



## **DECISION TO STRIKE OUT**

**Case nos. CH/99/2023, CH/99/2066, CH/99/2643, CH/99/2653, CH/99/2658,  
CH/99/2693, CH/99/2711, CH/99/2759, CH/99/2771, CH/99/2787,  
CH/99/2788, CH/99/2792, CH/99/2801, CH/99/2873,  
CH/99/3052, CH/99/3113, CH/99/3186, CH/99/3187, CH/99/3331,  
CH/99/3367, CH/99/3393, CH/99/3398, CH/99/3404, CH/99/3415,  
CH/99/3420 and CH/00/4167**

**N.Š., Tomislav LUKIĆ, Radivoje BUHA, Suada SIMIĆ, Zorka BABIĆ,  
LJ.K., Vladimir DRAGAŠ, Radomir and Milka VIŠNJIĆ, Anka MIRIĆ, Mira RATKOVIĆ,  
Magdalena PROŠIĆ, Radomir BAJRAKTAREVIĆ, Čedomir VOJKIĆ, Željka KNEŽEVIĆ,  
Fahrudin KAZAZIĆ, Ivica REMER, Milutin GRUJIĆ, Marinko LUKIĆ, Kasim KULAŠIN,  
Hamdija HAŠIMBEGOVIĆ, Ana MOČEVIĆ, Jozo IVANDIĆ, Mirko KOPRIVICA, Momir SAVIĆ,  
Dušan RADIČIĆ and Emin JAHIĆ**

**against**

**THE FEDERATION OF BOSNIA AND HERZEGOVINA**

**Case nos. CH/99/2084, CH/99/2786, CH/99/2859 and CH/99/3443**

**Predrag VEKIĆ, Ostoja MIJATOVIĆ, Anka PAJAZETOVIĆ and Dževad NOVIĆ**

**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 4 July 2003 with the following members present:

Ms. Michèle PICARD, President  
Mr. Miodrag PAJIĆ, Vice-President  
Mr. Hasan BALIĆ  
Mr. Rona AYBAY  
Mr. Želimir JUKA  
Mr. Andrew GROTRIAN

Mr. Ulrich GARMS, Registrar  
Ms. Olga KAPIĆ, Deputy Registrar  
Ms. Antonia DE MEO, Deputy Registrar

CH/99/2023 *et al.*

Having considered the aforementioned applications 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)(a) of the Agreement and Rules 34, 46(6), 49(2) and 52 of the Chamber’s Rules of Procedure:

## **I. INTRODUCTION**

1. In the following cases the Chamber attempted to contact the applicants to obtain updated information on their applications, but they failed to respond to the Chamber's requests.

2. Considering the similarity between the facts of the cases and the complaints of the applicants, the Chamber decided to join the present applications in accordance with Rule 34 of the Chamber's Rules of Procedure on the same day it adopted the present decision.

### **1. CH/99/2023 N.Š.**

3. The application was introduced on 7 April 1999 and registered on same day.

4. The case concerns the applicant's attempts to regain possession of her apartment located at Ulica Kemala Kapetanovića No. 25/IV in Sarajevo, the Federation of Bosnia and Herzegovina.

5. On 11 November 2002 and 15 April 2003, the Chamber sent letters to the applicant's temporary address. On 20 November 2002, the Chamber sent a letter to the applicant's pre-war address. These letters were sent via registered mail, requesting her to inform the Chamber whether her matter was resolved. The Chamber cautioned the applicant that if she failed to respond, the Chamber might decide to strike out the application. The applicant signed the return receipts on 13 and 21 November 2002 and 16 April 2003, but she failed to respond.

### **2. CH/99/2066 Tomislav LUKIĆ**

6. The application was introduced on 20 April 1999 and registered on same day.

7. The case concerns the applicant's attempts to regain possession of his apartment located at Ulica Omladinskih radnih brigada No. 13 in Sarajevo, the Federation of Bosnia and Herzegovina.

