



## **DECISION ON ADMISSIBILITY**

**CASE No. CH/00/5468**

**Krunoslav GERBIC**

**against**

**THE FEDERATION OF BOSNIA AND HERZEGOVINA**

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the Second Panel on 12 October 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 (2)(c) of the Agreement and Rules 49(2) and 52 of the Chamber's Rules of Procedure:

**I. INTRODUCTION**

1. The application was introduced on 28 July 2000 and registered on 31 July 2000. The case concerns the applicant's attempts before the administrative and judicial authorities in the Federation of Bosnia and Herzegovina to be recognized as the occupancy right holder over an apartment in Zenica. These attempts have been unsuccessful. In that respect, the applicant makes sweeping but unsubstantiated allegations of misconduct against the public authorities involved in the decision making process in the case.

2. In the light of all the material in its possession, the Chamber finds that the matters complained of do not disclose any appearance of a violation of the rights and freedoms guaranteed under the Agreement. It follows that the application must be rejected, in accordance with Article VIII(2)(c) of the Agreement, as manifestly ill-founded.

**II. CONCLUSION**

3. For these reasons, the Chamber, by 5 votes to 1

**DECLARES THE APPLICATION INADMISSIBLE.**

(signed)  
Peter KEMPEES  
Registrar of the Chamber

(signed)  
Giovanni GRASSO  
President of the Second Panel