



## Slovenia

Membership to the Council of Europe	14 May 1993
Entry into force of the European Convention on Human Rights	28 June 1994
First case under supervision of execution	<b>Rehbock</b> (29462/95) Judgment final on 28 November 2000
Total number of cases transmitted for supervision since the entry into force of the Convention	346
Total number of cases closed by final resolution	339

### MAIN ISSUES BEFORE THE COMMITTEE OF MINISTERS - ONGOING SUPERVISION\*

#### > Right to life/Effective investigations

Ineffectiveness of investigation into the circumstances of the applicant's son's death in the course of a police intervention intended to take him to a psychiatric hospital.

**Frančiška Štefančič** (58349/09)  
Judgment final on 24/01/2018

**Status of execution**  
Standard supervision

#### > Fair trial

Deprivation of the right to have the factual aspects of the administrative decision issued against the applicant company reviewed by the tribunal with full jurisdiction.

**Produkcija Plus Storitveno Podjetje D.O.O** (47072/15)  
Judgment final on 23/01/2019

**Status of execution**  
Standard supervision

#### > Fair trial

Failure to provide the applicant interpretation in criminal proceedings in which he was charged with robbery in 2002 in a language of which he had a sufficient command.

**Vizgirda** (59868/08)  
Judgment final on 28/11/2018

**Status of execution**  
Standard supervision

#### > Right to family life

Lack of diligence in the proceedings concerning withdrawal of parental rights, leading to the applicant's complete alienation of his children placed meanwhile in foster care.

**X.** (40245/10)  
Judgment final on 28/09/2012

**Status of execution**  
Standard supervision

\* Detailed information concerning the Committee of Ministers' supervision of the execution of judgments and decisions of the European Court of Human Rights, notably the distinction between enhanced and standard supervision, are available on the website of the Department for the Execution of Judgments.



## > Right to private life

Police's failure in 2006 to obtain a court order to access subscriber information associated with the applicant's IP address during monitoring of users of a file-sharing (including child pornography) network.

**Benedik (62357/14)**  
Judgment final on 24/07/2018

**Status of execution**  
Standard supervision

## > Freedom of expression

Unjustified refusal to award the applicant the title of court expert on the basis of his blog comments criticising State authorities, an interference that had not been accompanied by an effective and adequate judicial review.

**Cimpersek (58512/16)**  
Judgment final on 30/09/2020

**Status of execution**  
Standard supervision

## > Right to property

Unlawful revocation of a licence to act in bankruptcy proceedings.

**Rola (12096/14)**  
Judgment final on 04/09/2020

**Status of execution**  
Standard supervision



## SUPERVISION CLOSED - MAIN REFORMS ADOPTED \*\*

> **Right to life**

Lack of diligence in investigations into medical fault after death in hospital

**The Patients' Rights Act was amended in 2017 to require courts to prioritise cases in which patients have suffered injuries or died in the course of medical treatment.** In addition, the "Šilih Project" was initiated in January 2017: it aims in particular at putting in place measures to prevent medical errors, ensure the effective exercise of the right to secure adequate medical treatment of high quality, and ensure the effectiveness of court proceedings for the establishment of the responsibility of medical practitioners or health professionals without delay.

**Šilih** (71463/01)  
Judgment final on 09/04/2009

**Final Resolution**  
**CM/ResDH(2018)308**

> **Conditions of detention**

Poor detention conditions in the Ljubljana prison and lack of effective remedies

**The conditions of detention in the closed and remand sections of the Ljubljana prison have been improved.** A preventive remedy for challenging inadequate conditions of detention was set up for remand and convicted prisoners. A compensatory remedy was also introduced in order to obtain compensation for poor detention conditions: criteria for the settlement of claims were clarified in April 2018. Statistics show the efficiency of these proceedings.