8. On 11 November 2002, the Chamber sent a letter to the applicant's representative and on 20 November 2002, to the applicant's pre-war address. The letters were sent via registered mail, requesting them to inform the Chamber whether the applicant's matter was resolved. The Chamber cautioned the applicant and his representative, that if they failed to respond, the Chamber might decide to strike out the application.

9. The applicant's representative signed the return receipt on 13 November 2002, but he failed to respond. The letter that was sent to applicant's pre-war address was returned to the Chamber on 2 December 2002 with the notation "not requested".

### **3. CH/99/2084 Predrag VEKIĆ**

10. The application was introduced on 22 April 1999 and registered on 26 April 1999.

11. The case concerns the applicant's attempts to regain possession of his apartment located at Ulica Sulejmana Filipovića No. 16 in Sarajevo, the Federation of Bosnia and Herzegovina.

12. On 20 November 2002, the Chamber sent a letter to the applicant's pre-war address. On 11 November 2002 and 15 April 2003, the Chamber sent letters to his representative. The letters were sent via registered mail, requesting them to inform the Chamber whether the applicant's matter was resolved. The Chamber cautioned the applicant and his representative, that if they failed to respond, the Chamber might decide to strike out the application. The applicant signed the return receipt on 22 November 2002 and his representative on 13 November 2002 and 16 April 2003, but they failed to respond.

### **4. CH/99/2643 Radivoje BUHA**

13. The application was introduced on 30 June 1999 and registered on 6 July 1999.

14. The case concerns the applicant's attempts to regain possession of his apartment located at Aleja lipa No. 55 in Sarajevo, the Federation of Bosnia and Herzegovina.

15. On 26 December 2002 and 15 April 2003, the Chamber sent letters to the applicant's temporary address. On 5 December 2002, the Chamber sent a letter to the applicant's pre-war address. The letters were sent via registered mail, requesting him to inform the Chamber whether his matter was resolved. The Chamber cautioned the applicant, that if he failed to respond, the Chamber might decide to strike out the application. On 10 December 2002, the applicant signed the return receipt for the letter that was sent to his pre-war address, but the Chamber received no response. The letters that were sent to the temporary address were returned to the Chamber with the notation "unknown".

**5. CH/99/2653 Suada SIMIĆ**

16. The application was introduced on 5 July 1999 and registered on 6 July 1999.

17. The case concerns the applicant's attempts to regain possession of her apartment located at ulica Antuna Branka Šimića No. 17 in Sarajevo, the Federation of Bosnia and Herzegovina.

18. On 6 December 2002, the Chamber sent one letter to the applicant's pre-war address and on 20 December 2002 and on 15 April 2003, two letters to her contact address. The letters were sent via registered mail, requesting her to inform the Chamber whether her matter was resolved. The Chamber cautioned the applicant, that if she failed to respond, the Chamber might decide to strike out her application. The letter that was sent to her pre-war address was returned to the Chamber with the notation "not requested". A contact person signed both return receipts for the letters that were sent to applicant's contact address. The Chamber received no response.

**6. CH/99/2658 Zorka BABIĆ**

19. The application was introduced on 6 July 1999 and registered on 9 July 1999.

20. The case concerns the applicant's attempts to regain possession of her apartment located at Ulica Branilaca Sarajeva No. 4, Apt. 9 in Sarajevo, the Federation of Bosnia and Herzegovina.

21. On 5 December 2002, the Chamber sent one letter to the applicant's pre-war address and on 20 December 2002 and 15 April 2003, two letters to the applicant's contact address. The letters were sent via registered mail, requesting her to inform the Chamber whether her matter was resolved. The Chamber cautioned the applicant, that if she failed to respond, the Chamber might decide to strike out the application. The applicant's neighbour signed the letter that was sent to the applicant's pre-war address on 7 December 2002. The first letter that was sent to applicant's contact address was returned to the Chamber on 6 January 2003 with notation "not requested". On 16 April 2003, a contact person signed the return receipt of the second letter. The Chamber received no response.

