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

SECOND SECTION

DECISION

Application no. 27056/12
Miroslav GAJIĆ against Serbia
and 101 other applications
(see list appended)

The European Court of Human Rights (Second Section), sitting on 17 December 2013 as a Committee composed of:

Paulo Pinto de Albuquerque, *President*,
Dragoljub Popović,
Helen Keller, *judges*,
and Stanley Naismith, *Section Registrar*.

Having regard to the above applications lodged on 12 September 2011,

Having regard to the formal declarations accepting a friendly settlement of the cases,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

A list of the applicants is set out in the appendix. They are all Serbian nationals and were represented by Mr M. Moskovljević, a lawyer practising in Kruševac.

The Serbian Government ("the Government") were represented by their Agent, Mr S. Carić.

All applicants are former employees of the same socially-owned company - *Građevinsko preduzeće Jastrebac* - from Kruševac (hereinafter: the debtor). In the course of insolvency proceedings against the debtor on 11 July 2003 the Kraljevo Commercial Court adopted decisions (domestic case no. St. 2505/02) according to which the debtor was ordered to pay the applicants certain sums. The applicants complained about the respondent State's failure to enforce the said decisions rendered in their favour.

After unsuccessful friendly-settlement negotiations, by letter dated 9 September 2013 the Government informed the Court that they proposed to

make a declaration with a view to resolving the issues raised by the application.

The declaration provided as follows:

> "I declare that the Government of the Republic of Serbia is ready to accept that there had been a violation of the applicants' right under Article 6 paragraph 1 of the Convention and Article 1 of Protocol No. 1 to the Convention.
>
> I further declare that within three-month period the Government offer to pay to the applicants listed below, the sums awarded in the domestic decisions under consideration in this case, less any amounts which may have already been paid on the basis of the said decisions.
>
> These sums shall be payable within three months from the date of delivery of the decision of the Court. This payment will constitute the final resolution of the case.
>
> The Government regret the occurrence of the actions which have led to the bringing of the present applications. "

On 15 October 2013, the Court received a letter from the applicants' representative informing the Court that they had agreed to the terms of the Government's declaration.

THE LAW

The Court considers that, in accordance with Rule 42 § 1 of the Rules of Court, the applications should be joined, given their similar factual and legal background.

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

The Court 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 its Protocols and finds no reasons to justify a continued examination of the applications. In view of the above, it is appropriate to strike the case out of the list.

For these reasons, the Court unanimously

Decides to join the applications;

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

Stanley Naismith
Registrar

Paulo Pinto de Albuquerque
President

APPENDIX

No	Application No	Applicant Date of birth Place of residence
1.	27056/12	**Miroslav GAJIĆ** 09/11/1953 selo Kaonik
2.	27057/12	**Miljojko DAČKOVIĆ** 26/02/1943 Brus
3.	27059/12	**Živomir DINIĆ** 27/08/1972 selo Dobromir
4.	27060/12	**Dušan DUBOVAC** 16/10/1968 Kruševac
5.	27061/12	**Slobodan DUNJIĆ** 10/05/1968 Kruševac
6.	27062/12	**Milomir ĐORĐEVIĆ** 20/09/1958 selo Sebečevac
7.	27064/12	**Rade ĐOŠIĆ** 01/01/1964 selo Zilinci
8.	27066/12	**Jelena ĐURĐEVIĆ** 14/07/1964 Beograd
9.	27068/12	**Vukica JEVGENIJEVIĆ** 09/06/1949 selo Rosica
10.	27070/12	**Živojin ĐORĐEVIĆ** 16/08/1950 selo Šavrane
11.	27072/12	**Staniša PAVLOVIĆ** 13/10/1951

No	Application No	Applicant Date of birth Place of residence
		selo Kaonik
12.	27074/12	**Vlastimir MIRKOVIĆ** 19/08/1947 Kruševac
13.	27075/12	**Dragana PETROVIĆ** 13/06/1973 Kruševac
14.	27076/12	**Slavoljub SIMONOVIĆ** 11/10/1976 Kruševac
15.	27078/12	**Vasilije GRČAK** 25/03/1950 Kruševac
16.	27079/12	**Božin GRČAK** 02/10/1938 selo D. Lipovac
17.	27081/12	**Bogoljub VUJIČIĆ** 02/05/1962 Kruševac
18.	27084/12	**Dragan DIMITRIJEVIĆ** 05/11/1958 Lepenac
19.	27085/12	**Ljubodrag ĐORĐEVIĆ** 15/07/1943 selo Srnje
20.	27093/12	**Trajan ĐORĐEVIĆ** 23/02/1954 Kruševac
21.	27098/12	**Veljko ĐORIĆ** 04/02/1955 Kruševac
22.	27099/12	**Dobrivoje ŽIVADINOVIĆ** 27/11/1948 selo Sušica
23.	27102/12	**Branislav JOVANOVIĆ** 31/05/1940 Kruševac

