed to the ageing prisoner population at the Guantánamo detention centre, including those with underlying health conditions, as well as military staff. With the hospital facilities at the base offering limited access to medical treatment, the ban by the then Secretary of Defense Mark Esper on military reporting of Covid-19 cases put in place in March, coupled with the suspension of inspections by the International Committee of the Red Cross, drew widespread concern from monitors and officials.\footnote{Military.com, “Pentagon orders bases to stop reporting coronavirus numbers as cases surge”, 31 March 2020, military.com/daily-news/2020/03/31/pentagon-orders-bases-stop-reporting-coronavirus-numbers-cases-surge.html; “Warren, Reed, colleagues seek information on DoD efforts to prevent COVID-19 outbreaks at Guantánamo Bay Prison”, 10 June 2020, warren.senate.gov/pwizensight/letters/warren-reed-colleagues-seek-information-on-dod-efforts-to-prevent-covid-19-outbreaks-at-guantanamo-bay-prison}
ASIA-PACIFIC

REGIONAL TRENDS

- Secrecy in China, North Korea and Viet Nam continued to impede an accurate assessment of the use of the death penalty in the region with the highest number of executions.
- India and Taiwan resumed executions after hiatuses of four years and one year, respectively; Malaysia continued to observe an official moratorium on executions.
- Japan, Pakistan and Singapore did not report any executions for the first time in several years.

<table>
<thead>
<tr>
<th>Country</th>
<th>2020 Recorded Executions</th>
<th>2020 Recorded Death Sentences</th>
<th>People Known to Be Under Sentence of Death at the End of 2020</th>
</tr>
</thead>
<tbody>
<tr>
<td>Afghanistan</td>
<td>0</td>
<td>4+</td>
<td>976</td>
</tr>
<tr>
<td>Bangladesh</td>
<td>2</td>
<td>113+</td>
<td>1,800+</td>
</tr>
<tr>
<td>Brunei Darussala</td>
<td>0</td>
<td>0</td>
<td>+</td>
</tr>
<tr>
<td>China</td>
<td>+</td>
<td>+</td>
<td>+</td>
</tr>
<tr>
<td>India⁵⁷</td>
<td>4</td>
<td>77</td>
<td>404</td>
</tr>
<tr>
<td>Indonesia</td>
<td>0</td>
<td>117+</td>
<td>482+</td>
</tr>
<tr>
<td>Japan</td>
<td>0</td>
<td>3</td>
<td>120</td>
</tr>
<tr>
<td>Laos</td>
<td>0</td>
<td>9+</td>
<td>+</td>
</tr>
<tr>
<td>Malaysia</td>
<td>0</td>
<td>22+</td>
<td>1,314+</td>
</tr>
<tr>
<td>Maldives</td>
<td>0</td>
<td>0</td>
<td>19</td>
</tr>
<tr>
<td>Myanmar</td>
<td>0</td>
<td>1</td>
<td>+</td>
</tr>
<tr>
<td>North Korea</td>
<td>+</td>
<td>+</td>
<td>+</td>
</tr>
<tr>
<td>Pakistan</td>
<td>0</td>
<td>49+</td>
<td>4,000+</td>
</tr>
<tr>
<td>Papua New Guinea</td>
<td>0</td>
<td>0</td>
<td>20</td>
</tr>
<tr>
<td>Singapore</td>
<td>0</td>
<td>8</td>
<td>50+</td>
</tr>
<tr>
<td>South Korea</td>
<td>0</td>
<td>0</td>
<td>60</td>
</tr>
<tr>
<td>Sri Lanka</td>
<td>0</td>
<td>16+</td>
<td>1,000+</td>
</tr>
<tr>
<td>Taiwan</td>
<td>1</td>
<td>5</td>
<td>49</td>
</tr>
<tr>
<td>Thailand</td>
<td>0</td>
<td>35</td>
<td>235</td>
</tr>
<tr>
<td>Tonga</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Viet Nam</td>
<td>+</td>
<td>54+</td>
<td>1,200+</td>
</tr>
</tbody>
</table>

Amnesty International believed that six Asia-Pacific countries carried out executions in 2020, the lowest number on record. However, the organization could only confirm execution figures for Bangladesh, India and Taiwan – as secrecy in China, North Korea and Viet Nam made it impossible to verify reports and assess the true resort to state killings in the region, which it believed continued to be in the thousands.

The number of new death sentences recorded in 2020 (517) more than halved compared with 2019, when 1,227 were registered. This was largely due to a significant drop in reports of death sentences gathered for India (from 102 in 2019 to 77 in 2020), Pakistan (from 632+ to 49+) and Bangladesh (from 220+ to 113+). These figures and the regional total were affected by temporary suspensions of court proceedings put in place in response to the Covid-19 pandemic, which also saw several countries introduce new procedural guidelines to allow for remote judicial proceedings or prioritize non-capital trials during lockdowns.\(^{58}\)

The number of countries imposing death sentences (16) remained similar to 2019 (17). Reports of death sentences were recorded in Laos, where none were available for the previous year; and no new death sentences were reported in Maldives and South Korea, which had sentenced people to death in 2019.

The use of the death penalty in the Asia-Pacific region continued to violate international law and standards in many cases. The death penalty was extensively used for offences that did not meet the threshold of the “most serious crimes” to which the use of the death penalty must be restricted under international law.\(^{59}\) These included drug-related offences; economic crimes, such as corruption; and acts that could not be considered to constitute recognizable criminal offences complying with requirements under international human rights law, such as “blasphemy”. People who were below 18 years of age at the time of the crime remained under sentence of death in Maldives. In many cases recorded by Amnesty International, death sentences were imposed by special courts.

### NOTABLE COUNTRY DEVELOPMENTS

For the second year, no executions were recorded in Afghanistan. As part of the preparations for the peace talks between the Afghan government and the Taliban, from August the authorities released 156 prisoners who had been sentenced to death.\(^{60}\) Amnesty International recorded reports of four new death sentences imposed in March for kidnapping and murder, but no official figures were made available.\(^{61}\)

Two executions were carried out in Bangladesh. A man who had been convicted of the murder of Bangabandhu Sheikh Mujibur Rahman, the country’s first President, and who had been on the run for two decades, was hanged in April.\(^{62}\) Another man, convicted of the murder of two people, was executed in November.\(^{63}\) In October, the International Crimes Tribunal, a Bangladeshi court established to investigate mass-scale human rights violations committed during Bangladesh’s 1971 War of Independence, issued the death warrant against Syed Mohammad Kaisar, after the Supreme Court had upheld his death sentence in January.\(^{64}\) Appeals on his behalf were pending as the year ended.

Amnesty International recorded reports of 113 new death sentences for murder. Two women were among those sentenced. Of the 113 total, 21 men and one woman were sentenced in their absence; and 60 death

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58 Temporary suspensions in criminal proceedings were recorded in several countries, including Afghanistan, Bangladesh, India, Malaysia, Maldives, Pakistan and Sri Lanka.

59 See p. 14 in the global overview for more detailed information.


62 Dhaka Tribune, “A fugitive for over 20 years, Majed was arrested on Tuesday”, 12 April 2020, dhakatribune.com/bangladesh/2020/04/12/bangabandhu-killer-majed-hanged


sentences were imposed by special courts. On 13 October, President Mohammad Abdul Hamid signed an ordinance to amend the Women and Children Repression Prevention Act, 2000, to allow for the death penalty as punishment for rape.

China remained the world’s lead executioner, continuing to classify figures on executions and death sentences as a state secret and preventing independent scrutiny. Although it is possible that a reduction in the use of the death penalty occurred in recent years, Amnesty International believed that the number of death sentences imposed and executions carried out in 2020 remained in the thousands. The organization continued to call on the Chinese authorities to be transparent and make a full breakdown of such information publicly available.

As in previous years, Amnesty International’s monitoring suggested that the death penalty was used in most cases to punish murder and drug-related offences, out of the 46 offences for which it remained applicable. Among these were many non-violent acts that do not meet the threshold of the “most serious crimes” under international law and standards. Amnesty International was unable to assess whether death sentences or executions were imposed and carried out in the Xinjiang Uyghur Autonomous Region (XUAR), where the death penalty was known to have been secretly used, after grossly unfair proceedings, in previous years as part of so-called “People’s War” and “strike hard” campaigns, impacting predominantly Muslim-ethnic minorities within the region.

In 2020, as the country struggled with the Covid-19 pandemic, the Chinese authorities appeared to once again resort to the death penalty to send a public message, displaying an over-reliance on the refuted argument that the death penalty has a unique deterrent effect and making no effort to promote an informed national debate on the human rights issues associated with the use of this punishment. On 3 February, the High People’s Court of Heilongjiang Province announced that it would severely punish, including with the death penalty, 36 crimes related to the prevention and control of the Covid-19 epidemic. On 7 February, the National Health Commission, the Supreme People’s Court, the Supreme People’s Procuratorate and the Ministry of Public Security issued joint guidance to “severely crack-down on medical-related illegal and criminal acts during the epidemic prevention and control period”, directing that investigations and prosecutions of crimes against medical staff and linked to the disruption of medical activities be fast-tracked and severely punished, including through the death penalty. The issuing of the guidelines followed the murder, days earlier, of two people enforcing travel restrictions put in place in response to the epidemic. In an emblematic case, a man was speedily tried for this incident and on 1 March convicted and sentenced to death; his first appeal was rejected four weeks later and on 9 July, the Supreme People’s Court announced that it had reviewed his case and authorized the execution, which had been carried out just five months after the crime was committed. Amnesty International was concerned by the speed of the proceedings, which raised questions as to whether international fair trial guarantees were respected in his case.

The resort to executions to send a public message, as seen in the context of the Covid-19 pandemic response, reflects patterns Amnesty International has long recorded in relation to drug-related offences. Once again in 2020, the Chinese authorities appeared to increase the number of reports published on executions in Chinese media in the lead-up to the UN-established and promoted International Day against Drug Abuse and Illicit Trafficking, on 26 June. To mark the occurrence, the Supreme People’s Court issued new guidelines highlighting 10 “illustrative cases” relating to offences involving drugs and “warranting
Amnesty International

Among these, three resulted in four executions on 21 April, and 15 and 17 June. The guidelines were aimed at providing guidance to lower courts as to the characteristics of the crime or offender that should be considered as aggravating, but effectively promoted punitive approaches that violate human rights in the name of drug control and, as shown in recent UN studies, have a particular dire effect on the most marginalized sectors of society.

**RECORDED NEW DEATH SENTENCES IN INDIA (2015-2020)**

<table>
<thead>
<tr>
<th>Year</th>
<th>Sentences</th>
</tr>
</thead>
<tbody>
<tr>
<td>2015</td>
<td>70</td>
</tr>
<tr>
<td>2016</td>
<td>60</td>
</tr>
<tr>
<td>2017</td>
<td>140</td>
</tr>
<tr>
<td>2018</td>
<td>160</td>
</tr>
<tr>
<td>2019</td>
<td>180</td>
</tr>
<tr>
<td>2020</td>
<td>150</td>
</tr>
</tbody>
</table>

Economic offences, such as embezzlement, continued to be punished by death. At least one new “suspended” death sentence – with the possibility of commutation after two years – was imposed for corruption.

On 26 December, the National People’s Congress enacted amendments to the Criminal Law to include the death penalty as punishment for crimes committed by non-state officials when the amounts of money involved is “especially huge.” The death penalty was already a discretionary punishment for officials convicted of these crimes.

On 4 August, the Supreme People’s Court acquitted a man after a retrial due to lack of evidence. He was convicted of murder and sentenced to death with a two-year suspension in Jiangxi Province in 1995. He had not been represented by a lawyer and maintained that his “confession” had been extracted through torture.

