



DECISION TO STRIKE OUT

CASE No. CH/99/2366

Slavko RUJEVIĆ

against

THE REPUBLIKA SRPSKA

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the Second Panel, on 10 January 2001 with the following members present:

Mr. Giovanni GRASSO, President
Mr. Viktor MASENKO-MAVI, Vice-President
Mr. Jakob MÖLLER
Mr. Mehmed DEKOVIĆ
Mr. Vitomir POPOVIĆ
Mr. Mato TADIĆ

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 Rules 49(2) and 52 of the Chamber's Rules of Procedure:

I. INTRODUCTION

1. The application was introduced on 24 September 1999. The applicant requested that the Chamber order the respondent Party, as a provisional measure, to take all necessary action to prevent his eviction. On 24 September 1999 the Chamber decided not to order the provisional measure requested.

2. The applicant complains of a decision of the Ministry for Refugees and Displaced Persons in Banja Luka ordering his eviction from an apartment which he occupies.

3. On 11 October 1999 the Registry sent a letter to the applicant at the address indicated in the application informing him that his request for provisional measure had been refused and asked him if he intended to pursue the application. The Registry did not receive any answer. On 15 December 1999 the Registry sent a letter by registered mail to the applicant at the same address informing him that the application might be struck out of the list if he did not respond within three weeks. The Registry did not receive any answer.

4. The applicant has not been in contact with the Chamber since he filed the application in September 1999. Should he in the meantime have changed address, it would have been incumbent on him to so inform the Chamber. In the circumstances, it appears that the contact with the applicant has been lost.

II. OPINION OF THE CHAMBER

5. Having regard to Article VIII(3) of the Agreement, the Chamber finds that the applicant has displayed a lack of interest in pursuing the matter. 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

6. For these reasons, the Chamber, unanimously,

STRIKES THE APPLICATION OUT.

(signed)
Peter KEMPEES
Registrar of the Chamber

(signed)
Giovanni GRASSO
President of the Second Panel