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SECRETARIAT OF THE COMMITTEE OF MINISTERS  
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COMMITTEE  
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DES MINISTRES



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Date: 25/10/2024

**DH-DD(2024)1230**

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Meeting: 1514<sup>th</sup> meeting (December 2024) (DH)

Communication from the applicants' representative (22/10/2024) concerning the cases of Societa Famarc Zabban S.P.A., Mauriello and Others, Alicicco and Others and Mazzei Salvatore S.R.L. v. Italy (Applications No. 11223/13, 4752/19, 27881/10, 36175/21) (Croce and others group, 17607/08) (appendices in Italian are available at the Secretariat upon request).

Information made available under Rule 9.1 of the Rules of the Committee of Ministers for the supervision of the execution of judgments and of the terms of friendly settlements.

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Réunion : 1514<sup>e</sup> réunion (décembre 2024) (DH)

Communication du représentant des requérants (22/10/2024) relative aux affaires Societa Famarc Zabban S.P.A., Mauriello et autres, Alicicco et autres et Mazzei Salvatore S.R.L. c. Italie (requêtes n° 11223/13, 4752/19, 27881/10, 36175/21) (groupe Croce et autres, 17607/08) (des annexes en italien sont disponibles auprès du Secrétariat sur demande) **[anglais uniquement]**

Informations mises à disposition en vertu de la Règle 9.1 des Règles du Comité des Ministres pour la surveillance de l'exécution des arrêts et des termes des règlements amiables.

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DGI

22 OCT. 2024

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Rome - Crotone, 21 October 2024

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Object: **non-execution of the ECHR decisions of 1<sup>st</sup> December 2022 and 15<sup>th</sup> December 2022** and of the terms of the related **friendly settlements** with reference to the following applications subject to **enhanced procedure (Croce and Others groups v. Italy) with the CM's decision at the conclusion of the meeting on 12 – 14<sup>th</sup> March 2024.**

Dear Sirs,

following the letter dated 30 of October 2023 (*see doc. 1*), I hereby represent that the Italian Government insists on not paying the pecuniary damage due to the applicants who obtained the ECHR decisions of 1st of December 2022 and 15 of December 2022 **despite the Committee of Ministers of the Council of Europe decided to transfer the cases to the enhanced procedure and to demand information by the deadline of 30 September of 2024.** The term has elapsed without any action or communication by the Government.

The mentioned cases are as follows:

- 1) 18863/20 – Farmacia Parrilla S.r.l. v. Italy;
- 2) 25739/20 – Cai Service S.p.A. v. Italy;
- 3) 40888/20 – Pasteur S.r.l. unipersonale v. Italy;
- 4) 40890/20 – Biolab S.a.s. di Pugliese Fabrizio & C. v. Italy;
- 5) 41116/20 – Polispecialistica Bios S.r.l. v. Italy;  
joined to the application n. 11223/13 – SOCIETA' FARMAC ZABBAN S.P.A. v. Italy<sup>1</sup>;
  
- 6) 19262/19 – Essebì costruzioni di Salvatore Baffa S.r.l. c. Italy;
- 7) 19343/19 – Consorzio EGS S.r.l. v. Italy;
- 8) 31008/20 – Franca D'Alfonso, Federica Ziparo e Vittoria Ziparo v. Italy;  
joined to the application n. 4752/19 – Giuseppe MAURIELLO v. Italy;
  
- 9) 996/21 – Pietro Senatore e Maria Mastria v. Italy;
- 10) 4851/21 – Sammarco Serafina v. Italy  
joined to the application n. 27881/10 Luciana Maria Angela ALICICCO and other v. Italy;
  
- 11) 36175/21 – Mazzei Salvatore S.r.l. v. Italy (**please, note that also this applicant has not been paid so that the letter of the Italian Government of the 13 of July of 2023 – see doc. 2 – includes an erroneous information that influenced, in this regard, the Committee of Minister's report of 12 – 14 of March 2024 – see doc. 3, pag. 2 and footnote 12 –**);
- 12) 36691/21 – Salvaguardia Ambientale v. Italy;

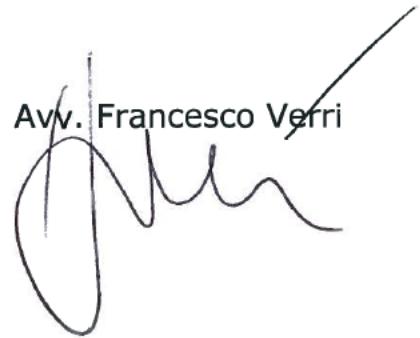
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1) <sup>1</sup> The Laboratorio Analisi Cliniche Altomari S.r.l. v. Italy (application n. 29987/20) has been paid after a successful enforcement proceedings against the original creditor, i.e. the local authority.

**2.** The failure to comply with the decisions of the ECHR (after two years) and the Committee of Ministers is a very serious fact that shows the most complete contempt of the Government for the human rights and for the European Authorities that protect them applying the Convention. So we earnestly invite the Committee of Minister to urge the Government to execute the above – mentioned decisions.

Kind regards.

Avv. Francesco Verri

A handwritten signature in black ink, appearing to be 'F. Verri', written over the typed name 'Avv. Francesco Verri'. The signature is fluid and cursive, with a long horizontal stroke at the end.