



The Human Rights Advisory Panel

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DECISION

Date of adoption: 26 November 2011

Case No. 130/09

Zoran DENIĆ

against

UNMIK

The Human Rights Advisory Panel sitting on 26 November 2011,
with the following members present:

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, decides as follows:

I. PROCEEDINGS BEFORE THE PANEL

1. The complaint was introduced on 2 April 2009 and registered on 30 April 2009.
2. On 13 January 2010, the Panel requested the complainant to submit additional information. On 9 March 2011, in a follow-up telephone conversation from the Panel, the complainant informed that he would not submit additional information.

II. THE FACTS

3. The complainant is a Kosovo resident currently living in Serbia. According to the complainant, after KFOR's deployment in June 1999, he and his family were forced to move from their house and attached businesses in the Municipality of Viti/Vitina. The complainant alleges that his property was usurped and looted thereafter.

III. THE COMPLAINT

4. The complainant alleges generally that there have been violations of his human rights as guaranteed in the international instruments. However, the complainant does not specify how these rights have been violated or by whom.

IV. THE LAW

5. Before considering the case on its merits the Panel has to decide whether to accept the case, taking into account the admissibility criteria set out in Sections 1, 2 and 3 of UNMIK Regulation No. 2006/12.
6. Pursuant to Section 3.3 of the Regulation the Panel shall declare inadmissible any complaint which it considers incompatible with the human rights set out in the human rights instruments within the Panel's jurisdiction, or which it considers manifestly ill-founded.
7. The Panel notes that the complaint lacks the required specific details or information which would allow the Panel to assess whether a human rights violation may have occurred. The Panel also notes that the complainant has not produced any documentary evidence in support of his submission to the Panel.
8. In these circumstances the Panel holds the complaint to be unsubstantiated and therefore manifestly ill-founded.

FOR THESE REASONS,

The Panel, unanimously,

DECLARES THE COMPLAINT INADMISSIBLE.

Andrey ANTONOV
Executive Officer

Marek NOWICKI
Presiding Member