



DECISION TO STRIKE OUT

CASE No. CH/99/2448

Rade PANDUREVIĆ

against

THE FEDERATION OF BOSNIA AND HERZEGOVINA

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 1 December 1999. The applicant complained that the Administration for Housing Affairs of Canton Sarajevo failed to enforce two separate decisions ordering the applicant's repossession of an apartment located at Ulica Spasoja Blagovčanina 10 in Vogošća. The first decision was issued by the Commission for Real Property Claims of Displaced Persons and Refugees on 17 December 1998. The second decision was issued by the Administration for Housing Affairs of Canton Sarajevo on 23 December 1998.

2. On 7 March 2000 the Chamber decided to transmit the case to the respondent Party for its observations under Articles 6 and 8 of the European Convention and Article 1 of Protocol 1 to the European Convention. On 23 May 2000 the Chamber received the respondent Party's observations on admissibility and merits.

3. On 20 November 2000 the applicant informed the Chamber in writing that he did not intend to pursue the application since he had succeeded in repossessing his apartment.

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. 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 THE APPLICATION OUT.

(signed)
Peter KEMPEES
Registrar of the Chamber

(signed)
Giovanni GRASSO
President of the Second Panel