**7. CH/99/2693 L.J.K.**

22. The application was introduced on 13 July 1999 and registered on 26 July 1999.

23. The case concerns the applicant's attempts to regain possession of her apartment located at Ulica Socijalističke revolucije No. 19 in Sarajevo, the Federation of Bosnia and Herzegovina.

24. On 5 and 20 December 2002 and 15 April 2003, the Chamber sent letters to the applicant's representative. The letters were sent via registered mail, requesting him to inform the Chamber whether the applicant's matter was resolved. The Chamber cautioned the representative that if he failed to respond, the Chamber might decide to strike out the application. The applicant's representative signed the return receipts on 7 December 2002, 27 December 2002 and on 16 April 2003, but he failed to respond.

**8. CH/99/2711 Vladimir DRAGAŠ**

25. The application was introduced on 19 July 1999 and registered on 26 July 1999.

26. The case concerns the applicant's attempts to regain possession of his apartment located at ulica Urijan Dedina No. 175 in Sarajevo, the Federation of Bosnia and Herzegovina.

27. On 26 December 2002 and 15 April 2003, the Chamber sent two letters to the applicant's temporary address. On 5 December 2002, the Chamber sent a letter to his pre-war address. The letters were sent via registered mail, requesting him to inform the Chamber whether his matter was resolved. The Chamber cautioned the applicant that if he failed to respond the Chamber might decide to strike out his application. The three letters were returned to the Chamber with the notation "unknown".

**9. CH/99/2759 Radomir and Milka VIŠNJIĆ**

28. The application was introduced on 6 August 1999 and registered on 18 August 1999.

29. The case concerns the applicants' attempts to regain possession of their apartment located at ulica Branka Šurbata No. 59 in Sarajevo, the Federation of Bosnia and Herzegovina.

30. On 20 December 2002 and 15 April 2003, the Chamber sent letters to the applicants' temporary address. On 5 December 2002, the Chamber sent another letter to their pre-war address. The letters were sent via registered mail, requesting them to inform the Chamber whether their matter was resolved. The Chamber cautioned the applicants that if they failed to respond the Chamber might decide to strike out the application. The applicants signed the return receipts on 30 November 2002 and 17 April 2003, but they failed to respond. The letter that was sent to the applicants' pre-war address was returned to the Chamber with the notation "unknown".

**10. CH/99/2771 Anka MIRIĆ**

31. The application was introduced on 16 August 1999 and registered on 20 August 1999.

32. The case concerns the applicant's attempts to regain possession of her apartment located at ulica Karpuzova No. 6/II, Apt. 9 in Sarajevo, the Federation of Bosnia and Herzegovina.

33. The Chamber sent two letters to the applicant's temporary address on 26 December 2002 and 15 April 2003, and one letter to her pre-war address on 5 December 2002. The letters were sent via registered mail, requesting the applicant to inform the Chamber whether the matter was resolved. The Chamber cautioned the applicant that if she failed to respond, the Chamber might decide to strike out the application. The letters that were sent to the temporary address were returned to the Chamber with notation "moved". On 9 December 2002, the applicant signed the return receipt for the letter that was sent to her pre-war address, but she failed to respond to it.

**11. CH/99/2786 Ostoja MIJATOVIĆ**

34. The application was introduced on 17 August 1999 and registered on 20 August 1999.

35. The case concerns the applicant's attempts to regain possession of her apartment located at Ulica Zabrđe No. 33 in Rajlovac, the Federation of Bosnia and Herzegovina.

36. On 20 December 2002 and 15 April 2003, the Chamber sent letters to the applicant's temporary address. On 9 December 2002, the Chamber sent a letter to the applicant's pre-war address. The letters were sent via registered mail, requesting her to inform the Chamber whether her matter was resolved. The Chamber cautioned the applicant, that if she failed to respond, the Chamber might decide to strike out the application. On 4 January 2003, the applicant signed the return receipt for the letter that was sent to her pre-war address, but she did not respond. The other

letter that was sent to her pre-war address and the one that was sent to her temporary address were returned to the Chamber with the notation "unknown".

