

SECRETARIAT GENERAL

SECRETARIAT OF THE COMMITTEE OF MINISTERS
SECRETARIAT DU COMITE DES MINISTRES



Contact: Anna Austin
Tel: 03 88 41 22 29

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Meeting: 1201 meeting (3-5 June 2014) (DH)

Item reference: Action report (14/05/2014)

Communication from Hungary concerning the case of Kriston against Hungary (Application No. 39154/09)

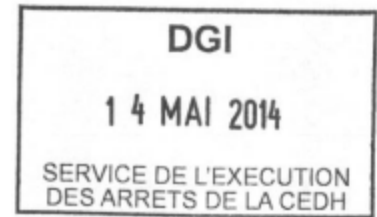
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Réunion : 1201 réunion (3-5 juin 2014) (DH)

Référence du point : Bilan d'action

Communication de la Hongrie concernant l'affaire Kriston contre Hongrie (requête n° 39154/09)
(**anglais uniquement**).



Action Report of 14 May 2014
Appl. No. 39154/09
Kriston v. Hungary judgment of 24/09/2013

Introductory case summary

„Violation of the applicant’s freedom of movement due to the withdrawal of his passport from February 1995 at least until November 2009 (the termination of the criminal proceedings against him) and the maintenance of such withdrawal even after the lifting of the relevant legislation in July 2003, which had stipulated a travel ban on persons against whom criminal proceedings involving serious charges were pending (Article 2 § 2 of Protocol No. 4). Further, violation of the right to a fair trial on account of the excessive length of the criminal proceedings (Article 6 § 1).”

The Government note that since the judgment was delivered by a Committee competent to render judgments only on the basis of well-established case-law, this case should not be qualified as a leading one.

I. Payment of just satisfaction and individual measures

Just satisfaction awarded in respect of non-pecuniary damage sustained by the applicant (13,000 EUR) as well as for costs and expenses (500 EUR) was paid to the applicant on 14 October 2013 (amount paid: 3,989,520 HUF; exchange rate: 295.52).

As the applicant has not been subjected to any travel ban since 1 July 2003, no individual measures were deemed necessary.

II. General measures

Since the legal basis for the travel ban complained of was annulled as of 1 July 2003 (cf. *Gecse and Hermán v. Hungary*, no. 55228/00, decision of 9 March 2004), no general measures in this field are considered to be necessary.

The judgment has been published on the website of the Government (see: <http://igazsagugyiinformaciok.kormany.hu/az-emberi-jogok-europai-birosaganak-iteletei>).

III. Conclusions of the respondent state

The Government consider that the measures adopted have fully remedied the consequences for the applicant of the violation found by the Court in this case and that Hungary has therefore complied with its obligations under Article 46, paragraph 1 of the Convention.

Budapest, 14 May 2014

Zoltán Tallódi
Agent for the Government of Hungary