



The Human Rights Advisory Panel

Building D, UNMIK HQ Prishtinë/Priština, Kosovo | E-mail: hrap-unmik@un.org | Tel: +381 (0)38 504-604, ext. 5182

DECISION

Date of adoption: 22 October 2011

Case No. 07/10

N.G.

against

UNMIK

The Human Rights Advisory Panel, sitting on 22 October 2011, with the following members taking part:

Mr Marek NOWICKI, Presiding Member
Mr Paul LEMMENS
Ms Christine CHINKIN

Assisted by
Mr Andrey ANTONOV, Executive Officer

Having considered the aforementioned complaint, introduced pursuant to Section 1.2 of UNMIK Regulation No. 2006/12 of 23 March 2006 on the Establishment of the Human Rights Advisory Panel,

Having deliberated, including through electronic means, in accordance with Rule 13 § 2 of its Rules of Procedure, decides as follows:

I. PROCEEDINGS BEFORE THE PANEL

1. The complaint was introduced on 1 March 2010 and registered on the same date.

II. THE FACTS

2. The complainant is a resident of Kosovo. He complains that his rights to benefits as a disabled person have been denied by the Ministry of Labour and Social Welfare of Kosovo while it was operating under UNMIK.

III. THE COMPLAINT

3. The complainant complains that by taking a decision denying the continuation of his disability pension, his rights as a disabled person were violated by the Ministry of Labour and Social Welfare of Kosovo while it was operating under UNMIK.

IV. THE LAW

4. During the course of examining the admissibility of the complaint, it appeared that that case no. 07/10 and case no. 45/10 were filed by the same complainant and concerned the same victim and subject matter. The Panel has previously declared case no. 45/10 inadmissible (Human Rights Advisory Panel, *N.G.*, no. 45/10, decision of 13 April 2011).
5. In these circumstances, in accordance with Rule 29 of the Panel's Rules of Procedure, it is appropriate to strike case no. 07/10 out of the list.

FOR THESE REASONS,

The Panel, unanimously,

DECIDES TO STRIKE THE COMPLAINT OUT OF ITS LIST OF CASES.

Andrey ANTONOV
Executive Officer

Marek NOWICKI
Presiding Member