



## **DECISION TO STRIKE OUT**

**CASE No. CH/98/383**

**Milorad ADŽAIP**

**against**

**BOSNIA AND HERZEGOVINA and  
THE FEDERATION OF BOSNIA AND HERZEGOVINA**

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the First Panel on 5 July 2001 with the following members present:

Ms. Michèle PICARD, President  
Mr. Dietrich RAUSCHNING, Vice-President  
Mr. Andrew GROTRIAN  
Mr. Hasan BALIĆ  
Mr. Rona AYBAY  
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 26 February 1998.
2. The case concerns the attempts of the applicant to register his ownership over an apartment located at Ulica Maršala Tita no. 11 in Sarajevo.
3. On 1 June 2001 the respondent Party informed the Chamber that the applicant, on 24 May 2000, had registered his ownership rights over his property with the land registry in the Municipal Court I in Sarajevo. On 19 June 2001 the applicant's representative, a lawyer in practising in Sarajevo, confirmed that the applicant's case had been resolved.

## **II OPINION OF THE CHAMBER**

4. Having regard to Article VIII(3) of the Agreement, the Chamber finds that the matter raised in the application has been resolved. 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 may be struck out of the list.

## **III CONCLUSION**

5. For these reasons, the Chamber, unanimously,

**STRIKES THE APPLICATION OUT.**

(signed)  
Olga Kapić  
Deputy Registrar of the Chamber

(signed)  
Michèle PICARD  
President of the First Panel