**Mandić and Jović** group (5774/10)  
Judgments final on 20/01/2012

**Final Resolution**  
**CM/ResDH(2020)102**

**A comprehensive and multidimensional approach was adopted to combat prison overcrowding:** every prisoner in the Ljubljana prison now has at least 4.5m<sup>2</sup> of living space; the capacity of the prison has been increased, as well of the time spent out of cell and the diversity of activities offered. The Probation Act adopted in May 2017 set up a dedicated probation body to facilitate the use of non-custodial sentences and conditional releases. The construction of a new prison in Ljubljana has been decided, and a special procedure for automatic triggering of transfers to other prisons has been set up.

**Arapović** (37927/12+)  
Judgment final on 03/04/2015

**Final Resolution**  
**CM/ResDH(2018)101**

> **Fairness of judicial proceedings – criminal charges**

**Courts are since 2011 obliged to inform accused persons of their right to attend hearings and to participate in the questioning of witnesses** also in cases relating to minor offences.

**Flisar** (3127/09)  
Judgment final on 29/12/2011

**Final Resolution**  
**CM/ResDH(2018)388**

> **Protection of private and family life - Discrimination**

**Introduction of a compensation scheme for "erased" persons in 2014** concerning former citizens of the Socialist Federal Republic of Yugoslavia (the "SFRY") who had permanent residence in Slovenia and citizenship of one of the other SFRY republics at the time of Slovenia's declaration of independence and who were in that context deprived without prior notification of their status as permanent residents.

**Kurić and Others** (26828/06)  
Judgment final on 26/06/2012

**Final Resolution**  
**CM/ResDH(2016)112**

> **Protection of property**

\*\* This section may also include certain major reforms already implemented in the context of cases still pending.

For a thorough overview of reforms adopted since the entry into force of Protocol No. 11 in 1998 see the [Annual Report 2015](#), Part IV "Main achievements". As regards the period 1959-1998, see the overview provided by the European Court in its special publication "Survey : 40 years of activity", section IV "Effects of judgments and decisions" – both documents, together with a number of additional ones, are available also on the website of the [Department for the Execution of Judgments of the European Court of Human Rights](#).



## SUPERVISION CLOSED - MAIN REFORMS ADOPTED \*\*

Absence of repayment of “old” foreign currency-saving held in foreign branches of the Ljubljanska Banka

**A repayment scheme was set up on 4 July 2015** to honour Slovenia’s obligation to repay “old” currency-savings deposited, at the time of the dissolution of the Socialist Federal Republic of Yugoslavia (SFRY), in foreign branches of the Ljubljanska Banka, notably the Sarajevo branch in Bosnia and Herzegovina. Compensation also included lost interests.

***Ališić and Others*** (60642/08)  
Judgment final on 16/07/2014

**Final Resolution**  
**CM/ResDH(2018)111**

### > Length of judicial proceedings

**Efficiency of justice was enhanced by an extensive reform of the judiciary between 2005 and 2012 with the goal to provide for the structural and organisational reform of judiciary and to eliminate backlogs in domestic courts.** The reform included legislative and capacity building measures. An acceleratory and a compensatory remedy in civil and criminal proceedings were introduced by the Act on the Protection of the Right to a Trial without undue Delay (“the 2006 Act”).

***Lukenda*** (23032/02)  
Judgment final on 06/01/2006

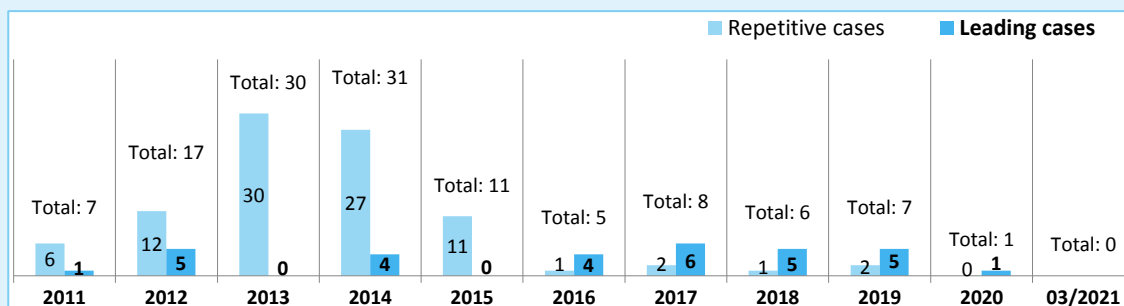
**Final Resolution**  
**CM/ResDH(2016)354**



