



## **DECISION TO STRIKE OUT**

**Case no. CH/00/5496**

**Haris PODGORIĆ**

**against**

**THE FEDERATION OF BOSNIA AND HERZEGOVINA**

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the Second Panel on 13 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(3) of the Agreement and Rule 52 of the Chamber's Rules of Procedure:

**I. INTRODUCTION**

1. The application was introduced on 3 August 2000 and registered on the same date. The applicant requested that the Chamber order the respondent Party as a provisional measure to take all necessary action to prevent his eviction. On 8 August 2000 the request was rejected. The applicant informed the Registry that, as the request for provisional measure had been rejected, he was not interested in continuing the proceedings.

**II. OPINION OF THE CHAMBER**

2. 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**

3. 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