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71 Supreme People’s Court, “最高人民法院发布2020年十大毒品（涉毒）犯罪典型案例”, 24 June 2020, szsy.chinacourt.gov.cn/article/detail/2020/06/id/5318300.shtml
DEATH SENTENCES AND EXECUTIONS

The authorities of **India** carried out the country’s first executions since 2015 in March, putting to death four men convicted of the high-profile rape and murder of a woman in Delhi in 2012. According to figures by Project 39A at the National Law University, Delhi, the number of death sentences imposed in India in 2020 (77) continued to decrease from the peaks of previous years, reducing by a quarter on 2019 (102) and falling below 100 for the first time since 2015. All death sentences were imposed for murder or offences involving murder, except for four which related to the rape of children.

### Recorder New Death Sentences in Indonesia (2016-2020)

Amnesty International recorded a 46% increase in the imposition of the death penalty in **Indonesia** in 2020, with 101 out of the 117 new death sentences imposed for drug-related offences and 16 for murder. These figures reflected the trend recorded in previous years, which saw courts impose death sentences to punish drug-related crime in at least 70% of the known cases. Five foreign nationals, all Malaysians convicted of drug trafficking, were among those sentenced to death. Four women, all Indonesian, were sentenced for murder (2) and drug trafficking (2). At the end of the year, at least 482 people were believed to be under sentence of death.

In April, the chairperson of the Corruption Eradication Commission, Firli Bahuri, met with the Commission III of the House of Representatives, overseeing legal affairs, to discuss implementing existing provisions of the Anti-Corruption Law to punish corruption in the administration of Covid-19 relief funds.76

No executions were carried out in **Japan**, for the first time since 2011. Three men were sentenced to the gallows, convicted in separate cases of multiple murders – an annual total that was in line with the five or fewer yearly figures recorded since 2012. In January, a man had his death sentence commuted on appeal on the grounds that he had a severe mental (psycho-social) disability at the time of the murders.77

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December, 120 people were believed to be under sentence of death, after three men died while on death row during the year. Among them, 110, including six foreign nationals, had their death sentences being final. Two renounced their appeals. Those on death row continued to be held in solitary confinement; and in the absence of effective safeguards or regular psychiatric evaluations, persons with mental (psycho-social) and intellectual disabilities continued to be subjected to the death penalty, in violation of international law and standards.\textsuperscript{78}

On 20 February 2020, the Osaka district court denied Kenji Matsumoto’s eighth request for retrial. He developed a delusional disorder while detained in solitary confinement on death row and has a long-standing mental (psycho-social) disability that originated from mercury poisoning (Minamata disease) and predates his conviction. According to his lawyer, these played a significant part during the police interrogation of him and resulted in a coerced “confession”. His lawyer said that he was not competent to understand and participate in the legal proceedings in his case, as well as the nature and purpose of the death sentence imposed on him. In dismissing his petition for retrial, the court also dismissed his request that the court issued a stay of execution while his appeal was pending, which would have otherwise violated Article 32 of the Constitution stipulating the right to a fair trial. The decision violates international safeguards on the use of the death penalty.\textsuperscript{79}

On 23 December the Supreme Court ordered that Iwao Hakamada’s case be returned to the Tokyo High Court for retrial. Iwao Hakamada was sentenced to death in 1968 after being convicted in an unfair trial and developed a severe mental (psycho-social) disability while on death row. He was released pending retrial in 2014 and was allowed to remain at home while the proceedings against him continued.

Amnesty International recorded that nine people, including four women, were sentenced to death in Laos in 2020, all for drug-related offences.

The authorities of Malaysia continued to observe an official moratorium on executions for the third consecutive year and supported the biennial UN General Assembly resolution calling for a suspension of the use of the death penalty for the second time. The Special Committee established in 2019 by the late Liew Vui Keong, former minister in the Prime Minister’s Department for Legal Affairs, to study sentencing policies with a view to replacing the mandatory death penalty, submitted its report to the minister on 11 February.\textsuperscript{80}

Following a change in government in early March, Minister Takiyuddin Hassan confirmed in a response to parliament that the new government had received the final version of the report on 17 July.\textsuperscript{81} The findings of the study were not made public before the year ended, but the minister informed parliament in August that the report recommended the substitution of the mandatory death penalty for 11 offences under the Dangerous Drugs Act, 1952 and 21 offences carrying the death penalty but with discretion of the Court.\textsuperscript{82} In August, the Federal Court declared the imposition of the mandatory death penalty constitutional, clarifying that it is a prerogative of the parliament to enact legislation on offences and punishments.\textsuperscript{83}

Figures from the Department of Corrections indicated that as of 30 June, 1,314 people were under sentence of death, including 475 still appealing their sentences before the Court of Appeal and Federal Court, and 839 appealing for pardons.\textsuperscript{84} This means that between 1 December 2019 – when official figures had previously

\textsuperscript{78} Human Rights Committee, General Comment 36 (2018) on Article 6 of the International Covenant on Civil and Political Rights, on the right to life, 30 October 2018, UN Doc. CCPR/C/GC/36, para. 49.
\textsuperscript{79} Safeguard no. 8 of the UN Safeguards guaranteeing protection of the rights of those facing the death penalty, adopted by Economic and Social Council Resolution 1984/50 of 25 May 1984, which clearly states that “Capital punishment shall not be carried out pending any appeal or other recourse procedure or other proceeding relating to pardon or commutation of the sentence”.
\textsuperscript{82} Parliament of Malaysia, Second Meeting, Third Term of the 14th Parliament, Written responses to question no. 1 to 556, 13 July to 27 August 2020, Response to question no. 1.
\textsuperscript{83} Federal Court of Malaysia, Letitia Bosman v. Public Prosecutor and other appeals, (2020) 8 CLJ 147.
\textsuperscript{84} Parliament of Malaysia, Second Meeting, Third Term of the 14th Parliament, Written responses to question no. 1 to 556, 13 July to 27 August 2020, Response to question no. 10.
been issued – and end of June 2020, at least 34 new death sentences were imposed.\textsuperscript{85} During 2020, Amnesty International recorded reports relating to 22 new death sentences, including three for drug trafficking.

Official figures also indicated that for the period 2015 to 2019, a total of 197 people submitted their clemency application to state and federal pardon boards, and 188 Malaysian nationals and 198 foreign nationals – including 60 Nigerian nationals, 39 Iranian, 21 Indonesian, 13 Thai, 11 Indian and 10 Filipino – had their death sentence confirmed by the Federal Court.\textsuperscript{86} These figures reflected findings published by Amnesty International in 2019.\textsuperscript{87}

The Attorney General’s Office of Maldives confirmed to Amnesty International that the government was committed to maintain the “informal moratorium” on executions as it focused on reforming the Maldivian judicial system and improve its independence. No new death sentences were imposed and 19 people, including one woman, remained under sentence of death, all convicted of murder. Three had exhausted their legal avenues and five were below 18 years of age at the time of the crime. The Child Rights Protection Act of November 2019, which prohibits the imposition of death penalty against those below 18 years of age, came into force in February 2020.\textsuperscript{88}

One new death sentence was known to have been imposed in Myanmar, for murder.\textsuperscript{89} On 17 April, as part of the New Year celebrations, the then President U Win Myint granted mass pardons and commuted all death sentences to life imprisonment without release date.\textsuperscript{90} The authorities did not make publicly available how many people had their death sentences commuted.

Without access to North Korea and independent media and sources in the country, Amnesty International continued to face significant challenges with the verification of information on its use of the death penalty in 2020. Although it is very likely that executions continued to be carried out and death sentences imposed at a sustained rate, Amnesty International was unable to corroborate reports of executions, including executions carried out in public; or of Central Committee and other Korean Workers’ Party officials.\textsuperscript{91} Similarly, the organization could not verify information relating to death sentences imposed, reportedly after summary trials and for a range of acts that either did not meet the threshold of the “most serious crimes” to which the use of the death penalty must be restricted under international law, or which could not be considered to constitute recognizable criminal offences complying with international human rights law requirements.\textsuperscript{92}

No executions were reported in Pakistan for the first time since these were resumed in December 2014. Amnesty International recorded a significantly lower number of death sentences in 2020 (49) compared with previous years, which could partly be linked to a hiatus in court proceedings due to the Covid-19 pandemic. Two of the recorded death sentences were imposed for “blasphemy”; 19 by Anti-terrorism Courts; and seven by Model Criminal Trial Courts, special courts established in 2019 to deal with the backlog of criminal cases. On 17 June, the High Court of Peshawar quashed the convictions of 196 people tried by military courts and, in most cases, sentenced to death.\textsuperscript{93} The military courts were established in January 2015, in the wake of the December 2014 attack on a school in Peshawar, to try civilians suspected of terrorism-related offences.

\textsuperscript{85} Parliament of Malaysia, Third Meeting, Third Term of the 14th Parliament, Written responses to question no. 1 to 544, 2 November to 17 December 2020, Response to question no. 441.

\textsuperscript{86} Parliament of Malaysia, Third Meeting, Third Term of the 14th Parliament, Written responses to question no. 1 to 544, 2 November to 17 December 2020, Response to question no. 441.


\textsuperscript{92} Yonhap News, “국경관, 김성준, 환경 공격에 가울 환경장 처형”, 27 November 2020, yna.co.kr/view/AKR20201127072351001; Radio Free Asia, “北 평양시 조직적 성매매 혐의로 6명 공개동정”, 6 August 2020, rfa.org/korean/in_focus/ne-kr-08062020070746.html

\textsuperscript{93} Dawn, “PHC sets aside 200 convictions by military courts”, 17 June 2020, dawn.com/news/1564018
Proceedings under these military courts did not meet international fair trial standards. In a landmark judgement, in June the Lahore High Court commuted the death sentence imposed on Muhammad Iqbal, who was 17 at the time of his arrest in 1998. A death warrant in his case had been issued in 2016.

On 1 October, 37 members of the House of Representatives of the Philippines introduced a new bill amending the Comprehensive Dangerous Drugs Act of 2002 to increase the penalties for drug-related offences, including by re-introducing the death penalty. Several other measures to reinstate this punishment filed in previous years remained pending before the House of Representatives (13) and Senate (10) at the end of the year. The Philippines is a state party to the Second Optional Protocol to the International Covenant on Civil and Political Rights, aiming at the abolition of the death penalty.

The authorities of Singapore did not carry out any executions for the first time since 2013. This hiatus was primarily linked to ongoing litigation, including on the impact of restrictions relating to the Covid-19 pandemic on key aspects of the death penalty process. As Singapore was confronting its first surge of Covid-19 cases, on 5 February President Halimah Yacob issued a temporary stay of execution, halting the first known hanging of the year two days before it was due to be carried out. On 8 September, the President issued a new execution order, in the same case, for 10 days later. The legal representative of the man at risk of execution, Singaporean national Syed Suhail bin Syed Zin, sought and obtained a judicial stay of execution on several grounds, including that his client had been discriminated against in the selection and prioritization of cases for execution because of his nationality. He claimed that foreign nationals, including some whose cases preceded his, appeared to be at lesser risk because of travel and other Covid-19-related restrictions, which posed challenges with regard to last family visits and repatriation of bodies. Although the state conceded that it would have no control over travel restrictions established in other countries, it rejected the claim, indicating that separate litigation involving some Malaysian men was the origin of the postponement. The High Court granted permission for the appeal, extending the stay of execution beyond the end of the year. In addition to Syed Suhail bin Syed Zin, Moad Fadzir bin Mustaffa had his execution scheduled and halted, one day before it was due to be carried out, in September. Both men had been convicted and sentenced to the mandatory death penalty for drug-related offences.

Eight other men, including three foreign nationals, were sentenced to the mandatory death penalty during the year, six for drug-related offences and two for murder. From mid-April onwards, court proceedings began to take place remotely due to the COVID-19 pandemic, with defendants being sentenced to death while connected remotely from the prison, separated from their lawyer. As questions had already been raised before the Supreme Court on possible infringements by the prison authorities of privileged communication between attorney and client without any judicial orders or supervision of the process, the restricted access to the defendants raised further concern on the protection of the right to a fair trial, particularly in capital proceedings.

