

## SERBIA

- **Do you share our analysis concerning the current state of the settlement of disputes of a private character to which an international organization is a party?**

Serbia in general agrees with the analysis concerning the settlement of disputes of a private character to which an international organization is a party. This issue is very important for ensuring the independent and effective functioning of international organizations, but also for the third parties to have access to a remedy for the settlement of disputes of a private law character.

- **What is your experience with the settlement of disputes of a private character to which an international organization is a party in your legal system? In particular, are there examples in your legal system of perceived shortcomings in the settlement of disputes of private character to which an international organization is a party leading claimants to turn to the member States?**

In Serbia there is no specific experience with the settlement of disputes of a private character to which an international organization is a party.

- **Do you consider that the strengthening of the settlement of disputes of a private character to which an international organization is a party merits attention?**

In view of the continuously growing number of international organizations and multiplication of their activities, Serbia agrees that the strengthening of the settlement of disputes of a private character to which an international organization is a party merits attention.

- **Specifically in respect of settlement of private claims in UN peace operations, how do you see the merits of the possible measures described above?**

It is also worth considering the attitude of the UN with regard the settlements of these claims and whether the division of costs would seem reasonable between the UN and the nation which effectively caused the damage. Waiving of immunity of the UN by the Secretary-General could give the local population a greater chance of justice being done and being seen to be done, but this is an exception rather than a rule.