No	Application No	Applicant Date of birth Place of residence
24.	27105/12	**Marko VUČKOVIĆ** 29/08/1959 Brus
25.	27109/12	**Slavka VUJIČIĆ** 23/02/1960 Kruševac
26.	27111/12	**Milovan VUČETIĆ** 21/05/1948 Kruševac
27.	27120/12	**Milun GAŠIĆ** 18/09/1949 Kruševac
28.	27134/12	**Milutin KOVAČEVIĆ** 09/10/1959 selo Zlatari
29.	27143/12	**Nikola KOVAČEVIĆ** 14/05/1952 selo Tršanovci
30.	27149/12	**Slavica ŽIVKOVIĆ** 19/07/1954 Beograd
31.	27150/12	**Milivoje VUKOSAVLJEVIĆ** 24/01/1954 Kruševac
32.	27155/12	**Mića VUKOJEVIĆ** 02/01/1955 Kruševac
33.	27164/12	**Gordana JOVANOVIĆ** 16/08/1954 Kruševac
34.	27166/12	**Milomir PAJIĆ** 30/08/1950 selo Jasika
35.	27177/12	**Milovan JOVANOVIĆ** 28/02/1945 selo V. Vrbnica
36.	27186/12	**Miroslavka JOVANOVIĆ** 17/02/1950

No	Application No	Applicant Date of birth Place of residence
		Kruševac
37.	27191/12	**Miroslav JUGOVIĆ** 14/02/1948 Kruševac
38.	27195/12	**Dragoje KNEŽEVIĆ** 16/07/1960 Kruševac
39.	27213/12	**Dragan TIMOTIJEVIĆ** 03/09/1957 Zdravinje
40.	27247/12	**Milutin TODOROVIĆ** 11/03/1939 Kruševac
41.	27248/12	**Živomir RADOVANOVIĆ** 09/03/1949 Kruševac
42.	27252/12	**Ivan RAŠIĆ** 03/07/1949 selo V. Kruševica
43.	27259/12	**Prvoslav BOŽINOVIĆ** 07/02/1958 selo V. Šiljegovac
44.	27260/12	**Vaskrsije ĐURIĆ** 13/04/1958 Kruševac
45.	27265/12	**Ljubomir RISTIĆ** 30/03/1960 Kruševac
46.	27269/12	**Vladimir PAUNOVIĆ** 27/01/1951 Kruševac
47.	27273/12	**Nebojša NOVAKOVIĆ** 13/12/1961 Kruševac
48.	27281/12	**Zoran STOJANOVIĆ** 17/04/1977 selo Dedina

No	Application No	Applicant Date of birth Place of residence
49.	27283/12	**Bogoljub TOMAŠEVIĆ** 05/09/1949 Grad Stalać
50.	27293/12	**Nebojša MAKSIMOVIĆ** 15/05/1967 Kruševac
51.	27304/12	**Miloš MAKSIMOVIĆ** 31/08/1961 Kruševac
52.	27306/12	**Zoran DAČIĆ** 05/10/1955 selo Dvorane
53.	27310/12	**Mirjana UŽAREVIĆ** 03/08/1949 selo Jasika
54.	27416/12	**Zoran MAKSIMOVIĆ** 13/08/1959 Kruševac
55.	27417/12	**Slavoljub FILIPOVIĆ** 22/11/1953 selo Šanac
56.	27419/12	**Dušan ĆALIĆ** 02/09/1949 selo Koševi
57.	27420/12	**Dušica TASIĆ** 03/09/1954 Kruševac
58.	27422/12	**Milomir STEPANOVIĆ** 06/09/1953 selo Lomnica
59.	27423/12	**Marija STANKOVIĆ** 26/04/1953 Kruševac
60.	27424/12	**Ljubisav STANKOVIĆ** 10/04/1950 Kruševac
61.	27427/12	**Rade SAVIĆ** 11/09/1954

