



## **DECISION ON ADMISSIBILITY**

**Case no. CH/99/1812**

**Milorad SLAVNIĆ**

**against**

**THE REPUBLIKA SRPSKA**

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the Second Panel on 8 February 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. Anders MÅNSSON, 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. FACTS**

1. The applicant, a citizen of Bosnia and Herzegovina, used to work at Banja Luka's brewery. He was dismissed on 6 June 1995 due to his behavior, described as dereliction of duty with serious consequences for the work of other employees.

2. Since his dismissal the applicant has used all ordinary domestic remedies available to him in the legal system of the Republika Srpska in an attempt to be reinstated into his position at the brewery. The proceedings ended with a judgment issued on 3 September 1998 by the Regional Court in Banja Luka, rejecting the applicant's appeal.

**II. COMPLAINTS**

3. The applicant complains of violations of his right to work, his right to live a decent life and his right to proper legal proceedings before the Court.

**III. PROCEEDINGS BEFORE THE CHAMBER**

4. The application was introduced to the Chamber on 22 January 1999 and registered on the same date.

**IV. OPINION OF THE CHAMBER**

5. Before considering the merits of the case the Chamber must decide whether to accept it, taking into account the admissibility criteria set out in Article VIII(2) of the Agreement. According to Article VIII (2)(c) the Chamber shall dismiss any application which it considers manifestly ill-founded.

6. The Chamber notes that the applicant was dismissed from his employment before the entry into force of the Agreement. Accordingly, this part of the application is outside the Chamber's competence *ratione temporis*.

7. As regards the applicant's proceedings before the domestic courts, there is no indication that they were conducted in violation of his rights under the Agreement. Accordingly, the Chamber finds that this part of the application is manifestly ill-founded.

8. Accordingly, the Chamber decides not to accept the application, it being inadmissible within the meaning of Article VIII(2)(c) of the Agreement.

**V. CONCLUSION**

9. For these reasons, the Chamber, unanimously

**DECLARES THE APPLICATION INADMISSIBLE**

(signed)  
Anders MÅNSSON  
Registrar of the Chamber

(signed)  
Giovanni GRASSO  
President of the Second Panel