Five men under sentence of death were acquitted of their capital charges, including two after their ordinary appeals had been exhausted. Among them was a Nigerian national, who had faced the death penalty accused of drug trafficking. He was initially acquitted in November 2014, but after the prosecution appealed, the Court of Appeal found that the trial judge had not properly considered the impact of certain assertions the man had made in a statement after his arrest. He was convicted and the case remitted to the High Court for sentencing. At the request of the prosecution, a medical expert examined the prisoner and

97 Syed Suhail bin Syed Zin v. Attorney-General.
diagnosed him as suffering from Post-Traumatic Stress Disorder (PTSD) with dissociative symptoms, as a result of childhood trauma. The expert held that the PTSD symptoms were triggered when he was told that he faced the death penalty and had likely led to the assertions made during interrogation. This allowed for his case to be reopened in 2017 and his eventual acquittal in September 2020.

In June the High Court of Busan in South Korea commuted the death sentence imposed on a man in November 2019, on the grounds that he had a severe mental (psycho-social) disability; the Supreme Court affirmed the decision in October.102 Official figures provided to Amnesty International indicated that at the end of the year, 60 men, including two civilian foreign nationals and four military personnel, were on death row with their death sentences being final.

The Supreme Court of Sri Lanka extended the stay order that it had put in place to halt the resumption of executions authorized by then President Maithripala Sirisena in June 2019.103 The order was pronounced to allow for the consideration of petitions stating that the arbitrary selection of four prisoners and the secrecy surrounding the execution order and preparations violated the rights of those facing the death penalty. At least 16 men, including one foreign national, were sentenced to death during the year. Three had been convicted of drug-related offences.

On 1 April, the authorities in Taiwan shot a man convicted of arson resulting in death, in the first execution since 2018.104 Five new death sentences were imposed, including on one woman, and one man had his death sentence finalized. In May, the High Court of Tainan acquitted Hsieh Chih-hung, who had been released pending retrial in 2019 after spending 18 years under sentence of death.105 The authorities indicated to Amnesty International that 38 people, including one woman, were on death row at the end of 2020 with their sentences being final. On 15 July, the Ministry of Justice amended the “Rules for the Execution of the Death Penalty”, introducing the right for death row prisoners to arrange religious ceremonies of their choosing ahead of their execution and psychological counselling for the executioners, in an implicit acknowledgment of the impact of the death penalty on all those involved. The amended regulations, however, failed to require that relatives of the prisoner be provided with notice of any scheduled executions or to exclude those with severe mental or intellectual disabilities from the use of the death penalty, among other concerns.

Official figures provided to Amnesty International indicated that 35 new death sentences were imposed in Thailand. 15 foreign nationals were among the 235 people under sentence of death at the end of the year. King Maha Vajiralongkorn Badinthep Thearawangkun issued royal pardons on two occasions in August and December, which resulted in the commutation of 107 death sentences.106 Twenty-two people were exonerated. At least seven men and one woman were sentenced to death for drug-related offences; figures published by the Department of Corrections on 1 December indicated that 131 people, including 26 women, out of 240 (55%) were on death row for this type of crime.

Data on the use of the death penalty in Viet Nam continued to remain classified as state secret. On 16 October, national media reported that the government had submitted, with the approval of the Prime Minister, a report to the National Assembly that noted that as of 30 September the number of people sentenced to death increased by 440, or 34%, compared with the same period in 2019. This figure alone does not allow for an accurate calculation of the number of death sentences imposed during 2020, because of possible decreases in the total linked to any commutations and as the reporting period is not clearly defined and comparable. However, it indicates that hundreds of people continued to be sentenced to death yearly, and that approximately 1,734 people were under sentence of death as of end of September 2020. The report also highlighted the government’s concern at overcrowding and other detention conditions of


103 Colombo Gazette, “FRs against death penalty listed for support on 14 October”, 29 May 2020, colombo gazette.com/2020/05/29/frs-against-death-penalty-listed-for-support-on-14-october

104 Amnesty International Taiwan, “Taiwan: Second execution under President Tsai Ing-wen, a disgraceful setback to human rights”, 2 April 2020, amnesty.tw/news/3381

105 Taipei Times, “After 19 years on death row, Hsieh Chih-hung freed”, 16 May 2020, taipeitimes.com/News/front/archives/2020/05/16/200376488

those facing the death penalty, noting that 57 out of 69 detention facilities had built separate detention areas to house those on death row, with a total of 700 cells with capacity for more than 1,200 prisoners – a figure that is in line with the estimated 1,734 total.

Amnesty International continued to monitor reports on the use of the death penalty during the year, but was only able to gather information on 54 new death sentences. Seven of these were imposed on women; 10 on foreign nationals. Forty-seven were imposed for drug-related offences and two for embezzlement – offences which do not meet the threshold of the “most serious crimes” under international law and standards.

The government issued Decree No. 43/2020, effective from 15 April, and Joint Circular No. 02/2020, effective from 1 December, to set out the process, timelines and the roles and responsibilities of the authorities in the carrying out of executions by lethal injection. Among other elements, the directives allow family members of the executed prisoner, including if they are foreign nationals, to apply for the return of the body or ashes.

On 8 May, the Supreme People’s Court affirmed at its final cassation level the conviction of and death sentence imposed on Hồ Duy Hải. On 15 June, two members of the National Assembly petitioned it to review his case, which was assigned to its Judiciary Committee. Vietnamese media reported in November that the Judiciary Committee had submitted its report on the case on 14 August, but the findings were not made public. Hồ Duy Hải maintained that he was forced to “confess” to the murder through torture during police interrogation and later retracted the “confession”. His case has been marred by further procedural irregularities and disregard of key exculpatory evidence. He came close to execution twice in the past decade.

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EUROPE AND CENTRAL ASIA

REGIONAL TRENDS

- While Belarus continued to impose death sentences, there were no executions in 2020.
- Kazakhstan, the Russian Federation and Tajikistan continued to observe moratoriums on executions.
- Kazakhstan signed and moved to ratify the Second Optional Protocol to the International Covenant on Civil and Political Rights, aiming at the abolition of the death penalty.

<table>
<thead>
<tr>
<th>COUNTRY</th>
<th>2020 RECORDED EXECUTIONS</th>
<th>2020 RECORDED DEATH SENTENCES</th>
<th>PEOPLE KNOWN TO BE UNDER SENTENCE OF DEATH AT THE END OF 2020</th>
</tr>
</thead>
<tbody>
<tr>
<td>BELARUS</td>
<td>0</td>
<td>3</td>
<td>4</td>
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<tr>
<td>KAZAKHSTAN</td>
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<td>RUSSIAN FEDERATION</td>
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<tr>
<td>TAJIKISTAN</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
</tbody>
</table>

NOTABLE COUNTRY DEVELOPMENTS

On 10 January, the Mahilyou Regional Court in Belarus convicted brothers Illia Kostseu, 21, and Stanislau Kostseu, 19, of murder and sentenced them to death.109 The decision became final on 22 May, after the Supreme Court upheld both the convictions and sentences.110 Both men petitioned President Alyaksandr Lukashenka for clemency, but the outcome of the decision was not known at the end of the year. Prisoners in Belarus are typically not told of decisions on clemency petitions, until they are taken away to be executed. Their families and lawyers are usually notified of the executions only weeks or months after they are carried out.

On 6 March, the Minsk Regional Court convicted and sentenced to death Viktar Skrundzik. Skrundzik appealed the verdict and on 30 June, the Supreme Court overturned his conviction and death sentence and ordered a retrial.111 Hearings in the new trial began in September, but were suspended in October, due to the COVID-19 pandemic.112

Viktar Serhel lost his Supreme Court appeal against the conviction and death sentence for murder.113 He appealed for clemency from the president and was at risk of execution at the end of the year.

On 12 March, the UN Human Rights Committee adopted its views in the case of Hennadz Yakavistki, concluding that Belarus violated the right to a fair trial guaranteed under Article 14 of the International

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Covenant on Civil and Political Rights (ICCPR). Despite the fact that in 2016 the Committee asked Belarus not to execute Yakavishki while his complaint was being considered, the prisoner was executed in Minsk on 5 November 2016. The UN Committee concluded that the execution constituted a violation of the right to life under Article 6 of the ICCPR; and that by proceeding with it, despite the Committee’s request for interim measures, Belarus violated its obligations as a state party to the first Optional Protocol to the Covenant.

The European Parliament expressed concerns about the retention of the death penalty, stating that it “strongly condemns the ongoing application of the death penalty and calls for its immediate and permanent abolition and, pending this, a moratorium on capital punishment and an effective right to appeal against death penalty sentences”.

On 23 September, Kazakhstan signed the Second Optional Protocol to the ICCPR, aiming at the abolition of the death penalty. On 29 December, the Senate of Kazakhstan's parliament passed the Law on ratification of the Protocol. The Law, which still required enactment by the President at year’s end, contains a reservation that provides for the application of the death penalty in time of war.

MIDDLE EAST AND NORTH AFRICA

REGIONAL TRENDS

- Recorded executions decreased by 25% to lowest in a decade, with a significant drop in Saudi Arabia and Iraq.
- Executions recorded in eight countries, marked by a sharp increase in Egypt and the resumption of executions in Oman and Qatar.
- Recorded death sentences decreased by 11%.

<table>
<thead>
<tr>
<th>COUNTRY</th>
<th>2020 RECORDED EXECUTIONS</th>
<th>2020 RECORDED DEATH SENTENCES</th>
<th>PEOPLE KNOWN TO BE UNDER SENTENCE OF DEATH AT THE END OF 2020</th>
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</thead>
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<td>OMAN</td>
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<tr>
<td>TUNISIA</td>
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<tr>
<td>YEMEN</td>
<td>5+</td>
<td>269+</td>
<td>323+</td>
</tr>
</tbody>
</table>

The use of the death penalty in the Middle East and North Africa region decreased in 2020. Recorded executions went down by 25%, from 579 in 2019 to 437 in 2020; and recorded death sentences fell by 11% from 707 in 2019 to 632 in 2020.

117 Amnesty International classifies Israel as abolitionist for ordinary crimes because its laws provide for the death penalty only for exceptional crimes such as crimes under military law or crimes committed in exceptional circumstances.

118 These death sentences were imposed by courts run by the Hamas de facto administration in the Gaza Strip. Seven of the death sentences were imposed after trials in which defendants were absent.
Amnesty International recorded executions in eight countries – Egypt, Iran, Iraq, Oman, Qatar, Saudi Arabia, Syria and Yemen – in the region. The 437 executions recorded in 2020 were the lowest in a decade with the decrease in recorded executions in Saudi Arabia and Iraq mainly responsible for the reduction. Recorded executions declined sharply by 85% in Saudi Arabia, from 184 in 2019 to 27 in 2020, and there was a 55% drop in recorded executions in Iraq, from 100 in 2019 to 45 in 2020. Also, there was a modest reduction in recorded executions in Iran (251 in 2019 to 246 in 2020) and Yemen (seven in 2019 to five in 2020). However, Egypt bucked that trend as recorded executions rose more than threefold from 32 in 2019 to 107 in 2020 and it overtook Saudi Arabia as the country with the second highest executions in the region. Oman and Qatar resumed executions, carrying out their first known executions in years. Like in 2019, Amnesty International was able to corroborate information that executions occurred in Syria in 2020 but had insufficient information to provide a credible minimum figure. Iran remained the top executing country in the Middle East and North Africa and carried out 56% of recorded executions in the region. Two countries – Iran and Egypt – carried out 81% of recorded executions in the region.

Amnesty International recorded the imposition of death sentences in the whole region except in Israel – which is abolitionist for ordinary crimes only119 – and Oman. Compared to the previous year, recorded death sentences increased sharply in Yemen (from 55 to 269), Libya (from 0 to 17) and Palestine (State of) (from four to 17); while they decreased in Egypt (from 435 to 264).

119 Countries whose laws provide for the death penalty only for exceptional crimes such as crimes under military law or crimes committed in exceptional circumstances.
COUNTRIES KNOWN TO HAVE CARRIED OUT EXECUTIONS IN THE MIDDLE EAST AND NORTH AFRICA (2011-2020)

NOTABLE COUNTRY DEVELOPMENTS

At least one death sentence was imposed in **Algeria**. In January, a man was sentenced to death by the Criminal Court in Annaba after being convicted of killing his ex-wife.\(^{120}\) In May, the authorities made public the draft of a new Constitution.\(^{121}\) Article 38 of the draft constitution provides that “the right to life is inherently attached to the human person, and no one should be deprived of it arbitrarily”. The article did not fully guarantee the right to life and effectively allows the use of the death penalty provided for by law.

