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

FIRST SECTION

DECISION

Application no. 5126/22
Lech DZIOBA
against Poland
(see appended table)

The European Court of Human Rights (First Section), sitting on 9 April 2026 as a Committee composed of:

Raffaele Sabato*, President*,
Artūrs Kučs,
Anna Adamska-Gallant*, judges*,

and Viktoriya Maradudina, *Acting Deputy Section Registrar,*

Having regard to the above application against the Republic of Poland lodged with the Court under Article 34 of the Convention for the Protection of Human Rights and Fundamental Freedoms ("the Convention") on 10 January 2022,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The applicant's details are set out in the appended table.

The applicant was represented by Ms M. Gąsiorowska, a lawyer practising in Warsaw.

The applicant's complaint under Article 1 of Protocol 1 No. 1 of the Convention concerning the decrease of the applicant's pension was communicated to the Polish Government ("the Government").

Following the decision issued by the Minister of the Interior and Administration and the subsequent recalculations, the applicant had been receiving his pension at the same rate as before this was reduced in 2017, and he had also received full back payments. The Court therefore finds that the circumstances complained of by the applicant no longer obtain and the effects of a possible violation of the Convention on account of those circumstances have been redressed, and therefore both conditions for the application of Article 37 § 1 (b) of the Convention are met (see *El Majjaoui and Stichting Touba Moskee v. the Netherlands* (striking out) [GC], no. 25525/03,

§§ 30-34, 20 December 2007, and *Vadalà v. Italy* (dec.), no. 14656/15, § 35, 7 November 2023).

THE LAW

The Court considers that the related issued have been "resolved" within the meaning of Article 37 § 1 (b) of the Convention. The Court also reiterates that it is not required, for the purposes of Article 37 § 1 (b) of the Convention, that the national authorities acknowledge a violation of the Convention or that the applicant, in addition to having obtained a resolution of the matter, is also granted compensation (see *H.P. v. Denmark* (dec.), no. 55607/09, § 78, 13 December 2016, and *Klucińska-Głuszczak v. Poland* (dec.) no. 33274/22, § 35, 14 October 2025).

Lastly, the Court finds no particular reason relating to respect for human rights as defined in the Convention that would require it to continue to examine the complaints at issue under Article 37 § 1 *in fine*.

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.

Done in English and notified in writing on 13 May 2026.

Viktoriya Maradudina Acting Deputy Registrar	Raffaele Sabato President

APPENDIX

Application raising complaints under Article 1 of Protocol 1 No. 1 to the Convention (peaceful enjoyment of possessions)

Application no. Date of introduction	Applicant's name Year of birth	Representative's name and location	Amount awarded for costs and expenses per application (in euros)[1]
5126/22 10/01/2022	**Lech DZIOBA** 1956	Gąsiorowska Monika Małgorzata Warsaw	1,155

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