No	Application No	Applicant Date of birth Place of residence
		selo Suvaja
62.	27428/12	**Milivoje RADOJČIĆ** 01/09/1943 selo V. Kupci
63.	27429/12	**Božidar PETROVIĆ** 17/10/1941 selo Dedina
64.	27431/12	**Dragiša PANTIĆ** 20/08/1957 Kruševac
65.	27455/12	**Milica JOVANOVIĆ** 11/10/1957 selo Srnje
66.	27463/12	**Miloš MARKOVIĆ** 09/10/1941 Kruševac
67.	27465/12	**Bogdan ZAVIŠIĆ** 05/01/1939 Kruševac
68.	27468/12	**Nebojša MARIĆ** 16/03/1957 Konjuh
69.	27470/12	**Gordana MIRKOVIĆ** 10/05/1958 Kruševac
70.	27478/12	**Ljubodrag MILOVANOVIĆ** 01/04/1944 Kruševac
71.	27479/12	**Radenko ŽUNIĆ** 31/01/1942 Kruševac
72.	27482/12	**Goran RADOJKOVIĆ** 01/01/1967 selo Stalac
73.	27484/12	**Slobodan CAKIĆ** 24/06/1949 Kruševac

No	Application No	Applicant Date of birth Place of residence
74.	27490/12	**Verica ŽIVKOVIĆ** 15/08/1952 Kruševac
75.	27493/12	**Miroljub STEFANOVIĆ** 12/10/1962 selo Čitluk
76.	27495/12	**Radovan ARSIĆ** 05/10/1948 Kruševac
77.	27496/12	**Stojan IVANOVIĆ** 14/03/1949 selo Crkvina
78.	27500/12	**Milovan STOJADINOVIĆ** 09/02/1954 selo G. Stepoš
79.	27507/12	**Milovan STEFANOVIĆ** 11/08/1940 Kruševac
80.	27516/12	**Milovan STEFANOVIĆ** 06/07/1966 selo Čitluk
81.	27517/12	**Dragoslav BLAGOJEVIĆ** 09/04/1941 selo Stalac
82.	27543/12	**Nikola ĐORIĆ** 11/08/1942 Kruševac
83.	27546/12	**Dragoslav ZBILJIĆ** 03/08/1946 Kruševac
84.	27549/12	**Angelina STEFANOVIĆ** 11/01/1956 Kruševac
85.	27552/12	**Novica PETKOVIĆ** 22/09/1953 selo Đunis
86.	27558/12	**Petar PLANINIČIĆ** 25/05/1940

No	Application No	Applicant Date of birth Place of residence
		selo Lepenac
87.	27564/12	**Goran JEVTIĆ** 22/12/1969 Šogolj
88.	27569/12	**Velimir JOVANOVIĆ** 07/10/1946 selo Trebotin
89.	27571/12	**Živomir NIKOLIĆ** 19/07/1952 Kruševac
90.	27576/12	**Miroslav JOVANOVIĆ** 21/07/1949 selo Boljevac
91.	27579/12	**Lazar GRULOVIĆ** 27/05/1977 selo Šanac
92.	27584/12	**Miladin JOVKOVIĆ** 22/03/1965 Kruševac
93.	27587/12	**Branko MILENKOVIĆ** 24/12/1954 Kruševac
94.	27590/12	**Nada ILIĆ** 11/10/1940 Kruševac
95.	27591/12	**Staniša ZDRAVKOVIĆ** 30/05/1949 Kruševac
96.	27595/12	**Tomislav BOŽANOVIĆ** 16/08/1946 selo Kobilje
97.	27600/12	**Vladan ILIĆ** 31/05/1977 selo Đunis
98.	27601/12	**Jovan RAJKOVIĆ** 09/07/1967 Kruševac

No	Application No	Applicant Date of birth Place of residence
99.	27606/12	**Dragan PETROVIĆ** 31/08/1971 selo V. Lomnica
100.	27609/12	**Ljubiša ILIĆ** 30/06/1974 Dedina
101.	27613/12	**Goran PETROVIĆ** 14/09/1964 Kruševac
102.	27618/12	**Zoran PAVLOVIĆ** 10/06/1968 selo V. Kruševica