In **Bahrain**, the Court of Cassation reaffirmed the death sentences of Mohamed Ramadhan and Hussain Moosa in July, despite evidence that the men were tortured during their interrogation.\(^{122}\) The two men were convicted of killing a policeman in 2014 following a grossly unfair trial. Their 2015 final death sentence verdict was subject to a retrial following medical records attesting to the men’s torture, which were submitted by the Special Investigations Unit affiliated to the Ministry of Health. The men had exhausted all rights of appeal and became at risk of execution.

In **Egypt**, there was a significant increase in the number of executions; the 107 executions recorded by Amnesty International were more than three times higher than the 32 executions recorded in 2019. At least

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\(^{120}\) L’Expression, “Il a tué sa femme dans la cour d’une école à Annaba Peine de mort pour l’ex-mari”, 11 January 2020, [expressiondz.com/nationale/peine-de-mort-pour-l-ex-mari-325948](http://expressiondz.com/nationale/peine-de-mort-pour-l-ex-mari-325948)


23 of the executed men were sentenced to death in cases relating to political violence following grossly unfair trials marred by forced “confessions” and other serious human rights violations including torture and enforced disappearances.

On 24 February, the authorities executed eight men in the early hours of the morning in Borg el-Arab prison, Alexandria.123 The men were among 17 defendants who were sentenced to death following an unfair trial by a military court in October 2018 in relation to deadly attacks on three churches and a police checkpoint that killed 88 individuals. According to court documents, several defendants in the case told prosecutors they were subjected to enforced disappearance and torture. No independent, impartial or effective investigations were carried out into these claims.

A spike in executions during the year was recorded in October and November when the authorities executed at least 57 people – 53 men and four women.124 The executions followed an incident at the Tora Prison Complex, south of Cairo, on 23 September, when four prisoners on death row and four members of security forces were killed. Officials blamed the violence on an alleged escape attempt by prisoners. However, there has not been an independent and transparent investigation into the incident. Of the 57 people, 15 men were convicted of murder in cases related to political violence, and 38 men and the four women were convicted of murder in regular cases. Two of the men executed were also convicted of rape. On 3 October, the authorities executed two men convicted in a mass trial in the case known as “Alexandria Library events” for involvement in political violence that took place in the aftermath of the authorities’ deadly dispersal of the Rabaa Square sit-in in August 2013.

On 4 October, 10 men who were convicted and sentenced to death, in the case known as “Agnad Masr” involving violent attacks on officials and public property, were executed. The defendants told Supreme State Security Prosecutors that they had been subjected to enforced disappearance and torture; however, there was no investigation into their complaints. One of the men executed, Gamal Zaki, had appeared in a video “confession” broadcast on several media outlets before the trial was concluded, severely undermining his right to a fair trial, including his right not to incriminate himself and his right to the presumption of innocence. Three other men who were executed on 4 October had been convicted in another case of political violence in the aftermath of the authorities’ dispersal of the Rabaa Square sit-in.

Recorded death sentences decreased from 435 in 2019 to 264 in 2020. The decline in the number of recorded death sentences may be due to the limited access to information on prisoners sentenced to death in cases unrelated to political violence; the reduction in the number of mass trials in which death sentences were imposed compared to previous years; and temporary court closures and delays in trials due to the Covid-19 pandemic. On 2 March, 37 people were sentenced to death by the Cairo Criminal Court following their conviction on terrorism-related charges.125 The 37 people were among 208 people convicted of carrying out 54 armed attacks between 2013 and 2014. In July, the Court of Cassation (highest appeals court) upheld the death sentence against Wael Tawadros, known as Father Isaiah, a monk who was convicted of killing Bishop Anba Epiphanius in April 2019. Wael Tawadros was sentenced to death following a grossly unfair trial, where the court relied on his torture-tainted “confessions” to secure a conviction. He was also denied the right to an adequate defence.126 Security forces subjected Wael Tawadros to an enforced disappearance between 2 and 28 August 2018. According to a video statement given by Wael Tawadros in court, examined by Amnesty International, during this period, security officers stripped him naked, took him to the monastery where the murder took place and told him to wear his monk robe. He was then beaten, given electric shocks, and ordered to act out the alleged murder on camera. Wael Tawadros said that when a judge ordered that he be taken to hospital for a medical test, an officer ordered a medical worker to falsely write that he was fine.

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Iran carried out at least 246 executions. Executions continued to be lower than they were before the amendments to the anti-narcotics law came into effect in November 2017, which has resulted in a reduction in the number of people sentenced to death and executed for drug-related offences in the country. Of the 246 executions recorded by Amnesty International, 194 were for murder; 23 were for drug-related offences; 12 were for rape; four were for “armed insurrection against the state” (baghi); five were for “enmity against God” (moharebeh); two were for murder and rape; two were for espionage; two were for unknown crimes; one was for “spreading corruption on earth” (efsad f’il arz); and one was for drinking alcohol. One execution was carried out in public and nine women were executed.

Hanging and shooting were the methods of execution recorded during the year. Although the Islamic Penal Code continued to provide for stoning, Amnesty International did not record any execution by stoning during the year.

The death penalty was maintained in law for some consensual same-sex sexual conduct and extramarital sexual relations, some drugs offences, and for vaguely worded offences such as “insulting the Prophet”, “enmity against God” and “spreading corruption on earth”.

The death penalty was increasingly used as a weapon of political repression against dissidents, protesters and members of ethnic minority groups.

In December, dissident journalist Ruhollah Zam was executed in connection with his anti-establishment social media news channel, Amad News. Ruhollah Zam, who had fled Iran following the 2009 post-election protests, was abducted during a visit to Iraq in October 2019 and forcibly returned to Iran. He was held without any contact with his family or lawyers for nine months, after which he was only allowed to meet with his court-appointed lawyer in the presence of intelligence and security agents. In June, following a grossly unfair trial, he was sentenced to death by Branch 15 of the Revolutionary Court in Tehran for “spreading corruption on earth” in connection with Amad News. The channel, which operated on the mobile phone app Telegram and had more than a million followers, broadcast videos of protests and information about the alleged involvement of various authority figures in corruption. The authorities claimed both publicly and in court documents that his media work involved “espionage” for Israel and France, “cooperation with the hostile state of the United States”, “crimes against national security” and “spreading propaganda against the system”.

The authorities brought vague and overly broad criminal charges that carry the death penalty against protesters. Scores of protesters who had been arrested in connection with the November 2019 protests were charged with “enmity against God”, “spreading corruption on earth” or “armed insurrection against the state”. Several were sentenced to death following unfair trials that relied on torture-tainted “confessions”.

In February, Branch 15 of the Revolutionary Court in Tehran convicted Amirhossein Moradi, Mohammad Rajabi and Saeed Tamjidi of several charges including “enmity against God” (moharebeh) in connection with acts of arson that took place during protests in November 2019. They were sentenced to death following a trial that was grossly unfair; they were denied access to lawyers during the investigation phase and said they were tortured. Amirhossein Moradi said he was tortured into giving a “confession” that was broadcast on state television and used as evidence to convict them. In December, the Supreme Court quashed their death sentences during a judicial review of their case and sent it back to a lower court.

On 5 August, a protester – Mostafa Salehi – was executed in a prison in Esfahan province, despite serious concerns about violations of his right to a fair trial, including the denial of access to a lawyer during the investigation phase of his case. Mostafa Salehi, who maintained his innocence, was sentenced to death in public.

127 Under Iran’s Islamic Penal Code, consumption of alcoholic beverages is punishable by 80 lashes, and if an individual is convicted and sentenced three times, the punishment on the fourth occasion is death.

128 For the first time since the 1980s, shooting was recorded as a method of execution in Iran.


connection with the death of a member of the security forces during nationwide protests that took place between December 2017 and January 2018.

Some of those executed during the year were members of Iran’s Kurdish and Baluchi minorities. Nine members of the Baluchi and 11 members of the Kurdish ethnic minorities were executed.

HEDAYAT ABDOLLAPOUR

Hedayat Abdollahpour, a Kurdish prisoner who had been on death row since 2017, was secretly executed. The authorities did not return his body to his family and refused to reveal the whereabouts of his remains. He had been sentenced to death in 2017 following a grossly unfair trial, in connection with an armed clash between the Revolutionary Guards and members of the Kurdish Democratic Party of Iran (KDPI) that took place in 2016. He was transferred on 9 May from the Central Prison of Urumieh, in West Azerbaijan province, to an undisclosed location. Over the following weeks, the authorities refused to provide his family and lawyers with any information regarding his fate or whereabouts.

On 24 June, his family was provided with a death certificate at the National Organization for Civil Registration in Oshnavieh, West Azerbaijan province, stating that he had “died” in Urumieh on 11 May as a result of “being hit by hard or sharp objects”. Amnesty International believes that this is consistent with reported claims made by the KDPI following his enforced disappearance that he was executed by firing squad in a Revolutionary Guards military base in Oshnavieh. On 10 June, the head of the centre for the implementation of sentences in Urumieh told his family that he had been executed in Oshnavieh weeks earlier.

Iran continued to use the death penalty against people who were below the age of 18 at the time of the crime, contrary to international law that strictly prohibits the use of the death penalty in such cases. Under Iran’s Islamic Penal Code, boys aged above 15 lunar years and girls aged above nine lunar years who are convicted of murder and certain other capital crimes may be sentenced to death in the same way as adults. The law grants judges the discretion to replace the death penalty with an alternative sentence if they find that there are doubts about the individual’s comprehension of the nature of the crime or consequences, or their full “mental growth and maturity” (roshd va kamal-e aghli) at the time of the crime. During the year Amnesty International recorded the execution of three people – Majid Esmailzadeh, Mohammad Hassan Rezaiee and Shayan Saeedpour – who were below the age of 18 at the time of the crime.

On 21 April, Shayan Saeedpour, aged 21, was executed in the central prison in Saqqez, Kurdistan province. A criminal court in Kurdistan province had sentenced him to death in October 2018 after convicting him of murder in connection with the fatal stabbing of a man during a fight in August 2015 when Shayan Saeedpour was 17 years old. Shayan Saeedpour had a mental disability and had been medically diagnosed with impulse control disorder prior to his arrest. Amnesty International understands that the Legal Medicine Organization, a state forensic institute, had stated in a submission to the trial court that Shayan


133 As a state party to the Convention on the Rights of the Child and the International Covenant on Civil and Political Rights, Iran is legally obliged to treat anyone under the age of 18 as a child and ensure that they are not subjected to the death penalty.

Saeedpour had attained “mental growth and maturity” at the time of the crime and “could distinguish between right and wrong”, an assessment disputed by his lawyer and family. His lawyer had raised concerns that the trial court had not considered his medical diagnosis.

**MOHAMMAD HASSAN REZAIEE**

On 31 December, Mohammad Hassan Rezaiee was executed in Lakan prison in Rasht, Gilan province, after spending more than 12 years on death row.135 He was 16 years old when he was arrested in 2007 in connection with the fatal stabbing of a man during a group fight. His trial was grossly unfair. Agents from the Investigation Unit of Iran’s Police (agahi), in Bandar-e Anzali, Gilan province, held him in prolonged solitary confinement without access to his family or lawyer. According to informed sources, they repeatedly tortured him to obtain “confessions”, including by beating him with sticks, kicking and punching him, and flogging him with hosepipes. During his trial before a criminal court in Gilan province in October 2008, the court relied on his forced “confessions” to convict and sentence him to death, even though he had retracted them in court and said that they were given under torture.