**12. CH/99/2787 Mira RATKOVIĆ**

37. The application was introduced on 17 August 1999 and registered on 20 August 1999.

38. The case concerns the applicant's attempts to regain possession of her apartment located at Behdžeta Mutavelića No. 59/IV in Sarajevo, the Federation of Bosnia and Herzegovina.

39. On 6 December 2002, the Chamber sent a letter to the applicant's pre-war address, and on 26 December 2002 and 15 April 2003, to the applicant's representative. The letters were sent via registered mail, requesting them to inform the Chamber whether the applicant's matter was resolved. The Chamber cautioned the applicant and her representative that if they failed to respond, the Chamber might decide to strike out the application. The letter that was sent to the applicant's pre-war address was returned to the Chamber on 16 December 2002 with the notation "not requested". The applicant's representative signed the return receipts on 27 December 2002 and 16 April 2003, but he failed to respond.

**13. CH/99/2788 Magdalena PROŠIĆ**

40. The application was introduced on 18 August 1999 and registered on 24 August 1999.

41. The case concerns the applicant's attempts to regain possession of her apartment located at ulica Pruščakova No. 14 in Sarajevo, the Federation of Bosnia and Herzegovina.

42. On 20 December 2002 and 15 April 2003, the Chamber sent letters to the applicant's temporary address. On 5 December 2002, the Chamber sent a letter to her pre-war address. The letters were sent via registered mail, requesting her to inform the Chamber whether her matter was resolved. The Chamber cautioned the applicant that if she failed to respond, the Chamber might decide to strike out her application. The applicant received the letters sent to her pre-war address on 9 December 2002 and 21 April 2003, but she failed to respond. The letter that was sent to her temporary address was returned to the Chamber with the notation "not requested".

**14. CH/99/2792 Radomir BAJRAKTAREVIĆ**

43. The application was introduced on 23 August 1999 and registered the next day.

44. The case concerns the applicant's attempts to regain possession of his apartment located at Ulica Darovalaca krvi No. 9/VIII in Sarajevo, the Federation of Bosnia and Herzegovina.

45. On 5 December 2002, the Chamber sent one letter to the applicant's pre-war address and on 20 December 2002 and 15 April 2003, two letters to his contact address. The letters were sent via registered mail, requesting him to inform the Chamber whether his matter was resolved. The Chamber cautioned the applicant, that if he failed to respond, the Chamber might decide to strike out the application. On 7 December 2002, the applicant received the letter that was sent to his pre-war address. On 6 January 2003, the first letter that was sent to the applicant's contact address was returned to the Chamber with the notation "not requested". On 16 April 2003, a contact person signed the return receipt for the second letter. The Chamber received no response.

**15. CH/99/2801 Čedomir VOJKIĆ**

46. The application was introduced on 25 August 1999 and registered on 26 August 1999.

47. The case concerns the applicant's attempts to regain possession of his apartment located at Alipašino Polje A1-5/VI, Apt. 29 in Sarajevo, the Federation of Bosnia and Herzegovina.

48. On 5 December 2002, the Chamber sent one letter to the applicant's pre-war address and on 15 April 2003, another letter to his contact address. The letters were sent via registered mail, requesting him to inform the Chamber whether the matter was resolved. The Chamber cautioned the applicant, that if he failed to respond, the Chamber might decide to strike out his application. The applicant and a contact person signed the return receipts on 10 December 2002 and 16 April 2003, but the Chamber received no response.

**16. CH/99/2859 Anka PAJAZETOVIĆ**

49. The application was introduced on 13 September 1999 and registered on 21 September 1999.

50. The case concerns the applicant's attempts to regain possession of her pre-war apartment located in Velika Kladaša, the Federation of Bosnia and Herzegovina.

