



DECISION ON ADMISSIBILITY

CASE No. CH/00/6176

Milevka MITROVIĆ

against

THE REPUBLIKA SRPSKA

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the First Panel on 8 December 2000 with the following members present:

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

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 12 October 2000 and registered on the same day. The applicant requested that the Chamber order a provisional measure for the applicant to be compensated. On 8 December 2000, the Chamber decided not to order the provisional measure requested.
2. The applicant complains about non-enforcement of a decision issued by the Court of Associated Labour in Sarajevo on 12 April 1982.

II. OPINION OF THE CHAMBER

3. The Chamber notes that on 28 September 1995 the Court of First Instance in Višegrad quashed an earlier decision on enforcement on the ground that the decision of 12 April 1982 had already been enforced. On 2 November 2000 a further request for enforcement was rejected on the ground that the case was *res judicata*. In these circumstances and in the light of all the material in its possession, and in so far as the matters complained of are within its competence, the Chamber finds that they do not disclose any appearance of a violation of the rights and freedoms guaranteed under the Agreement. It follows that the application is manifestly ill-founded and must be rejected, in accordance with Article VIII(2)(c) of the Agreement.

III. CONCLUSION

4. For these reasons, the Chamber, unanimously,

DECLARES THE APPLICATION INADMISSIBLE.

(signed)
Peter KEMPEES
Registrar of the Chamber

(signed)
Ms. Michèle PICARD
President of the First Panel