The authorities carried out some executions without announcing them in advance or giving advance notices to families or legal representatives of people executed, as required under Iranian law. For instance, authorities executed wrestler Navid Afkari in secret on 12 September without prior notice to him, his family or lawyer.136 He had been given two death sentences – one for murder under the Islamic principle of “retribution in kind” (qesas) by a criminal court and a second one for “spreading corruption on earth” (efsad fil arz) by a Revolutionary Court – in connection with the fatal stabbing of an intelligence agent, which took place on 2 August 2018 in Shiraz during protests and in which he denied any involvement, and various alleged peaceful and violent activities, primarily in the context of protests, which the authorities claimed threatened national security. His trial was grossly unfair and he was subjected to a catalogue of human rights violations including enforced disappearance, torture and other ill-treatment leading to forced “confessions”, and the denial of access to a lawyer at the investigation stage.

Death sentences were imposed in Iran during the year. However, due to the lack of transparency of the authorities on the use of the death penalty and insufficient information, Amnesty International was unable to provide a credible minimum figure for death sentences.

In October, the Supreme Court overturned the death sentence of Barzan Nasrollahzadeh, who had been sentenced to death in 2013 for a crime that was committed in 2010 when he was just 17 years old.137 The Supreme Court reduced his sentence to a term of imprisonment; he was released in October after being deemed to have completed his sentence.

In Iraq, the authorities carried out the mass execution of 21 people on 17 November; they included individuals allegedly affiliated to the armed group calling itself “Islamic State” and convicted of terror-related...
The Court of Appeal in Erbil upheld the death sentence of Abdulrahman Aar (also known as Mehmet Besiksiz) on 23 September. Abdulrahman Aar, an ethnically Kurdish citizen of Turkey, had been arrested, along with several other individuals, in Erbil on 20 July 2019 by the Counter Terrorism Department of the Kurdistan Regional Government, in connection with the killing of a Turkish diplomat. Due to the Covid-19 pandemic, the courts were closed for many months during the year.

In Kuwait, five commutations were recorded. The Court of Cassation commuted two death sentences to life imprisonment in February;\(^{139}\) in July the Court commuted the death sentence of three brothers – one to life imprisonment and the other two to 10 years’ imprisonment.\(^{140}\)

The Court of Cassation in Lebanon quashed one death sentence in February, and a hearing was ordered for March.\(^{141}\) At the end of the year the status of the case was unclear.

In Morocco/Western Sahara, King Mohammed VI commuted two death sentences to life imprisonment in commemoration of Throne Day.\(^{142}\)

The government of Oman informed Amnesty International that four people – three men and one woman – were executed on 30 December for premeditated murder; no death sentence was imposed; no pardon was granted; and the Court of Cassation commuted two death sentences to life imprisonment and a fine in July. The government clarified that the four people executed were sentenced to death under Article 237 of the Penal Code in previous years before 2020 and the commutations were granted to two people convicted of drug-related offences in 2019. The government explained further that the Covid-19 pandemic did not affect or influence any procedures related to the death penalty and no Covid-19-related deaths occurred among people on death row. The executions in Oman marked the resumption of implementation of death sentences; prior to this, the last known execution in the country was carried out in 2015.

In October, His Majesty Sultan Haitham Bin Tarik issued Royal Decree No. 120/2020 on the amendment of some provisions of the Law on Penal Procedures, with implications on the use of the death penalty in the country. Article (1) of the law provides: “The Criminal Court shall not issue a verdict for a death sentence except upon full consensus/unanimity of views. Prior to issuing such a verdict, the Criminal Court must send the related documents to a committee to be formed by orders of His Majesty the Sultan under the chairmanship of the Grand Mufti of the Sultanate or his assistant, along with the membership of two persons of expertise to be nominated by the Chairman of the Committee to offer their opinion from a Sharia-based perspective. If the Committee’s opinion does not reach the said Court within the subsequent 60 days, the Court shall issue a verdict on the case. If no consensus is reached for a capital/death sentence, it shall be replaced with a life sentence (life imprisonment).”\(^{143}\)

Qatar resumed executions in May when it executed Anil Chaudhary, a Nepali national, by shooting following the confirmation of his death sentence by the Court of Cassation.\(^{144}\) Prior to the implementation of the death sentence, the last known execution in the country was carried out in 2000.

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\(^{139}\) Al-Anbaa, “Cancelling the execution of two citizens who kidnapped a citizen from Salmiya and assaulted her in Jabriya”, 24 February 2020, alanba.com.kw/ar/kuwait-news/incidents-issues/953843/24-02-2020
\(^{140}\) Al-Anbaa, “The Court of Cassation cancels the execution of 3 brothers who avenged their brother against his murderer”, 13 July 2020, nabd.com/s/74991032-ab3f21/
\(^{143}\) Times of Oman, “His Majesty Sultan Haitham Bin Tarik issues two Royal Decrees”, 12 October 2020, timesofoman.com/article/his-majesty-sultan-haitham-bin-tarik-issues-two-royal-decrees
\(^{144}\) Khabarhub, “Nepali man shot to death in Qatar as punishment for murder”, 21 May 2020, english.khabarhub.com/2020/21/98178
According to the Saudi Arabia Human Rights Commission, Saudi Arabia carried out 27 executions.\textsuperscript{145} Of that number, Amnesty International was able to corroborate 25 executions,\textsuperscript{146} of two women and 23 men: 19 for murder; five for drug-related offences; and one for a terrorism-related offence. Of the 25 executions corroborated, 16 were of Saudi Arabian nationals and the others were of nationals from the following countries: Egypt (1); Iraq (1); Jordan (2); Syria (3) and Yemen (2). There was a reduction in executions for ta’zir (discretionary) death sentences from January. However, there was no official change to Saudi laws on it, including the Saudi Drugs and Narcotics Control Law that provides that drug smuggling or related crimes are punishable by death under ta’zir.

The 27 recorded executions constituted an 85\% drop in executions in Saudi Arabia compared to 2019 when 184 executions were recorded.\textsuperscript{147} Also, it was the lowest number of executions recorded by Amnesty International since 2010 when Amnesty International confirmed 27 executions in the country. During the year the Saudi Press Agency, the official news agency of the Saudi Arabia government, officially published the details of the execution of 25 people. The fact that the Saudi Arabia Human Rights Commission announced that it documented 27 executions, two more than the Saudi Press Agency, raised some doubt about the real number of people executed by the authorities in 2020.

The Saudi Arabia Human Rights Commission had stated that “the sharp decrease [in executions] was brought about in part by a moratorium in death penalties in drug-related offences”.\textsuperscript{148} The moratorium had not been previously announced officially in 2020, neither were the details published during the year. Amnesty International was unable to determine the extent to which the moratorium impacted the number of executions in 2020.\textsuperscript{149} Nevertheless, two factors might have contributed to the significant drop in the number of executions in Saudi Arabia. Firstly, the Covid-19 pandemic during the year might have disrupted planned executions in Saudi Arabia. Secondly, Saudi Arabia’s presidency of the G-20 and its hosting of the G-20 summit might have influenced the authorities not to carry out executions to avoid international scrutiny and criticism. From the end of July to November, when the G-20 summit was held,\textsuperscript{150} no executions were carried out in Saudi Arabia. Saudi Arabia’s presidency of the G-20 ended on 30 November; immediately after this, executions resumed in the country. Between 10 December and 31 December, nine people were executed.

\textsuperscript{145} Saudi Arabia Human Rights Commission, Twitter post, 19 January 2021, twitter.com/HRCSaudi_EN/status/1351087958565281793: “Saudi Arabia drastically decreases application of death penalty in 2020: 2020 marks lowest number of executions in Saudi Arabia for decades, decreasing executions by 85\% since previous year”.

\textsuperscript{146} Amnesty International was unable to verify the details of two executions which the Saudi Arabia Human Rights Commission said they had documented.

\textsuperscript{147} The 184 executions recorded by Amnesty International in 2019 were the highest recorded using Amnesty International’s research logs citing Ministry of Interior figures for Saudi Arabia since 2000. Prior to 2000, Amnesty International had recorded 192 executions in Saudi Arabia in 1995.


\textsuperscript{149} In 2019, executions for drug-related offences were less than 50\% of the total executions recorded. Of the 184 executions recorded in Saudi Arabia in 2019, 84 were for drug-related offences; 55 for murder; 37 for terrorism-related offences; five for rape; two for beating and rape; and one for armed robbery and rape.

\textsuperscript{150} The G-20 summit was scheduled to take place in Riyadh, Saudi Arabia from 21 to 22 November 2020. However, due to the Covid-19 pandemic, it was held virtually.
In April, a Royal Order was announced to end the use of the death penalty against people below the age of 18 at the time of the crime in cases not involving the counter-terror law, with the death penalty replaced with a maximum punishment of 10 years in prison. By the end of the year, the authorities had not publicly published the Royal Order containing the announcement and its implementing regulations remained unclear.

In August, the Saudi Arabia Human Rights Commission announced that the country’s public prosecutor had ordered a review into the death sentences of three young Shi’a activists – Ali al-Nimr, Abdullah al-Zaher and Dawood al-Marhoun – who were below the age of 18 at the time of arrest and had been at risk of execution. They were aged 17, 16 and 17 respectively at the time of their arrest in 2012 and convicted and sentenced to death for offences relating to their participation in anti-government protests in Saudi Arabia’s Eastern Province.

In December, the prosecution dropped its call for the death penalty for Mohammad al-Faraj and four other young men being tried in a mass trial. Mohammad al-Faraj and the young men belong to Saudi Arabia’s Shi’a minority and are being tried for protest-related offences. Mohammad al-Faraj was 15 years old when he was arrested for protest-related offences he was accused of committing when he was between 9 and 10 years old. In a new charge sheet presented to the court in December, the prosecution demanded prison terms for the young men.

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In March, President Bashar al-Assad of Syria issued Legislative Decree No. 6 that, among other things, commuted to life imprisonment the death sentences of prisoners for crimes committed before 22 March. By the end of the year Amnesty International was unable to determine the number of death sentences commuted to life imprisonment under the decree.

President Kais Saied of Tunisia announced his position in favour of resuming executions during a National Security Council meeting in September where he stated that “murder deserves the death penalty”. The President made the remarks following the recent murder of a girl in Ain Zaghouan. The last known execution in Tunisia was carried out in 1991.

The United Arab Emirates announced in November the legal reform to its laws that had provided reduced punishment, of between three and 15 years in prison, for “honour killings”. The reform makes anyone convicted of “honour killings” liable to being punished with the death penalty, as in murder cases.

There was a substantial increase in recorded death sentences in Yemen; 269 death sentences were recorded compared to 55 in the previous year. On 23 March, a Huthi-run court in Yemen upheld the death sentence imposed on Hamid Haydara, a prisoner of conscience of the Baha’i faith. Three days later, the head of the Sana’a-based Supreme Political Council of Yemen announced a pardon for Hamid Haydara.

On 11 April, four journalists – Akram al-Walidi, Abdelkhaleq Amran, Hareth Hamid and Tawfiq al-Mansouri – were convicted and sentenced to death by the Huthi-run Specialized Criminal Court of Sana’a on trumped-up charges following a grossly unfair trial. The four journalists had been detained since 2015. During their detention the men were forcibly disappeared, held in intermittent incommunicado detention and in solitary confinement, and deprived of access to medical care.

SUB-SAHARAN AFRICA

REGIONAL TRENDS

- The use of the death penalty reduced in the region; recorded executions fell by 36% and recorded death sentences dropped by 6%.
- Executions were recorded in three countries – Botswana, Somalia and South Sudan; one fewer compared with 2019.
- Chad became the 21st country in sub-Saharan Africa to abolish the death penalty for all crimes.
- Recorded commutation of death sentences increased by 87%.

<table>
<thead>
<tr>
<th>COUNTRY</th>
<th>2020 RECORDED EXECUTIONS</th>
<th>2020 RECORDED DEATH SENTENCES</th>
<th>PEOPLE KNOWN TO BE UNDER SENTENCE OF DEATH AT THE END OF 2020</th>
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</table>

159 Burkina Faso is abolitionist for ordinary crimes only. In 2018, the country removed the death penalty from its Penal Code; however, the death penalty remained in the Military Code of Justice.
Amnesty International recorded a decrease in executions and the imposition of death sentences in sub-Saharan Africa. Recorded executions in the region went down by 36%, from 25 in 2019 to 16 in 2020; and recorded death sentences fell by 6%, from 325 in 2019 to 305 in 2020.