51. On 14 May 2003, the Chamber sent a letter, via registered mail, to the applicant requesting an update on the status of the case within two weeks. The Chamber cautioned that if no response was received, the Chamber might decide to strike out the application. The applicant signed the registered return receipt on 15 May 2003. However, the applicant failed to answer to this letter.

**17. CH/99/2873 Željka KNEŽEVIĆ**

52. The application was introduced on 15 September 1999 and registered 6 days later.

53. The case concerns the applicant's attempts to regain possession of her apartment located at Ulica Himze Polovine No. 29 in Sarajevo, the Federation of Bosnia and Herzegovina.

54. On 5 December 2002, the Chamber sent a letter to applicant's pre-war address. On 20 December 2002 and 15 April 2003, the Chamber sent letters to the applicant temporary address. The letters were sent via registered mail, requesting her to inform the Chamber whether her matter was resolved. The Chamber cautioned the applicant, that if she failed to respond, the Chamber might decide to strike out the application. The applicant received the letters on 7 December 2002, 30 December 2002 and 18 April 2003, but she failed to respond.

**18. CH/99/3052 Fahrudin KAZAZIĆ**

55. The application was introduced on 20 October 1999 and registered on the same day.

56. The case concerns the applicant's attempts to regain possession of his pre-war apartment located at Ulica Ložionička no. 5/I-5 in Sarajevo, the Federation of Bosnia and Herzegovina.

57. On 3 June 2003, the Chamber sent a letter to the applicant requesting him to update the status of the case within two weeks. This letter specifically cautioned the applicant that if he did not answer, the Chamber might decide to strike out the application. The letter was returned to the Chamber with the notation "unknown". The applicant did not provide the Chamber with any new contact address.

**19. CH/99/3113 Ivica REMER**

58. The application was submitted on 5 November 1999 and registered on the same day.

59. On 25 June 1991, the applicant received a decision allocating an apartment to him in Sarajevo, Dobrinja V object F 13/V/11. The applicant, without further support, complained about the efforts of the administrative authorities to evict him from this apartment.

60. On 3 June 2003, the Chamber sent a letter to the applicant requesting him to update the status of the case within two weeks. This letter specifically cautioned the applicant that if he did not answer, the Chamber might decide to strike out the application. The letter was returned to the

Chamber with the notation "unknown". The applicant did not provide the Chamber with any new contact address.

**20. CH/99/3186 Milutin GRUJIĆ**

61. The application was introduced on 18 November 1999 and registered on same day.

62. The case concerns the applicant's attempts to regain possession of his apartment located at ulica Bane Šurbata No. 1-B/IV, Apt. 14 in Sarajevo, the Federation of Bosnia and Herzegovina.

63. On 20 December 2002 and 15 April 2003, the Chamber sent letters to the applicant's temporary address. On 11 December 2002, the Chamber sent another letter to the applicant's pre-war address. The letters were sent via registered mail, requesting him to inform the Chamber whether his matter was resolved. The Chamber cautioned the applicant, that if he failed to respond, the Chamber might decide to strike out the application. The applicant signed the return receipts, but he failed to respond.

**21. CH/99/3187 Marinko LUKIĆ**

64. The application was introduced on 18 November 1999 and registered on same day.

65. The case concerns the applicant's attempts to regain possession of his apartment located at ulica Bosanska No. 9/IX in Sarajevo, the Federation of Bosnia and Herzegovina.

66. On 11 December 2002, the Chamber sent one letter to the applicant's pre-war address and on 16 January 2003 and 15 April 2003, two letters to his contact address. The letters were sent via registered mail, requesting him to inform the Chamber whether his matter was resolved. The Chamber cautioned the applicant, that if he failed to respond, the Chamber might decide to strike out the application.

67. On 21 December 2002, the letter that was sent to the applicant's pre-war address was returned to the Chamber with the notation "not requested". On 21 January 2003, a contact person signed the return receipt for one letter that was sent to applicant's contact address. The second letter that was sent to the applicant's contact address was returned to the Chamber with the notation "moved".

