

Croatia

MAIN ISSUES BEFORE THE COMMITTEE OF MINISTERS - ONGOING SUPERVISION

Conditions of detention

Degrading treatments on account of inadequate conditions of detention in various prisons.

Huber group (39571/16)
 Judgment final on 07/07/2022

Standard supervision
Status of execution

Foreigners – Effective investigation, collective expulsion, conditions of detention

Lack of effective investigation into death; **Inadequate conditions of detention** of migrant children; **Lack of administrative and court diligence** and expedition concerning asylum seeking applicants' detention and **asylum proceedings**; **Collective expulsion**; **Hindrance of the effective exercise of right of individual application.**

M.H. and Others (15670/18)
 Judgment final on 04/04/2022

Enhanced supervision
Status of execution

Principle of equality of arms and lack of adversarial proceedings

Failure of domestic courts to ensure the presence of the defendants at the appeal hearings in the criminal proceedings, and **failure to communicate to them opinions submitted by the State Attorney's Office.**

Zahirović group (58590/11)
 Judgment final on 25/07/2013

Standard supervision
Status of execution

Length of judicial proceedings

Excessive length of civil proceedings and lack of effective remedy.

Kirinčić and Others group (31386/17)
 Judgment final on 30/10/2020

Standard supervision
Status of execution

No punishment without law

Administrative sanctions for importing goods into Croatia without paying customs on the basis of a provision giving rise to ambiguity as to who may benefit from an exemption from custom duties.

Žaja group (37462/09)
 Judgment final on 04/01/2017

Standard supervision
Status of execution

Freedom of expression

Convictions imposed for defamation, breach of confidentiality of custody proceedings, and insult, **which the European Court found disproportionate.**

Miljević group (68317/13)
 Judgment final on 25/09/2020

Standard supervision
Status of execution

MAIN ISSUES BEFORE THE COMMITTEE OF MINISTERS - ONGOING SUPERVISION

➤ Discrimination

Failure to effectively investigate the hate motives of the violent attacks motivated by sexual orientation, **and to accordingly prosecute them in criminal proceedings** (instead, perpetrators were punished in minor-offences proceedings).

Sabalić group (50231/13)
Judgment final on 14/04/2021

Standard supervision
Status of execution

➤ Protection of property rights

Rent control legislation imposing a disproportionate and excessive burden on for owners of the **apartments subjected to protected tenancy**: the inadequate level of protected rent, restrictive conditions for the termination of protected leases and the absence of any temporal limitation to the protected lease scheme.

Statileo group (12027/10)
Judgment final on 10/10/2014

Enhanced supervision
Status of execution