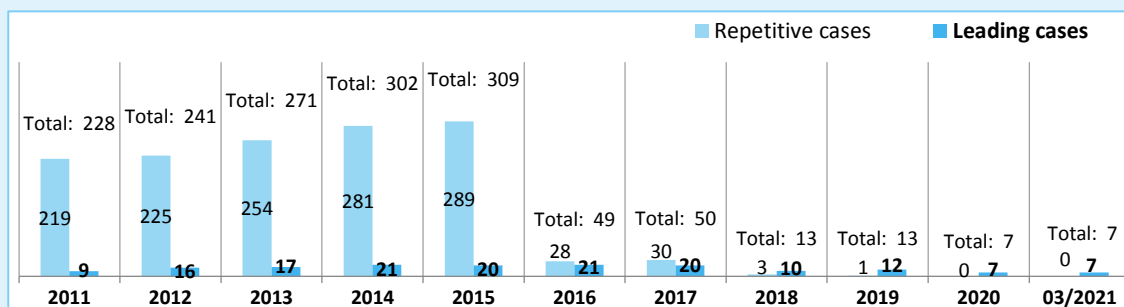
## STATISTICS\*\*\*

### New cases

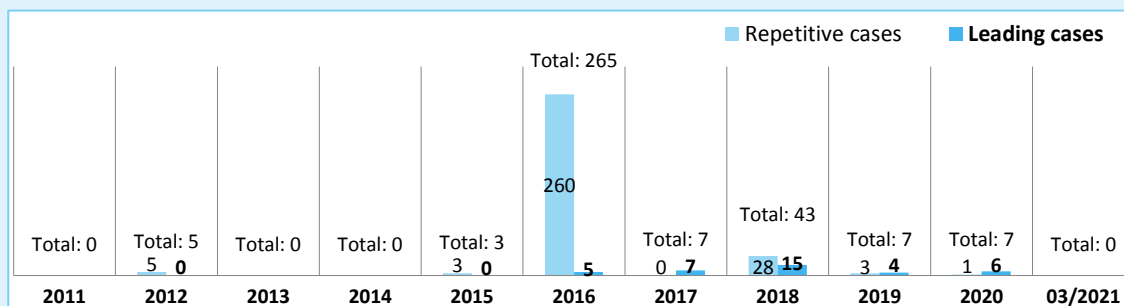
(judgments transmitted for supervision of their execution during the year)



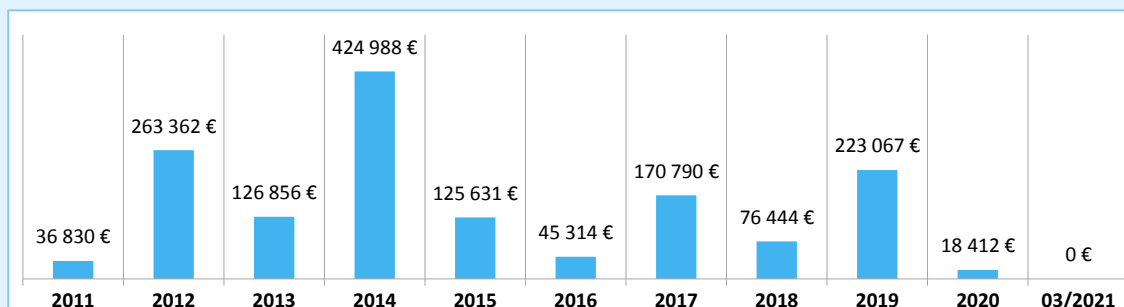
### Pending cases



### Cases closed by final resolution



### Just satisfaction awarded by the European Court



\*\*\* Detailed statistics are available in the [annual reports](#) of the Committee of Ministers. Figures are reported as they appear in the annual report for each year.