**22. CH/99/3331 Kasim KULAŠIN**

68. The application was introduced on 7 December and registered on 10 December 1999.

69. The case concerns the applicant's attempts to regain possession of house in Kreševo, the Federation of Bosnia and Herzegovina.

70. On 29 April and 26 May 2003, the Chamber sent identical letters to the applicant's temporary residence in Konjic and to his house in Kreševo. Both letters specifically cautioned the applicant that if he did not answer within two weeks, the Chamber might decide to strike out the application. The letter sent to the address in Konjic was returned with the notation "moved". The applicant did not reply to the letter sent to his house in Kreševo.

**23. CH/99/3367 Hamdija HAŠIMBEGOVIĆ**

71. The application was submitted on 17 December 1999 and registered on the same day.

72. The applicant complained of a decision of the Administration for Housing Affairs of the Canton of Sarajevo issued on 5 October 1999, obliging him to leave the apartment in Ulica Galiba Feste no. 25 in Sarajevo, since the pre-war occupancy right holder had filed a request for repossession.

73. The applicant requested the Chamber to order the respondent Party, as a provisional measure, to prevent his eviction from the apartment in question. On 22 December 1999, the Chamber decided to reject the provisional measure requested.

74. On 5 June 2003, the Chamber sent a letter to the applicant asking him about further developments in the case. On 11 June 2003, the letter was returned to the Chamber with the notation "moved".

**24. CH/99/3393 Ana MOČEVIĆ**

75. The application was introduced on 22 December 1999 and registered on same day.

76. The case concerns the applicant's attempts to regain possession of her apartment located at Ulica Klare Cetkin No. 4 in Sarajevo, the Federation of Bosnia and Herzegovina.

77. On 11 December 2002, the Chamber sent a letter to applicant's pre-war address. On 20 December 2002 and 15 April 2003, the Chamber sent letters to the applicant's representative. The letters were sent via registered mail, requesting them to inform the Chamber whether the applicant's matter was resolved. The Chamber cautioned the applicant and her representative, that if they failed to respond, the Chamber might decide to strike out the application. The applicant signed the return receipt on 12 December 2002 and her representative on 30 December 2002 and 16 April 2003, but they failed to respond.

**25. CH/99/3398 Jozo IVANDIĆ**

78. The application was introduced on 22 December 1999 and registered on same day.

79. The case concerns the applicant's attempts to regain possession of his apartment located at Ulica Oslobodilaca Sarajeva no. 16/18 in Sarajevo, the Federation of Bosnia and Herzegovina.

80. On 11 December 2002, the Chamber sent a letter to the applicant's pre-war address. On 20 December 2002 and 15 April 2003, the Chamber sent letters to his representative. The letters were sent via registered mail, requesting them to inform the Chamber whether the applicant's matter was resolved. The Chamber cautioned the applicant and his representative, that if they failed to respond, the Chamber might decide to strike out the application. The applicant signed the return receipt on 12 December 2002 and his representative on 30 December 2002 and 16 April 2003, but they failed to respond.

**26. CH/99/3404 Mirko KOPRIVICA**

81. The application was introduced on 23 December 1999 and registered on same day.

82. The case concerns the applicant's attempts to regain possession of his apartment located at ulica Cetinjska No. 13 in Sarajevo, the Federation of Bosnia and Herzegovina.

83. On 26 December 2002 and 25 April 2003, the Chamber sent letters to the applicant's temporary address. On 11 December 2002, the Chamber sent a letter to his pre-war address. The letters were sent via registered mail, requesting him to inform the Chamber whether his matter was resolved. The Chamber cautioned the applicant that if he failed to respond, the Chamber might decide to strike out the application. The three letters were returned to the Chamber with the notation "moved".

**27. CH/99/3415 Momir SAVIĆ**

84. The application was introduced on 24 December 1999 and registered 4 days later.

85. The case concerns the applicant's attempts to regain possession of his apartment located at ulica Tome Mendeša No. 8 in Vogošća, the Federation of Bosnia and Herzegovina.

