DECISION TO STRIKE OUT

CASE No. CH/99/2469

Ljiljana PUPAVAC

against

THE REPUBLIKA SRPSKA

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the First Panel on 5 December 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 Rules 49(2) and 52 of the Chamber's Rules of Procedure:

I. INTRODUCTION

1. The application was introduced on 13 December 1999. The applicant requested that the Chamber order a provisional measure to suspend the dismissal of Mr R.B., from his position as the director of the Secondary School "Nikola Tesla" in Kozarska Dubica, until the administrative dispute before the Supreme Court was finished. The Chamber decided not to order the provisional measure requested on 27 December 1999.

2. The applicant complains of a decision of the Ministry of Education in Banja Luka ordering the dismissal of Mr R.B. from his position as the director of the Secondary School "Nikola Tesla" in Kozarska Dubica.

3. On 27 December 1999 the Registry sent a letter to the applicant informing her that her request for provisional measure was refused and asked her if she intended to pursue the application. The Registry did not receive any answer. On 9 February 2000 the Registry sent a letter by registered mail to the applicant informing her that her application might be struck out of the list if she did not respond within three weeks. The Registry did not receive any answer.

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)
Michèle PICARD
President of the First Panel