

EUROPEAN COURT OF HUMAN RIGHTS
COUR EUROPÉENNE DES DROITS DE L'HOMME

THIRD SECTION

DECISION

Application no. 74194/16
Tibor DEMO
against Slovakia

The European Court of Human Rights (Third Section), sitting on 23 November 2017 as a Committee composed of:

Luis López Guerra, President,
Dmitry Dedov,
Jolien Schukking, judges,

and Liv Tigerstedt, *Acting Deputy Section Registrar,*

Having regard to the above application lodged on the date indicated in the appended table,

Having regard to the declaration submitted by the respondent Government requesting the Court to strike the application out of the list of cases, and the applicant's reply to this declaration,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The details of the application are set out in the appended table.

The applicant's complaint under Article 6 § 1 of the Convention concerning the excessive length of civil proceedings was communicated to the Government of the Slovak Republic ("the Government").

After unsuccessful friendly-settlement negotiations, the Government submitted a declaration with a view to resolving the issues raised by this complaint. They further requested the Court to strike out the application.

The Government acknowledged the excessive length of civil proceedings. They offered to pay the applicant the amount detailed in the appended table. The amount would be payable within three months from the date of notification of the Court's decision. In the event of failure to pay this amount within the above-mentioned three-month period, the Government undertook to pay simple interest on it, from the expiry of that period until

settlement, at a rate equal to the marginal lending rate of the European Central Bank during the default period plus three percentage points.

The payment will constitute the final resolution of the case.

The applicant informed the Court that he agreed to the terms of the declaration.

THE LAW

The Court finds that, following the applicant's express agreement to the terms of the declaration made by the Government, the case should be treated as a friendly settlement between the parties.

It therefore takes note of the friendly settlement reached between the parties. It is satisfied that the settlement is based on respect for human rights as defined in the Convention and the Protocols thereto and finds no reasons to justify the continued examination of the application.

In view of the above, it is appropriate to strike the case out of the list.

For these reasons, the Court, unanimously,

Decides to strike the application out of its list of cases in accordance with Article 39 of the Convention.

Done in English and notified in writing on 14 December 2017.

Liv Tigerstedt
Acting Deputy Registrar

Luis López Guerra
President

APPENDIX

Application raising a complaint under Article 6 § 1 of the Convention (excessive length of civil proceedings)

Application no. Date of introduction	Applicant name Date of birth	Representative name and location	Date of receipt of Government's declaration	Date of receipt of applicant's acceptance	Amount offered by the Government for pecuniary and non-pecuniary damage and costs and expenses per applicant (in euros)[i]
74194/16 30/11/2016	**Tibor Demo** 13/12/1960	Peter Janík Topoľčany	29/09/2017	23/10/2017	4,860

[i] Plus any tax that may be chargeable to the applicant.