86. On 11 December 2002, the Chamber sent a letter to the applicant's pre-war address. On 15 January 2003 and 15 April 2003, the Chamber sent letters to the applicant's representative. The letters were sent via registered mail, requesting them to inform the Chamber whether the applicant's matter was resolved. The Chamber cautioned the applicant and his representative, that if they failed to respond, the Chamber might decide to strike out the application. The applicant received the letter on 28 December 2002 and his representative on 20 January 2003 and 16 April 2003; however, they failed to respond.

**28. CH/99/3420 Dušan RADIČIĆ**

87. The application was introduced on 24 December 1999 and registered 4 days later.

88. The case concerns the applicant's attempts to regain possession of his apartment located at Ulica Sulejmana Filipovića No. 14/IV in Sarajevo, the Federation of Bosnia and Herzegovina.

89. On 26 December 2002 and 15 April 2003, the Chamber sent letters to the applicant's representative and on 16 December 2002, to the applicant's pre-war address. The letters were sent via registered mail, requesting them to inform the Chamber whether the applicant's matter was resolved. The Chamber cautioned the applicant and the representative that if they failed to respond, the Chamber might decide to strike out the application. The applicant's representative signed the return receipts on 30 December 2002 and on 16 April 2003, but he failed to respond. The letter that was sent to the applicant's pre-war address was received on 12 December 2002, but the applicant failed to respond.

**29. CH/99/3443 Dževad NOVIĆ**

90. The application was introduced on 29 December 1999.

91. The applicant lived in an apartment that had been declared abandoned in Sarajevo, Ulica Hamze Orlovića no. 5/IV. On 15 October 1999, the competent administrative authority issued a decision confirming the right to return to the apartment of the pre-war occupancy right holder. The applicant complained of the termination of his right to use the apartment.

92. On 3 June 2003, the Chamber sent a letter to the applicant requesting him to update the status of the case within two weeks. This letter specifically cautioned the applicant that if he did not answer within two weeks, the Chamber might decide to strike out the application. The letter was returned to the Chamber with the notation "moved". The applicant did not provide the Chamber with any new contact address.

**30. CH/00/4167 Emin JAHIĆ**

93. The application was introduced on 21 February and registered on 23 February 2000.

94. The case concerns the applicant's attempts to regain possession of his pre-war house located at Ulica Gruje Novakovića no. 36 in Tuzla, the Federation of Bosnia and Herzegovina.

95. On 3 June 2003, the Chamber sent a letter to the applicant requesting him to update the status of the case within two weeks. This letter specifically cautioned the applicant that if he did not answer, the Chamber might decide to strike out the application. The letter was returned to the Chamber with the notation "unknown". The applicant did not provide the Chamber with any new contact address.

**II. OPINION OF THE CHAMBER**

96. In accordance with Article VIII(3) of the Agreement, "the Chamber may decide at any point in its proceedings to suspend consideration of, reject or strike out, an application on the ground that

(a) the applicant does not intend to pursue his application; ... provided that such a result is consistent with the objective of respect for human rights.”

97. Rule 46(6) of the Chamber’s Rules of Procedure provides that “applicants shall keep the Chamber informed of any change of their address and of all circumstances relevant to the application”.

98. Considering that the applicants did not respond to any of the Chamber’s letters, and in some cases failed to provide the Chamber with any current contact address, the Chamber can only conclude that the applicants do not intend to pursue their respective applications. Furthermore, the Chamber finds no special circumstances regarding respect for human rights which require the examination of the applications to be continued. The Chamber therefore decides to strike out the applications pursuant to Article VIII(3)(a) of the Agreement.

### **III. CONCLUSION**

99. For these reasons, the Chamber, unanimously,

**JOINS THE APPLICATIONS and  
STRIKES OUT THE APPLICATIONS.**

(signed)  
Ulrich GARMS  
Registrar of the Chamber

(signed)  
Michèle PICARD  
President of the First Panel