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

SECOND SECTION

DECISION

Application no. 27622/12
Miroslav ILIĆ against Serbia
and 99 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. S 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	Represented by
1.	27622/12	**Miroslav ILIĆ** 20/11/1957 selo Đunis	Milorad MOSKOVLJEVIĆ
2.	27626/12	**Miroslav RADOVANOVIĆ** 17/08/1951 selo Toljevac	Milorad MOSKOVLJEVIĆ
3.	27633/12	**Boban JABLIĆ** 31/08/1972 selo G. Koševi	Milorad MOSKOVLJEVIĆ
4.	27637/12	**Velimir KOVAČ** 27/08/1956 Kruševac	Milorad MOSKOVLJEVIĆ
5.	27643/12	**Milija JAKOVLJEVIĆ** 19/10/1950 Kruševac	Milorad MOSKOVLJEVIĆ
6.	27647/12	**Radmila STOJANOVIĆ** 14/03/1955 selo Mudrakovac	Milorad MOSKOVLJEVIĆ
7.	27659/12	**Vladislav JOVANOVIĆ** 03/02/1940 selo Crkvina	Milorad MOSKOVLJEVIĆ
8.	27663/12	**Miroslava BRADAŠ** 09/10/1947 Kruševac	Milorad MOSKOVLJEVIĆ
9.	27665/12	**Rade MILOŠEVIĆ** 31/01/1967 selo Đunis	Milorad MOSKOVLJEVIĆ
10.	27666/12	**Zlata MILUNOVIĆ** 07/01/1959 selo G. Stepoš	Milorad MOSKOVLJEVIĆ
11.	27670/12	**Mica MILENKOVIĆ** 20/09/1957	Milorad MOSKOVLJEVIĆ

No	Application No	Applicant Date of birth Place of residence	Represented by
		Kruševac	
12.	27685/12	**Radomir MILENKOVIĆ** 06/10/1950 Kruševac	Milorad MOSKOVLJEVIĆ
13.	27690/12	**Slavoljub MILENKOVIĆ** 30/08/1946 selo Kobilje	Milorad MOSKOVLJEVIĆ
14.	27692/12	**Dobrica MILETIĆ** 12/08/1958 selo Sušica	Milorad MOSKOVLJEVIĆ
15.	27695/12	**Dragomir KOVAČEVIĆ** 20/02/1942 selo Dedina	Milorad MOSKOVLJEVIĆ
16.	27697/12	**Borivoje JOVANOVIĆ** 19/10/1941 selo Meševo	Milorad MOSKOVLJEVIĆ
17.	27698/12	**Vojkan KRSTIĆ** 11/03/1972 Kruševac	Milorad MOSKOVLJEVIĆ
18.	27701/12	**Slavoljub TOMIĆ** 14/06/1971 Kruševac	Milorad MOSKOVLJEVIĆ
19.	27702/12	**Radomir LAZAREVIĆ** 05/12/1953 selo Dedina	Milorad MOSKOVLJEVIĆ
20.	27705/12	**Zoran TOŠIĆ** 22/02/1966 selo Dedina	Milorad MOSKOVLJEVIĆ
21.	27708/12	**Božur MARKOVIĆ** 13/09/1951 selo Šogolj	Milorad MOSKOVLJEVIĆ
22.	27712/12	**Slobodan CVETKOVIĆ** 10/10/1943 Kruševac	Milorad MOSKOVLJEVIĆ
23.	27715/12	**Milosija VELJKOVIĆ** 22/09/1955 Kruševac	Milorad MOSKOVLJEVIĆ