Executions were recorded in three countries – Botswana, Somalia and South Sudan; one fewer than in 2019 as no execution was recorded in Sudan in 2020. Compared with the previous year, recorded executions went up in Botswana from 1 to 3; reduced in Somalia from 12 to 11; and fell sharply in South Sudan from 11 to 2. Death sentences were recorded in 18 countries in 2020, the same as 2019. Despite the overall reduction in recorded death sentences in the region, recorded death sentences increased in the following countries in 2020 compared with 2019: Cameroon (0 to 1); Comoros (0 to 1); Democratic Republic of the Congo (8 to 20); Mali (4 to 30); Nigeria (54 to 58); Sierra Leone (21 to 39); South Sudan (4 to 6); and Zambia (101 to 119).

Progress against the death penalty continued as Chad became the 21st country in the region to abolish the death penalty for all crimes. In addition, there was an increase in commutation of death sentences triggered by the mass commutations in Tanzania. At least 309 commutations were granted during the year; an 87% increase compared with last year when at least 165 commutations were granted.

<table>
<thead>
<tr>
<th>COUNTRY</th>
<th>2020 RECORDED EXECUTIONS</th>
<th>2020 RECORDED DEATH SENTENCES</th>
<th>PEOPLE KNOWN TO BE UNDER SENTENCE OF DEATH AT THE END OF 2020</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mauritania</td>
<td>0</td>
<td>1+</td>
<td>123+</td>
</tr>
<tr>
<td>Niger</td>
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<td>94</td>
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<tr>
<td>Somalia</td>
<td>11+</td>
<td>+</td>
<td>+</td>
</tr>
<tr>
<td>South Sudan</td>
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<td>495</td>
</tr>
<tr>
<td>Zimbabwe</td>
<td>0</td>
<td>6</td>
<td>88</td>
</tr>
</tbody>
</table>
EXECUTIONS AND DEATH SENTENCES IN SUB-SAHARAN AFRICA
(2011-2020)

NOTABLE COUNTRY DEVELOPMENTS

In Botswana, three people were executed by hanging during the year. On 21 February, the Botswana Prison Service announced that 29-year-old Mmika Michael Mpe was executed in the morning of that day. He had been convicted and sentenced to death for the murder of his employer by the High Court of Botswana on 18 May 2018 and his appeal against conviction and sentence was dismissed by the Court of Appeal on 8 February 2019. On 28 March, the Botswana Prison Service announced the execution of 33-year-old Moabi Seabelo Mabiletsa and 39-year-old Matshidiso Tshid Boikanyo at the Gaborone Central Prison on the morning of that day. Both men had been convicted and sentenced to death for murder by the Gaborone High Court. They appealed against the judgement, but the appeal was dismissed on 8 February 2019 by the Court of Appeal. The African Commission on Human and Peoples' Rights (The Commission) reacted to the execution of the two men and emphasized: “The Commission reiterates its opposition to the imposition of the death penalty as it constitutes a violation of Article 4 of the African Charter on Human and Peoples’ Rights (the Charter), which specifically prohibits the arbitrary deprivation of the right to life and enshrines the integrity of persons and Article 5 of the Charter also prohibits cruel, inhuman or degrading punishment.” The Commission also urged Botswana to observe a moratorium on executions in line with the Commission’s Resolution 136 on the Moratorium on the Death Penalty.

In Cameroon, during the year, three women – Damaris Doukoya, Dawandala Marie and Weteya Martha – were exonerated by the military tribunal of Maroua. The three had previously been sentenced to death on charges of “illegal immigration”, “spying”, “complicity of insurrection” and “armed group”. On 15 April, President Paul Biya signed decree No. 2020/193 to commute and remit prison sentences. Among various other commutations, the decree commuted the death sentences of persons, whose sentences had become final as at 15 April, to life imprisonment. However, it excluded the following: “fugitives at the date of signing of the decree”; “recidivist offenders”; “persons imprisoned and sentenced for an offence committed while in detention”; and “persons sentenced for corruption”, “state security and terrorism-related offences”. By the end of the year, Amnesty International was unable to determine the number of death sentences commuted to life imprisonment in implementation of the decree.

The only death sentence recorded by Amnesty International in Comoros was imposed on Mohamed Zaidou for murder by the Assize Court of Moroni.

On 28 April 2020, the National Assembly of Chad adopted an anti-terrorism bill that removed death penalty provisions from the 2015 anti-terrorism law. On 20 May 2020, the revised anti-terrorism bill was signed into law by President Idriss Déby Itno. This effectively abolished the death penalty for all crimes in Chad.

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164 Franceinfo, “L’actualité régionale 7 Octobre: Comores”, 7 October 2020, la1ere.francetvinfo.fr/mayotte/actualite-regionale-7-octobre-878812.html

since the country had previously removed the death penalty from a new Penal Code promulgated in 2017.166
Four individuals sentenced to death in 2018 for murder were detained in the high-security prison of Koro Toro. By the end of the year, Amnesty International was unable to determine if their sentences had been commuted.

ABOLITIONIST FOR ALL CRIMES IN SUB-SAHARAN AFRICA (2011-2020)

<table>
<thead>
<tr>
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<tbody>
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<td>Chad</td>
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<td></td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Benin</td>
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</tr>
</tbody>
</table>

In the Democratic Republic of the Congo, on 30 June, President Félix Tshisekedi signed an ordinance on commutation of sentences and collective pardons for prisoners in commemoration of the country’s 60th independence anniversary.167 The ordinance, among other commutations, commuted death sentences to life imprisonment. By the end of the year, Amnesty International was unable to determine the exact number of people who had their death sentences commuted under the ordinance. However, the organization confirmed that Col Eddy Kapend and Georges Leta, who were sentenced to death by a military court in 2001 over the death of former President Laurent-Désiré Kabila, had their death sentences commutated to life imprisonment under the ordinance.168 In September, two former bank employees – Gradi Koko Lobanga and Navy Malela Mawani – were sentenced to death by a tribunal in their absence.169

166 Amnesty International discovered a 1985 Military Code of Justice in Chad that provides for the death penalty. The organization wrote letters to the Minister of Justice of Chad in June and December to clarify the status of that law. In January 2021, the Minister of Justice informed Amnesty International in a letter that following the enactment of the 2017 Penal Code, Article 522 of that law effectively repealed the death penalty provisions of the Military Code of Justice. He confirmed that no law provides for the death penalty in Chad.
167 Radio Okapi, “60-ème anniversaire de l’indépendance de la RDC: Félix Tshisekedi accorde une grâce présidentielle collective à certains prisonniers”, 1 July 2020, radiookapi.net/2020/07/01/actualite/justice/60-eme-anniversaire-de-lindépendance-de-la-rdc-felix-tshisekedi-accorde
168 VOANews, “Tshisekedi réduit la peine d’Eddy Kapend, condamné pour l’assassinat de l’ex-président Laurent-Désiré Kabila”, 1 July 2020, voafrique.com/ales-condamne%C3%A9-pour-l-assassinat-de-l-ancien-p%C3%A9rinvente-%C3%A9douard-%C3%A9douard-d-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3%A9douard-%C3&A
The government of Eswatini informed Amnesty International that no execution was carried out; no death sentence was imposed; and only one LiSwati male, who was convicted by the High Court in 2011 of murder and rape, was under the sentence of death at the end of the year.

The government of Gambia informed Amnesty International that no execution was carried out in the country as the official moratorium on executions remains in place; one death sentence was imposed as Sheikh Hydara was convicted of murder on 12 October. The government stated that due to the Covid-19 pandemic, in March, the courts adjourned all their sittings and partially resumed in April to hold virtual hearings mostly for bail applications. The courts fully resumed in September for hearing on all cases, including for offences that carry the death penalty.

The Ghana Prisons Service informed Amnesty International that no executions were carried out and the courts imposed three death sentences in 2020. At the end of the year, 160 people – 155 men and five women – were under sentence of death, including six foreign nationals from Benin (1), Burkina Faso (2) and Nigeria (3). Nine prisoners – seven in March and two in June – had their death sentences commuted to life imprisonment.

In Kenya, the abolition of the mandatory death penalty by the Supreme Court in the case of Francis Karioko Muruatetu and Wilson Thitimbi Mwangi v. Republic continued to lead to the commutation of death sentences by the court after resentencing hearings. In March, 23 prisoners, who had petitioned the High Court to review their death sentences following the Supreme Court judgement in Muruatetu, had their death sentences commuted to various prison terms. Paul Mwaniki, one of the petitioners, whose death sentence was commuted to 20 years’ imprisonment, was set free having already been in prison for 20 years. The Appeal Court upheld the death sentence of Ruth Kamande who was convicted and sentenced to death in 2018 for the death of her boyfriend. The Appeal Court stated that the conviction was lawful and there was no justification to interfere with the decision of the trial court.

The government of Lesotho informed Amnesty International that no execution was carried out, no one was sentenced to death, and no one was under the sentence of death at the end of the year. In May, the only death sentence in the country was commuted by the Lesotho Appeal Court.

In Malawi, the High Court in Kasungu sentenced two people – White Chilumpha and James Kanjira – to death for killing a child with albinism.

On 18 December, to commemorate Independence Day, President Issoufou Mahamadou of Niger signed a decree on clemency, which commuted death sentences to life imprisonment. By the end of the year, Amnesty International was unable to determine the number of death sentences commuted to life imprisonment under the decree.

The death sentences recorded in Nigeria were imposed for crimes that included murder, armed robbery, rape, kidnapping and blasphemy. A man, Olalekan Hameed, was sentenced to death by a Lagos State High Court via Zoom in May. He appeared remotely from prison via Zoom, along with his lawyer and

170 The Supreme Court of Kenya in this case abolished the mandatory death penalty for murder in December 2017.
175 CNN, “A man was sentenced to death via Zoom in Nigeria, sparking criticism from rights groups”, 7 May 2020, edition.cnn.com/2020/05/07/africa/nigeria-zoom-death-sentence-intl.html
prosecutors who joined the court session remotely. The court held the session via Zoom following the Lagos State’s social distancing guidelines to curb Covid-19. In August, a 70-year-old man – Mati Audu – was sentenced to death by stoning for rape by a sharia court in Kano State.\(^\text{176}\) Also in August, the Upper Sharia Court of Kano State sentenced Yahaya Sharif Aminu, a 22-year-old musician, to death for blasphemy.\(^\text{177}\) He had been charged with blasphemy against the prophet of Islam because of a series of audio messages circulated via WhatsApp in March. Yahaya Sharif was arrested in March after protesters burnt down his family home and led a procession to the Kano State Hisbah Corps\(^\text{178}\) headquarters demanding for his arrest and prosecution. Several State Governors in Nigeria commuted death sentences during the year: Governor Obaseki of Edo State commuted four death sentences to life imprisonment;\(^\text{179}\) Governor Muhammadu Inuwa Yahaya of Gombe State commuted one death sentence to 21 years’ imprisonment;\(^\text{180}\) Governor Rotimi Akeredolu of Ondo State commuted 10 death sentences to life imprisonment;\(^\text{181}\) Governor Simon Lalong of Plateau State commuted one death sentence to 21 years’ imprisonment.\(^\text{182}\)

The Correctional Service of Sierra Leone informed Amnesty International that no executions were carried out; 39 death sentences were imposed by the courts; seven death sentences were commuted by the President; and 94 people were under the sentence of death at the end of the year.

Of the 11 executions recorded in Somalia, six were carried out in Somaliland and five in Puntland.\(^\text{183}\) Of the five executions carried out in Puntland, two were of Abdisfatah Abdrahman Warsame and Abdishakur Mohamed Dige who were convicted of rape and murder of a girl.\(^\text{184}\) A third man, Abdisalan Abdrahman Warsame (brother to Abdifatah Abdrahman Warsame), convicted with the two, was spared execution following a negotiation of “blood money” (financial compensation) between his family and that of the deceased.\(^\text{185}\) Amnesty International was able to corroborate information that death sentences were imposed in Somalia but had insufficient information to provide a credible minimum figure.

