



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