No	Application No	Applicant Date of birth Place of residence	Represented by
24.	27723/12	**Vojislav STOJANOVIĆ** 17/01/1937 selo Dedina	Milorad MOSKOVLJEVIĆ
25.	27724/12	**Nenad MARKOVIĆ** 08/04/1973 Kruševac	Milorad MOSKOVLJEVIĆ
26.	27728/12	**Goran MATIĆ** 11/01/1964 selo Vratare	Milorad MOSKOVLJEVIĆ
27.	27729/12	**Zoran CVETKOVIĆ** 25/12/1972 selo Mačkovac	Milorad MOSKOVLJEVIĆ
28.	27731/12	**Dragan CVETKOVIĆ** 22/12/1948 selo Mačkovac	Milorad MOSKOVLJEVIĆ
29.	27733/12	**Zoran MILENKOVIĆ** 20/07/1956 Kruševac	Milorad MOSKOVLJEVIĆ
30.	27741/12	**Dragan STEPANOVIĆ** 30/04/1943 selo V. Lomnica	Milorad MOSKOVLJEVIĆ
31.	27742/12	**Sladan STOJAKOVIĆ** 03/02/1973 Kruševac	Milorad MOSKOVLJEVIĆ
32.	27746/12	**Nevenka STOJANOVIĆ** 04/12/1946 Kruševac	Milorad MOSKOVLJEVIĆ
33.	27748/12	**Zoran MARIĆ** 24/08/1954 Kruševac	Milorad MOSKOVLJEVIĆ
34.	27751/12	**Bogomir MILANOVIĆ** 02/01/1955 Kruševac	Milorad MOSKOVLJEVIĆ
35.	27753/12	**Dušan RADOSAVLJEVIĆ** 07/06/1946 selo V.kupci	Milorad MOSKOVLJEVIĆ
36.	27755/12	**Dejan KOSTIĆ**	Milorad

No	Application No	Applicant Date of birth Place of residence	Represented by
		18/10/1967 selo Makresane	MOSKOVLJEVIĆ
37.	27757/12	**Milomir MIHAJLOVIĆ** 02/01/1947 selo Lipovac	Milorad MOSKOVLJEVIĆ
38.	27769/12	**Milorad RAKIĆ** 16/10/1949 selo Bošnjane	Milorad MOSKOVLJEVIĆ
39.	27777/12	**Nebojša RAKIĆ** 05/05/1958 selo Bošnjane	Milorad MOSKOVLJEVIĆ
40.	27778/12	**Dragica KOSTIĆ** 28/06/1952 selo Dedina	Milorad MOSKOVLJEVIĆ
41.	27783/12	**Milorad MILENKOVIĆ** 01/10/1949 selo Doljane	Milorad MOSKOVLJEVIĆ
42.	27784/12	**Slavica RAKIĆ** 27/06/1963 Kruševac	Milorad MOSKOVLJEVIĆ
43.	27786/12	**Milorad MILENKOVIĆ** 17/12/1946 selo V.lomnica	Milorad MOSKOVLJEVIĆ
44.	27788/12	**Milovan RADOVANOVIĆ** 03/05/1953 Kruševac	Milorad MOSKOVLJEVIĆ
45.	27791/12	**Živorad KOSTIĆ** 30/03/1947 selo G.stepos	Milorad MOSKOVLJEVIĆ
46.	27796/12	**Slobodanka MILETIĆ** 18/04/1953 Kruševac	Milorad MOSKOVLJEVIĆ
47.	27799/12	**Mirjana MILETIĆ** 25/04/1948 Kruševac	Milorad MOSKOVLJEVIĆ
48.	27803/12	**Zoran MILETIĆ** 14/12/1955 selo Stalac	Milorad MOSKOVLJEVIĆ