In South Sudan, on 14 July, the South Sudan Court of Appeal quashed the death sentence imposed on Magai Matiop Ngong because he was a child at the time of the crime, and ordered that his case be sent back to the High Court to rule on an appropriate sentence, and that he be removed from death row.\(^\text{186}\) At the request of the family of the deceased the case was appealed to the Supreme Court, where it was pending at the end of the year.

The government of Sudan pardoned and released 35 South Sudanese prisoners of war captured in the 2012 fighting in Heglig during the conflict between Sudan and South Sudan following the latter’s


\(^\text{178}\) The Kano State Hisbah Corps is a religious police force in Nigeria’s Kano State responsible for the enforcement of sharia law.


\(^\text{183}\) These figures do not include reports of unlawful public killings by Somali armed opposition groups such as al-Shabaab.


independence in 2011.\textsuperscript{187} The 35 people were sentenced to death for war- and terrorism-related crimes. In July, the authorities abolished the use of the death penalty for apostasy.\textsuperscript{188} Also, in the same month, the authorities amended the Criminal Law to prohibit the use of the death penalty for children; this resolved the inconsistency that had existed between the Child Act and the Criminal Law.

President John Magufuli of Tanzania, in commemoration of Independence Day, commuted the death sentence of 256 prisoners in December.\textsuperscript{189}

The Supreme Court of Uganda departed from its 2018 decision by quashing the death sentence of Moses Otim and ordered his release from prison.\textsuperscript{190} The Supreme Court, in its second judgement on the case that came by way of review, held that it should not have confirmed the death sentence imposed on him by the trial court because he was below the age of 18 at the time of the crime. Moses Otim was convicted of murder and sentenced to death by Lira High Court and had been on death row for over 10 years. Section 94(1)(g) of the Children’s Act prohibits the imposition of the death sentence on a person below the age of 18 at the time of the crime. Ugandan law also provides that a child at the time of the offence can only be imprisoned for a maximum of three years if found guilty of an offence that carries the death penalty.

The government of Zambia informed Amnesty International that no executions were carried out; 119 death sentences were imposed; and 495 people – 471 males and 24 females – were under the sentence of death at the end of the year. Five death sentences were commuted – three to life imprisonment and two to 35 years’ imprisonment; six people were exonerated by the courts; and six foreign nationals were on death row. The government further stated that courts in Zambia continued to operate during the Covid-19 pandemic while adhering to the World Health Organization Covid-19 guidelines, the Zambia Public Health (Notifiable Infectious Disease) (Declaration) Notice No. 21 of 2020 and the Zambia Public Health (Infected Areas) (Coronavirus Disease 2019) Regulations No. 22 of 2020. Further restrictions were also put in place to reduce the number of persons allowed to attend court proceedings. The government said that no executions were put on hold, fully or partially, specifically because of Covid-19 and emphasized that no execution had been carried out in the country since 1997. In addition, it informed the organization that the Zambia Correctional Service distributed face masks and soap to all prisoners, including those on death row, placed restrictions on visits to the prison, and conducted regular body temperature checks on prisoners.

According to data provided to Amnesty International by the government of Zimbabwe, no executions were carried out; six death sentences were imposed, eight death sentences were commuted to life imprisonment and 88 people were under the sentence of death at the end of the year. The media reported that the eight commutations were granted as result of Clemency Order 1 of 2020 issued by President Emmerson Mnangagwa.\textsuperscript{191} The Order, among other clemency provisions, commuted to life imprisonment the death sentence of all prisoners who had been on death row for at least 10 years.\textsuperscript{192}


\textsuperscript{190} Daily Monitor, “Court quashes death row sentence”, 11 June 2020, monitor.co.ug/News/National/Court-quashes-death-row-sentence-Moses-Otim-Thabatemwa/688334-5574810-df3c9z/inindex.html

\textsuperscript{191} The Herald, “8 removed from death row”, 4 April 2020, herald.co.zw/8-removed-from-death-row/

\textsuperscript{192} Zim Eye, “Mnangagwa invokes presidential clemency and forgives prisoners on life sentence”, 27 March 2020, zimeye.net/2020/03/27/mnangagwa-invokes-presidential-clemency-and-forgives-prisoners-on-life-sentence/
ANNEX I: RECORDED EXECUTIONS AND DEATH SENTENCES IN 2020

This report only covers the judicial use of the death penalty and does not include figures for extrajudicial executions. Amnesty International only reports figures for which it can find reasonable confirmation, although the true figures for some countries are significantly higher. Some states intentionally conceal death penalty proceedings; others do not keep or make available data on the numbers of death sentences and executions.

Where "+" appears after a figure next to the name of a country – for example, Malaysia (22+) – it means that Amnesty International confirmed 22 executions or death sentences in Malaysia but believes there were more than 22. Where "+" appears after a country name without a figure – for instance, Syria (+) – it means that Amnesty International has corroborated executions or death sentences (more than one) in that country but had insufficient information to provide a credible minimum figure. When calculating global and regional totals, "+" has been counted as 2, including for China.

RECORDED EXECUTIONS IN 2020

- China 1,000s
- Iran 246+
- Egypt 107+
- Iraq 45+
- Saudi Arabia 27
- USA 17
- Somalia 11+
- Yemen 5+
- India 4
- Oman 4
- Botswana 3
- South Sudan 2+
- Bangladesh 2
- Taiwan 1
- Qatar 1
- North Korea +
- Syria +
- Viet Nam +
### RECORDED DEATH SENTENCES IN 2020

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<tr>
<th>Country</th>
<th>Death Sentences</th>
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</tr>
<tr>
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<tr>
<td>Thailand</td>
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<td>8+</td>
</tr>
<tr>
<td>Singapore</td>
<td>8</td>
</tr>
<tr>
<td>South Sudan</td>
<td>6+</td>
</tr>
<tr>
<td>Zimbabwe</td>
<td>6</td>
</tr>
<tr>
<td>Taiwan</td>
<td>5</td>
</tr>
<tr>
<td>Afghanistan</td>
<td>4+</td>
</tr>
<tr>
<td>Qatar</td>
<td>4+</td>
</tr>
<tr>
<td>United Arab Emirates</td>
<td>4+</td>
</tr>
<tr>
<td>Bahrain</td>
<td>3</td>
</tr>
<tr>
<td>Belarus</td>
<td>3</td>
</tr>
<tr>
<td>Ghana</td>
<td>3</td>
</tr>
<tr>
<td>Japan</td>
<td>3</td>
</tr>
<tr>
<td>Niger</td>
<td>3</td>
</tr>
<tr>
<td>Jordan</td>
<td>2+</td>
</tr>
<tr>
<td>Kuwait</td>
<td>2+</td>
</tr>
<tr>
<td>Malawi</td>
<td>2+</td>
</tr>
<tr>
<td>Trinidad and Tobago</td>
<td></td>
</tr>
<tr>
<td>Algeria</td>
<td>1+</td>
</tr>
<tr>
<td>Cameroon</td>
<td>1+</td>
</tr>
<tr>
<td>Lebanon</td>
<td>1+</td>
</tr>
<tr>
<td>Mauritania</td>
<td>1+</td>
</tr>
<tr>
<td>Morocco/Western Sahara</td>
<td>1+</td>
</tr>
<tr>
<td>Botswana</td>
<td></td>
</tr>
<tr>
<td>Comoros</td>
<td></td>
</tr>
<tr>
<td>Gambia</td>
<td>1</td>
</tr>
<tr>
<td>Myanmar</td>
<td>1</td>
</tr>
<tr>
<td>Iran</td>
<td>+</td>
</tr>
<tr>
<td>Kenya</td>
<td>+</td>
</tr>
<tr>
<td>North Korea</td>
<td>+</td>
</tr>
<tr>
<td>Somalia</td>
<td>+</td>
</tr>
<tr>
<td>Syria</td>
<td>+</td>
</tr>
</tbody>
</table>
ANNEX II: ABOLITIONIST AND RETENTIONIST COUNTRIES AS OF 31 DECEMBER 2020

More than two thirds of the countries in the world have now abolished the death penalty in law or practice. As of 31 December 2020 the numbers were as follows:

<table>
<thead>
<tr>
<th>Category</th>
<th>Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abolitionist for all crimes</td>
<td>108</td>
</tr>
<tr>
<td>Abolitionist for ordinary crimes only</td>
<td>8</td>
</tr>
<tr>
<td>Abolitionist in practice</td>
<td>28</td>
</tr>
<tr>
<td>Total abolitionist in law or practice</td>
<td>144</td>
</tr>
<tr>
<td>Retentionist</td>
<td>55</td>
</tr>
</tbody>
</table>

The following are lists of countries in the four categories: abolitionist for all crimes, abolitionist for ordinary crimes only, abolitionist in practice and retentionist.

1. ABOLITIONIST FOR ALL CRIMES

Countries whose laws do not provide for the death penalty for any crime:

- Albania, Andorra, Angola, Argentina, Armenia, Australia, Austria, Azerbaijan, Belgium, Benin, Bhutan, Bolivia, Bosnia and Herzegovina, Bulgaria, Burundi, Cabo Verde, Cambodia, Canada, Chad, Colombia, Congo (Republic of the), Cook Islands, Costa Rica, Côte d'Ivoire, Croatia, Cyprus, Czech Republic, Denmark, Djibouti, Dominican Republic, Ecuador, Estonia, Fiji, Finland, France, Gabon, Georgia, Germany, Greece, Guinea, Guinea-Bissau, Haiti, Honduras, Hungary, Iceland, Ireland, Italy, Kiribati, Kosovo*, Kyrgyzstan, Latvia, Liechtenstein, Lithuania, Luxembourg, Madagascar, Malta, Marshall Islands, Mauritius, Mexico, Micronesia, Moldova, Monaco, Mongolia, Montenegro, Mozambique, Namibia, Nauru, Nepal, Netherlands, New Zealand, Nicaragua, Niue, North Macedonia, Norway, Palau, Panama, Paraguay, Philippines, Poland, Portugal, Romania, Rwanda, Samoa, San Marino, Sao Tome and Principe, Senegal, Serbia, Seychelles.

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193 This designation (*) is without prejudice to positions on status, and is in line with UN Security Council Resolution 1244 and the International Court of Justice Opinion on the Kosovo declaration of independence.
Slovakia, Slovenia, Solomon Islands, South Africa, Spain, Suriname, Sweden, Switzerland, Timor-Leste, Togo, Turkey, Turkmenistan, Tuvalu, UK, Ukraine, Uruguay, Uzbekistan, Vanuatu, Vatican City, Venezuela.

2. ABOLITIONIST FOR ORDINARY CRIMES ONLY

Countries whose laws provide for the death penalty only for exceptional crimes such as crimes under military law or crimes committed in exceptional circumstances.\(^{194}\)

Brazil, Burkina Faso, Chile, El Salvador, Guatemala, Israel, Kazakhstan, Peru.

3. ABOLITIONIST IN PRACTICE

Countries that retain the death penalty for ordinary crimes such as murder but can be considered abolitionist in practice in that they have not executed anyone during the last 10 years and are believed to have a policy or established practice of not carrying out executions:

Algeria, Brunei Darussalam, Cameroon, Central African Republic, Eritrea, Eswatini (former Swaziland), Ghana, Grenada, Kenya, Laos, Liberia, Malawi, Maldives, Mali, Mauritania, Morocco/Western Sahara, Myanmar, Niger, Papua New Guinea, Russian Federation,\(^ {195}\) Sierra Leone, South Korea (Republic of Korea), Sri Lanka, Tajikistan, Tanzania, Tonga, Tunisia, Zambia.

