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Date: 20/11/2026

DH-DD(2026)1579

Documents distributed at the request of a Representative shall be under the sole responsibility of the said Representative, without prejudice to the legal or political position of the Committee of Ministers.

Meeting: 1577th meeting (December 2026) (DH)

Item reference: Action Report (19/11/2026)

Communication from Bulgaria concerning the case of Peksert v. Bulgaria (Application No. 42820/19) (Togrul group)

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Les documents distribués à la demande d'un/e Représentant/e le sont sous la seule responsabilité dudit/de ladite Représentant/e, sans préjuger de la position juridique ou politique du Comité des Ministres.

Réunion : 1577e réunion (décembre 2026) (DH)

Référence du point : Bilan d'action (19/11/2026)

Communication de la Bulgarie concernant l'affaire Peksert c. Bulgarie (Requête n° 42820/19) (Groupe Togrul) ***[anglais uniquement]***

DH-DD(2026)1579: Communication from Bulgaria
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Revised Action report on the execution of the judgment of the European Court of human rights *Peksert v. Bulgaria* (Application No 42820/19)
delivered on 29 April 2025
Final on 29 April 2025

DGI
19 NOV. 2026
SERVICE DE L'EXECUTION DES ARRETS DE LA CEDH

Case Description:

The case concerns the disproportionate interference in the applicant's right to peaceful enjoyment of his possessions in 2019 because of confiscation of golden jewellery for failing to declare it when crossing the Bulgarian border from Türkiye, in addition to imposing a fine on him. The Court found that it had not been demonstrated convincingly that it had been necessary to cumulate the fine with the confiscation in order to ensure the dissuasive effects of the administrative penalty and to prevent future breaches of the obligation to declare (violation of Article 1 of Protocol no. 1).

1. Individual measures

The customs authorities returned the confiscated golden jewellery personally to the applicant on 29 July 2025.

On 7 October 2025 the authorities informed the applicant that the amount awarded in respect of costs and expenses (40 EUR) is at his disposal and would be transmitted to him as soon as he provided details of a bank account of his or a power of attorney certified by a notary that he authorises another person to receive the amount.

2. General measures

The violation stemmed from the provisions of Article 14a (1) of the Currency Act, which at the time of the events imposed the obligation to declare before the customs authorities golden jewellery when crossing the border. According to Article 20 (1) of the Currency Act, as worded at the time of the facts, any failure to do so would result in the confiscation in favour of the State of the cash, precious metals and gemstones, as well as items containing them or made of them.

The relevant provisions of the Currency Act were abrogated. In particular, Sections 20 and 14a of the Currency Act were subsequently repealed, respectively in 2020 and 2023, eliminating the requirement of declaration and the corresponding penalty of confiscation in cases of failure to declare (§ 17 of the Peksert judgment).

The supervision of the leading case *Togrul v. Bulgaria*[1], 20611/10 had been closed.

- *Publication, translation and disemination*

The judgment has been translated into Bulgarian by the Ministry of Justice and has been sent to the Registry for dissemination in the HUDOC database. It was published on

[1] https://hudoc.exec.coe.int/eng#{%22execdocumenttypecollection%22:[%22CEC%22],%22execappno%22:[%2220611/10%22],%22execidentifier%22:[%22004-51481%22]}

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the web page of the Ministry of justice – www.mjs.bg, available to the general public. It has been formally notified to relevant stakeholders.

Conclusion

The Government kindly invite the Committee of Ministers to close the examination of the case.

Sofia, 17 September 2026