



## **DECISION TO STRIKE OUT**

**Case no. CH/98/909**

**D. and Z. ZEKIĆ**

**against**

**THE FEDERATION OF BOSNIA AND HERZEGOVINA**

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the First Panel on 11 October 2002 with the following members present:

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

Mr. Ulrich GARMS, 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)(b) of the Agreement and Rules 49(2) and 52 of the Chamber's Rules of Procedure:

**I. INTRODUCTION**

1. The application was introduced on 31 August 1998.
2. The applicants, a married couple, complained of their inability to be reinstated into their real estate located in Livno, at Mirka Ercega bb.
3. On 12 June 2002 the applicants informed the Chamber that they had resolved their housing problems with the assistance of domestic and international bodies.

**II. OPINION OF THE CHAMBER**

4. In accordance with Article VIII(3) of the Agreement, "the Chamber may decide at any point in its proceedings to suspend consideration of, reject or strike out, an application on the ground that ... (b) the matter has been resolved; ... provided that such a result is consistent with the objective of respect for human rights."
5. Considering the applicants' statement that they have resolved their housing problems, 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 that require the examination of the application to be continued. The Chamber therefore decides to strike out the application.

**III. CONCLUSION**

6. For these reasons, the Chamber, unanimously,

**STRIKES THE APPLICATION OUT.**

(signed)  
Ulrich GARMS  
Registrar of the Chamber

(signed)  
Michèle PICARD  
President of the First Panel