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Date: 18/03/2026

DH-DD(2026)361

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Meeting: 1563rd meeting (June 2026) (DH)

Item reference: Action Report (10/03/2026)

Communication from Albania concerning the case of *Habilaj v. Albania* (Application No. 2480/10) [Brahimaj group]

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Réunion : 1563^e réunion (juin 2026) (DH)

Référence du point : Bilan d'action (10/03/2026)

Communication de l'Albanie concernant l'affaire *Habilaj c. Albanie* (requête n° 2480/10) [Brahimaj groupe]
(anglais uniquement)



**REPUBLIC OF ALBANIA
STATE ADVOCATURE
OFFICE OF GENERAL STATE ADVOCATE**

DGI

10 MARS 2026

SERVICE DE L'EXECUTION
DES ARRETS DE LA CEDH

No 2115 Prot.

Tirana, on 10.03.2026

Ref: On the execution of the judgment of the European Court of Human Rights in the application no. 2480/10 "Habilaj v. Albania", judgment of 15/09/2022.

To: **Ms. DIMITRINA LILOVSKA**
Head of Division
Department for the Execution of Judgments of the ECHR
DGI - Directorate General of Human Rights and Rule of Law

Council of Europe- Strasbourg
67075 Cedex
France

Dear Mrs. Lilovska,

In the framework of cooperation between the Albanian Government and the Department for the Execution of Judgments of the European Court of Human Rights, please find attached the Action Report on the individual and general measures implemented by the Albanian Government for the execution of the ECtHR judgment in the application no. 2480/10 "Habilaj v. Albania", judgment of 15/09/2022.

Yours sincerely,

ODISE MOÇKA

STATE ADVOCATE GENERAL



ACTION REPORT

*Execution of the judgment of the European Court of Human Rights
Application No. 2480/10
Habilaj v. Albania, Judgment of 15/09/2022, final on 15/09/2022*

A. Case description

The case concerns the delayed enforcement of a domestic decision given in the applicant's favour of 28 September 2005 ordering his inclusion on the list of creditors of Vefa Holding sh.p.k. company.

The European Court of Human Rights found that the Albanian authorities failed to take all necessary measures to ensure the timely enforcement of the domestic judgment of 28 September 2005. The Court found that the proceedings concluded on 12 March 2009 and the authorities did not execute the final decision until 24 August 2012, resulting in a delay of over three years and five months.

Moreover, the European Court noted that at the time there was no effective remedy in Albanian law for delays in the execution of a final judgement so by the time the applicant filed his application with the Court, there was an ongoing situation of non-enforcement, without a national remedy. The Court also noted that the applicant could not be reproached for having made use of a remedy at a time when the Court had not yet ruled on its compatibility with Article 35 of the Convention.

The Court held that the excessive delay in enforcing a binding judicial decision violated the applicant's right to a fair hearing under Article 6 § 1 of the Convention.

B. Individual measures

1. Payment of the just satisfaction

The European Court awarded 1800 Euros for non-pecuniary damage and 250 Euros for costs and expenses incurred. The Government paid the just satisfaction on 7/11/2022.

2. Other individual measures

The domestic judicial decision was enforced before the European Court judgment was issued (§11 of the judgment).

C. General measures

The Government would like to note that the general measures required in response to the shortcomings found by the Court in the *Habilaj* judgment continue to be examined by the Committee of Ministers within the framework of the *Brahimaj* group in relation to the domestic authorities' failure to execute final judicial decisions awarding the applicants damages against the State, and lack of an effective remedy in this respect; non-

enforcement of judicial decisions resulting from failure on the part of the State or State companies to take specific actions (violations of Articles 6 §1, 13 and 1 of Protocol No. 1).

D. CONCLUSION

Having regard to the above considerations, the Government is of the opinion that no further individual measures are necessary to be undertaken by the Albanian authorities to remedy the violation of article 6 § 1 of the Convention in the present case.

Therefore, the Government request to the Committee of Ministers to close its supervision in respect of the case *Habilaj v. Albania*, application no. 2480/10.