



## **DECISION TO STRIKE OUT**

**CASE No. CH/99/2697**

**Sabira BRKIĆ**

**against**

**THE FEDERATION OF BOSNIA AND HERZEGOVINA**

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the First Panel on 5 September 2002 with the following members present:

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

Mr. Ulrich GARMS, 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)(a) 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 July 1999.
2. The case concerns the applicant's claim that she was dismissed from her working position, because of her ethnic origin in 1993 in Livno. At the beginning of 1998 the applicant initiated civil court proceedings before the Municipal Court in Livno in order to protect her employment rights.
3. On 26 June 2002 the applicant submitted a written statement by which she withdrew the application pending before the Chamber, because the Constitutional Court of Bosnia and Herzegovina accepted her appeal.

**II. OPINION OF THE CHAMBER**

4. 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."
5. The Chamber notes that the applicant does not intend to pursue the application before the Chamber. The Chamber therefore finds it appropriate to strike out the application.

**III. CONCLUSION**

6. For these reasons, the Chamber, unanimously,

**STRIKES THE APPLICATION OUT.**

(signed)  
Ulrich Garms  
Registrar of the Chamber

(signed)  
Michèle PICARD  
President of the First Panel