



DECISION TO STRIKE OUT

Case no. CH/99/1533

Rašela PAPO

against

THE FEDERATION OF BOSNIA AND HERZEGOVINA

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the First Panel on 7 November 2000 with the following members present:

Ms. Michèle PICARD, President
Mr. Andrew GROTRIAN, Vice President
Mr. Dietrich RAUSCHNING
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(3) of the Agreement and Rule 52 of the Chamber’s Rules of Procedure:

i. INTRODUCTION

1. The application was introduced on 5 February 1999.
2. The application concerns the attempts of the applicant to obtain the execution of a judgment enabling her to repossess her apartment located at ul. Kemala Kapetanovića (formerly Đure Salaja) 21 in Sarajevo.
3. On 9 October 2000 the Chamber received a letter from the applicant's representative informing the Chamber that the applicant had achieved her rights. In addition the letter stated that the applicant was withdrawing her application before the Chamber.

ii. OPINION OF THE CHAMBER

4. Having regard to Article VIII(3) of the Agreement, the Chamber finds that the applicant does not intend to pursue the application, as the matter raised in the application has been resolved. In view of these circumstances it is no longer justified to continue the examination of 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

5. For these reasons, the Chamber unanimously

STRIKES OUT THE APPLICATION.

(signed)
Peter KEMPEES
Registrar of the Chamber

(signed)
Michèle PICARD
President of the First Panel