



## **DECISION TO STRIKE OUT**

**CASE No. CH/99/2999**

**Vukosava TOMAŽ**

**against**

**THE FEDERATION OF BOSNIA AND HERZEGOVINA**

The Human Rights Chamber for Bosnia and Herzegovina, sitting as the First Panel on 8 February 2001 with the following members present:

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

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 11 October 1999.
2. The applicant complained of not being reinstated into her apartment at Ulica Jožanička B-1 in Vogošća. On 18 December 2000 the Registry received a letter from the applicant's representative informing it that the applicant repossessed her apartment on 9 November 2000. The applicant now requests the Chamber to order the respondent Party to compensate her for pecuniary damage in the amount of KM 7,200.

**II. OPINION OF THE CHAMBER**

3. Having regard to Article VIII(3) of the Agreement, the Chamber finds that the matter raised in the application has been resolved. It further considers that it is not justified to continue the consideration of the application solely to decide on the compensation in this case. 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**

4. For these reasons, the Chamber, unanimously

**STRIKES THE APPLICATIONS OUT.**

(signed)  
Peter KEMPEES  
Registrar of the Chamber

(signed)  
Michèle PICARD  
President of the First Panel