



## **DECISION TO STRIKE OUT**

**Case no. CH/00/5264**

**Sabaheta NEZIĆ**

**against**

**THE FEDERATION OF BOSNIA AND HERZEGOVINA**

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the Second Panel on 9 December 2000 with the following members present:

Mr. Giovanni GRASSO, President  
Mr. Viktor MASENKO-MAVI, Vice-President  
Mr. Jakob MÖLLER  
Mr. Mehmed DEKOVIĆ  
Mr. Manfred NOWAK  
Mr. Vitomir POPOVIĆ  
Mr. Mato TADIĆ

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 Rule 52 of the Chamber's Rules of Procedure:

**I. INTRODUCTION**

1. The application was introduced on 29 June 2000. The applicant requested that the Chamber order the respondent Party, as a provisional measure, to take all necessary action to prevent her eviction. On 6 July 2000 the Chamber decided not to order the provisional measure requested.

2. On 15 September 2000 the applicant informed the Chamber by a letter that her family was allocated a new apartment on 28 August 2000. Having solved her housing problem she withdrew her application before the Chamber on 15 September 2000.

**III. OPINION OF THE CHAMBER**

3. Having regard to Article VIII(3) of the Agreement, the Chamber finds that the applicant does not intend to pursue the application. 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**

4. For these reasons, the Chamber, unanimously,

**STRIKES THE APPLICATION OUT.**

(signed)  
Peter KEMPEES  
Registrar of the Chamber

(signed)  
Giovanni GRASSO  
President of the Second Panel