



**Optional Protocol to the
Convention against Torture
and Other Cruel, Inhuman
or Degrading Treatment
or Punishment**

Advance unedited version

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Committee against Torture

**Decision adopted by the Committee under article 22 of the
Convention, concerning communication No. 1225/2024****

<i>Communication submitted by:</i>	M.M. (deceased) (represented by Patrick Keyzer and Patrick McGee)
<i>Alleged victim:</i>	The complainant
<i>State party:</i>	Australia
<i>Date of complaint:</i>	14 October 2024 (initial submission)
<i>Substantive issue:</i>	Deprivation of liberty; torture

1. The communication was submitted by Patrick Keyzer and Patrick McGee, on behalf of Mr. M.M. (the complainant), national of Australia. The complainant alleged that he was deprived of liberty on account of his intellectual or psychosocial disability for an indefinite period and in the absence of regular mandatory review, amounting to a violation by the State Party of his rights under articles 2, 12, 14 and 16 of the Convention. He further referred in detail to the length of his detention, the lack of necessary conditions for an appropriate diagnosis and a lack of thorough assessment of his level of functioning, as well as the use of restrictive measures and medication without the consent of his guardians and the absence of practical means of appeal. He was represented by counsel at the time of submission.
2. On 25 October 2024, the communication was registered, and the State Party was requested to provide its observations of both the admissibility and the merits of the communication no later than 25 April 2025. The State Party requested two extensions, the last of which extended the deadline to 31 October 2025.
3. On 10 July 2025, the State party submitted that the complainant passed away on 22 May 2025.
4. At its meeting on 17 April 2026, the Committee, noting the death of the complainant, decided to discontinue its consideration of communication No. 1225/2024.

* Adopted by the Committee at its eighty-fourth session (13 April–1 May 2026).

** The following members of the Committee participated in the examination of the communication: Jorge Contesse, Lorena Gonzáles Pinto, Claude Heller, Erdogan Iscan, Peter Vedel Kessing, Liu Huawen, Maeda Naoko, Moulaye Abdallah, Ana Racu and Abderrazak Rouwane.