

SECRETARIAT GENERAL

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Meeting: 1318th meeting (June 2018) (DH)

Item reference: Action report (12/04/2018)

Communication from Croatia concerning the cases of ALEKSIC, BECEHELI and KEKO v. Croatia
(Applications No. 12422/10, 8855/08, 21497/12)

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Référence du point : Bilan d'action

Communication de la Croatie concernant les affaires ALEKSIC, BECEHELI et KEKO c. Croatie (requêtes n° 12422/10, 8855/08, 21497/12) **(anglais uniquement)**



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SERVICE DE L'EXECUTION
DES ARRETS DE LA CEDH

GOVERNMENT OF THE REPUBLIC OF CROATIA
OFFICE OF THE REPRESENTATIVE OF
THE REPUBLIC OF CROATIA BEFORE
THE EUROPEAN COURT OF HUMAN RIGHTS

Class: 004-02/17-05/11
Reg.: 50447-03/04-18-2
Zagreb, 11 April 2018

ACTION REPORT

Aleksić v. Croatia

Application no. 12422/10, judgment of 5 December 2013, final on 5 December 2013

Bečeheli v. Croatia

Application no. 8855/08, judgment of 2 May 2013, final on 2 May 2013

Keko v. Croatia

Application no. 21497/12, judgment of 5 December 2013, final on 5 December 2013

The Office of the Representative of the Republic of Croatia before the European Court of
Human Rights

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I. CASE DESCRIPTION

1. These clone cases of the *Šikić group* (9143/08) concern violations of the applicants' right to a trial within reasonable time on account of excessive length of proceedings before the Constitutional Court (violations of Article 6§1).

II. INDIVIDUAL MEASURES

2. The authorities took measures to bring the violations to an end and provide redress to the applicants.

3. At the outset, the Government highlights that the impugned proceedings in these cases have been brought to an end. In particular, the domestic proceedings were terminated in *Aleksić* on 10 June 2009, in *Bečeheli* on 23 December 2010 and in *Keko* on 6 March 2012.

4. The Government furthermore indicates that the applicant in *Keko* claimed pecuniary and non-pecuniary damage in the proceedings before the Court. The Court awarded him just satisfaction in respect of non-pecuniary damage. As regards the pecuniary damage, the Court did not discern any causal link between the violation found and the pecuniary damage alleged and therefore rejected his claim. The applicants in *Bečeheli* and *Aleksić* did not claim just satisfaction.

III. GENERAL MEASURES

5. The Government recalls that general measures in response to the shortcomings found by the Court in the present judgments are examined within the framework of the *Šikić group v. Croatia* (9143/08). The Government therefore considers that the closure of these cases in no way prejudices the Committee's evaluation of the general measures in relation to the excessive length of the impugned proceedings.

IV. JUST SATISFACTION

6. The authorities ensured that the just satisfaction awarded by the Court was disbursed to the applicant in *Keko* on 20 December 2013. The payment has therefore been made within the deadline imparted by the Court.

V. CONCLUSION

7. The Government considers that the individual measures brought the violations to an end and redressed the applicants.

8. The general measures continue to be examined within the framework of the *Šikić group v. Croatia* (9143/08).

9. The Government therefore considers that it has exercised its functions under Article 46, paragraph 2, of the Convention in these cases as regards the individual measures.

Štefica Stažnik

Representative