DECISION TO STRIKE OUT

CASE No. CH/00/6145

Milena ŠANTIĆ

against

THE FEDERATION OF BOSNIA AND HERZEGOVINA

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the First Panel, on 3 April 2001 with the following members present:

Ms. Michèle PICARD, President
Mr. Dietrich RAUSCHNING, Vice President
Mr. Hasan BALIĆ
Mr. Rona AYBAY
Mr. Želimir JUKA
Mr. Miodrag PAJIĆ
Mr. Andrew GROTRIAN

Mr. Peter KEMPEES, Registrar
Ms. Olga KAPIĆ, Deputy Registrar

Having considered the aforementioned application introduced pursuant to Article VIII(1) of the Human Rights Agreement ("the Agreement") set out in Annex 6 to the General Framework Agreement for Peace in Bosnia and Herzegovina;

Adopts the following decision pursuant to Article VIII(3) of the Agreement and Rules 49(2) and 52 of the Chamber's Rules of Procedure:

I.   INTRODUCTION

1.   The application was introduced on 15 September 2000.

2.   The applicant complaints of the non-enforcement of a decision issued by the Commission for Real Property Claims of Displaced Persons and Refugees on 17 December 1998 (decision no. 575 – 517 - 1/1) confirming her right to regain possession of her apartment.

3.   On 7 March 2001 the applicant's representative informed the Chamber in writing that the applicant had repossessed her apartment. The representative suggested that the Chamber strike the application out of its list.

II.   OPINION OF THE CHAMBER

4.   Having regard to Article VIII(3) of the Agreement, the Chamber finds that the matter raised in the application has been resolved. Furthermore, the Chamber finds no special circumstances regarding respect for human rights which require the examination of the application to be continued. It follows that the application must be struck out of the list.

III.   CONCLUSION

5.   For these reasons, the Chamber, unanimously

STRIKES THE APPLICATION OUT.

(signed)   (signed)
Peter KEMPEES   Michèle PICARD
Registrar of the Chamber   President of the First Panel