4. RETENTIONIST

Countries that retain the death penalty for ordinary crimes:

Afghanistan, Antigua and Barbuda, Bahamas, Bahrain, Bangladesh, Barbados, Belarus, Belize, Botswana, China, Comoros, Cuba, Democratic Republic of the Congo, Dominica, Egypt, Equatorial Guinea, Ethiopia, Gambia, Guyana, India, Indonesia, Iran, Iraq, Jamaica, Japan, Jordan, Kuwait, Lebanon, Lesotho, Libya, Malaysia, Nigeria, North Korea (Democratic People’s Republic of Korea), Oman, Pakistan, Palestine (State of), Qatar, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Saudi Arabia, Singapore, Somalia, South Sudan, Sudan, Syria, Taiwan, Thailand, Trinidad and Tobago, Uganda, United Arab Emirates, USA, Viet Nam, Yemen, Zimbabwe.

\(^{194}\) No executions were recorded in these countries in more than 10 years.

\(^{195}\) The Russian Federation introduced a moratorium on executions in August 1996. However, executions were carried out between 1996 and 1999 in the Chechen Republic.
ANNEX III: RATIFICATION OF INTERNATIONAL TREATIES AS OF 31 DECEMBER 2020

The community of nations has adopted four international treaties providing for the abolition of the death penalty. One is of worldwide scope; three are regional.

Below are short descriptions of the four treaties, a list of states parties to the treaties and lists of countries which have signed but not ratified the treaties, as of 31 December 2020. States may become states parties to international treaties either by acceding to them or by ratifying them. Signature indicates an intention to become a party at a later date through ratification. States are bound under international law to respect the provisions of treaties to which they are a party, and to do nothing to defeat the object and purpose of treaties which they have signed.

SECOND OPTIONAL PROTOCOL TO THE INTERNATIONAL COVENANT ON CIVIL AND POLITICAL RIGHTS, AIMING AT THE ABOLITION OF THE DEATH PENALTY

The Second Optional Protocol to the International Covenant on Civil and Political Rights, aiming at the abolition of the death penalty, adopted by the UN General Assembly in 1989, is of worldwide scope. It provides for the total abolition of the death penalty but allows states parties to retain the death penalty in time of war if they make a reservation to that effect at the time of ratifying or acceding to the Protocol. Any state which is a party to the International Covenant on Civil and Political Rights can become a party to the Protocol.

States parties: Albania, Andorra, Angola, Argentina, Australia, Austria, Azerbaijan, Belgium, Benin, Bolivia, Bosnia and Herzegovina, Brazil, Bulgaria, Cabo Verde, Canada, Chile, Colombia, Costa Rica, Croatia, Cyprus, Czech Republic, Denmark, Djibouti, Dominican Republic, Ecuador, El Salvador, Estonia, Finland, France, Gabon, Gambia, Georgia, Germany, Greece, Guinea-Bissau, Honduras, Hungary, Iceland, Ireland, Italy, Kyrgyzstan, Latvia, Liberia, Liechtenstein, Lithuania, Luxembourg, Madagascar, Malta, Mexico, Moldova, Monaco, Mongolia, Montenegro, Mozambique, Namibia, Nepal, Netherlands, New Zealand, Nicaragua, North Macedonia, Norway, Palestine (State of), Panama, Paraguay, Philippines, Poland, Portugal, Romania, Rwanda, San Marino, Sao Tome and Principe, Serbia, Seychelles, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, Timor-Leste, Togo, Turkey, Turkmenistan, UK, Ukraine, Uruguay, Uzbekistan, Venezuela (total: 88).

Signed but not ratified: Armenia, Kazakhstan (total: 2).
PROTOCOL TO THE AMERICAN CONVENTION ON HUMAN RIGHTS TO ABOLISH THE DEATH PENALTY

The Protocol to the American Convention on Human Rights to Abolish the Death Penalty, adopted by the General Assembly of the Organization of American States in 1990, provides for the total abolition of the death penalty but allows states parties to retain the death penalty in wartime if they make a reservation to that effect at the time of ratifying or acceding to the Protocol. Any state party to the American Convention on Human Rights can become a party to the Protocol.

States parties: Argentina, Brazil, Chile, Costa Rica, Dominican Republic, Ecuador, Honduras, Mexico, Nicaragua, Panama, Paraguay, Uruguay, Venezuela (total: 13).

PROTOCOL NO. 6 TO THE EUROPEAN CONVENTION ON HUMAN RIGHTS, CONCERNING THE ABOLITION OF THE DEATH PENALTY

Protocol No. 6 to the (European) Convention for the Protection of Human Rights and Fundamental Freedoms (European Convention on Human Rights), concerning the abolition of the death penalty, adopted by the Council of Europe in 1983, provides for the abolition of the death penalty in peacetime; states parties may retain the death penalty for crimes “in time of war or of imminent threat of war”. Any state party to the European Convention on Human Rights can become a party to the Protocol.

States parties: Albania, Andorra, Armenia, Austria, Azerbaijan, Belgium, Bosnia and Herzegovina, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Georgia, Germany, Greece, Hungary, Iceland, Ireland, Italy, Latvia, Liechtenstein, Lithuania, Luxembourg, Malta, Moldova, Monaco, Montenegro, Netherlands, North Macedonia, Norway, Poland, Portugal, Romania, San Marino, Serbia, Slovakia, Slovenia, Spain, Sweden, Switzerland, Turkey, UK, Ukraine (total: 46).

Signed but not ratified: Russian Federation (total: 1).

PROTOCOL NO. 13 TO THE EUROPEAN CONVENTION ON HUMAN RIGHTS, CONCERNING THE ABOLITION OF THE DEATH PENALTY IN ALL CIRCUMSTANCES

Protocol No. 13 to the (European) Convention for the Protection of Human Rights and Fundamental Freedoms (European Convention on Human Rights), concerning the abolition of the death penalty in all circumstances, adopted by the Council of Europe in 2002, provides for the abolition of the death penalty in all circumstances, including in time of war or imminent threat of war. Any state party to the European Convention on Human Rights can become a party to the Protocol.

States parties: Albania, Andorra, Austria, Belgium, Bosnia and Herzegovina, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Georgia, Germany, Greece, Hungary, Iceland, Ireland, Italy, Latvia, Liechtenstein, Lithuania, Luxembourg, Malta, Moldova, Monaco, Montenegro, Netherlands, North Macedonia, Norway, Poland, Portugal, Romania, San Marino, Serbia, Slovakia, Slovenia, Spain, Sweden, Switzerland, Turkey, UK, Ukraine (total: 44).

Signed but not ratified: Armenia (total: 1).
The UN General Assembly adopted its eighth resolution on a moratorium on the use of the death penalty. The resolution was adopted by an overwhelming majority of UN member states.

**Co-sponsors of UN General Assembly resolution 75/183, adopted on 16 December 2020**

Albania, Algeria, Andorra, Angola, Argentina, Armenia, Australia, Austria, Belgium, Benin, Bolivia, Bosnia and Herzegovina, Brazil, Bulgaria, Cabo Verde, Canada, Chile, Colombia, Costa Rica, Côte d’Ivoire, Croatia, Cyprus, Czech Republic, Denmark, Dominican Republic, Ecuador, El Salvador, Estonia, Finland, France, Georgia, Germany, Greece, Guinea, Guinea-Bissau, Haiti, Honduras, Hungary, Iceland, Ireland, Israel, Italy, Kyrgyzstan, Latvia, Liechtenstein, Lithuania, Luxembourg, Madagascar, Malta, Mexico, Micronesia, Moldova, Monaco, Mongolia, Montenegro, Netherlands, New Zealand, North Macedonia, Norway, Panama, Paraguay, Poland, Portugal, Romania, San Marino, Sao Tome and Principe, Serbia, Slovakia, Slovenia, Spain, Sweden, Switzerland, Timor-Leste, Togo, Ukraine, Uruguay, Venezuela (total: 77).

**Votes in favour** – Albania, Algeria, Andorra, Angola, Argentina, Armenia, Australia, Austria, Azerbaijan, Belgium, Benin, Bhutan, Bolivia, Bosnia and Herzegovina, Brazil, Bulgaria, Burkina Faso, Cabo Verde, Cambodia, Canada, Central African Republic, Chad, Chile, Colombia, Congo (Republic of), Costa Rica, Côte d’Ivoire, Croatia, Cyprus, Czech Republic, Denmark, Djibouti, Dominican Republic, Ecuador, El Salvador, Equatorial Guinea, Eritrea, Estonia, Fiji, Finland, France, Gambia, Georgia, Germany, Greece, Guatemala, Guinea, Guinea-Bissau, Haiti, Honduras, Hungary, Iceland, Ireland, Israel, Italy, Jordan, Kazakhstan, Kiribati, Kyrgyzstan, Latvia, Lebanon, Liechtenstein, Lithuania, Luxembourg, Madagascar, Malawi, Malaysia, Mali, Malta, Marshall Islands, Mauritius, Mexico, Micronesia, Moldova, Monaco, Mongolia, Montenegro, Mozambique, Namibia, Nauru, Nepal, Netherlands, New Zealand, Nicaragua, North Macedonia, Norway, Panama, Paraguay, Peru, Philippines, Poland, Portugal, Romania, Russian Federation, Rwanda, Samoa, San Marino, Sao Tome and Principe, Serbia, Seychelles, Sierra Leone, Slovakia, Slovenia, South Africa, South Korea (Republic of Korea), Spain, Sri Lanka, Suriname, Sweden, Switzerland, Tajikistan, Timor-Leste, Togo, Tunisia, Turkey, Turkmenistan, Tuvalu, UK, Ukraine, Uruguay, Uzbekistan, Vanuatu, Venezuela (total: 123).
**Votes against** – Afghanistan, Antigua and Barbuda, Bahamas, Bahrain, Bangladesh, Barbados, Belize, Botswana, Brunei Darussalam, China, Dominica, Egypt, Ethiopia, Grenada, India, Iran, Iraq, Jamaica, Japan, Kuwait, Libya, Maldives, North Korea (Democratic People’s Republic of Korea), Oman, Pakistan, Papua New Guinea, Qatar, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Saudi Arabia, Singapore, Sudan, Syria, Tonga, Trinidad and Tobago, Uganda, USA (total: 38).

**Abstentions** – Belarus, Cameroon, Comoros, Cuba, Eswatini (former Swaziland), Ghana, Guyana, Indonesia, Kenya, Laos, Lesotho, Liberia, Mauritania, Morocco/Western Sahara, Myanmar, Niger, South Sudan, Tanzania, Thailand, United Arab Emirates, Viet Nam, Yemen, Zambia, Zimbabwe (total: 24).

**Not present** – Burundi, Democratic Republic of the Congo, Gabon, Nigeria, Palau, Senegal, Solomon Islands, Somalia (total: 8).
AMNESTY INTERNATIONAL IS A GLOBAL MOVEMENT FOR HUMAN RIGHTS. WHEN INJUSTICE HAPPENS TO ONE PERSON, IT MATTERS TO US ALL.
Amnesty International’s monitoring of the global use of the death penalty in 2020 showed that the number of known executions significantly decreased compared with the 2019 total, continuing the year-on-year reduction recorded since 2015 and once again reaching the lowest figure in more than 10 years. Significantly, and at the same time as the world was focused on saving lives from the Covid-19 pandemic, this overall decrease was reported while Egypt more than tripled its tally and the US federal government, India, Oman, Qatar and Taiwan resumed state executions. The trend was primarily linked to reductions in executions by Iraq and Saudi Arabia, as well as influenced to some degree by the Covid-19 pandemic.

The number of known executing countries (18) decreased by two compared with 2019 and confirmed that the resort to executions remained confined to a minority of states. Major executing countries – including China, Iran, North Korea and Viet Nam – continued to hide the full extent of their use of the death penalty by restricting access to death penalty information.

Positive developments towards abolition were recorded in Chad and Kazakhstan as well as the US states of Colorado and Ohio, while hiatuses in executions occurred in Bahrain, Belarus, Japan, Pakistan, Singapore and Sudan. Encouraging trends continued in Gambia, Kazakhstan, Malaysia, the Russian Federation and Tajikistan.

Amnesty International opposes the death penalty in all cases without exception, regardless of the nature or the circumstances of the crime; guilt, innocence or other characteristics of the individual; or the method used by the state to carry out the execution.