No	Application No	Applicant Date of birth Place of residence	Represented by
49.	27809/12	**Slavoljub MILADINOVIĆ** 01/01/1955 selo Kukljin	Milorad MOSKOVLJEVIĆ
50.	27829/12	**Miodrag STOJMIROVIĆ** 08/06/1943 Parunovac	Milorad MOSKOVLJEVIĆ
51.	27833/12	**Dragoš ĆALOVIĆ** 08/07/1950 Kruševac	Milorad MOSKOVLJEVIĆ
52.	27837/12	**Vujadin ŠĆEKIĆ** 01/05/1965 Kruševac	Milorad MOSKOVLJEVIĆ
53.	27845/12	**Zoran GRČAK** 16/03/1971 selo Lipovac	Milorad MOSKOVLJEVIĆ
54.	27850/12	**Branislav DIŠLJENKOVIĆ** 04/10/1957 Kruševac	Milorad MOSKOVLJEVIĆ
55.	27851/12	**Jovan MILENKOVIĆ** 12/04/1948 selo V.lomnica	Milorad MOSKOVLJEVIĆ
56.	27853/12	**Miroslav STOJANOVIĆ** 03/05/1941 selo Grevci	Milorad MOSKOVLJEVIĆ
57.	27857/12	**Slavica ANTIĆ** 10/09/1967 Grad Stalać	Milorad MOSKOVLJEVIĆ
58.	27860/12	**Strahinja STANOJEVIĆ** 17/04/1965 Kruševac	Milorad MOSKOVLJEVIĆ
59.	27862/12	**Olgica STEVANOVIĆ** 10/03/1974 Kruševac	Milorad MOSKOVLJEVIĆ
60.	27947/12	**Peka ĐOKIĆ** 20/08/1966 Kruševac	Milorad MOSKOVLJEVIĆ
61.	27992/12	**Dragan PRŠIĆ**	Milorad

No	Application No	Applicant Date of birth Place of residence	Represented by
		10/02/1952 selo Trbotin	MOSKOVLJEVIĆ
62.	28029/12	**Rade TOMIĆ** 27/09/1958 selo Zlatari	Milorad MOSKOVLJEVIĆ
63.	28045/12	**Vojislav STOJANOVIĆ** 21/08/1948 Kruševac	Milorad MOSKOVLJEVIĆ
64.	28050/12	**Saša STOJANOVIĆ** 22/01/1974 Kruševac	Milorad MOSKOVLJEVIĆ
65.	28056/12	**Zorica STANIĆ** 29/04/1951 Kruševac	Milorad MOSKOVLJEVIĆ
66.	28079/12	**Slavica STANKOVIĆ** 15/11/1950 Kruševac	Milorad MOSKOVLJEVIĆ
67.	28099/12	**Zoran RAKIĆ** 15/03/1967 selo Bošnjane	Milorad MOSKOVLJEVIĆ
68.	28104/12	**Branislav BATOČANIN** 19/07/1955 Kruševac	Milorad MOSKOVLJEVIĆ
69.	28112/12	**Zagorka VALJAREVIĆ** 04/10/1946 selo Kobilje	Milorad MOSKOVLJEVIĆ
70.	28119/12	**Ljubodrag DAVIDOVIĆ** 04/09/1952 selo Šanac	Milorad MOSKOVLJEVIĆ
71.	28125/12	**Dragica ĐUKIĆ** 19/07/1964 Kruševac	Milorad MOSKOVLJEVIĆ
72.	28133/12	**Đorđe MILIĆ** 19/01/1946 selo Pepeljevac	Milorad MOSKOVLJEVIĆ
73.	28139/12	**Radojica RADOJKOVIĆ** 03/04/1948 Kruševac	Milorad MOSKOVLJEVIĆ

No	Application No	Applicant Date of birth Place of residence	Represented by
74.	28171/12	**Stojanka NIKOLIĆ** 23/02/1963 Kruševac	Milorad MOSKOVLJEVIĆ
75.	28200/12	**Milija PAVLOVIĆ** 05/04/1955 selo Dvorane	Milorad MOSKOVLJEVIĆ
76.	28208/12	**Milovanka MILUNOVIĆ** 05/01/1956 Kruševac	Milorad MOSKOVLJEVIĆ
77.	28215/12	**Milan PAVLOVIĆ** 30/06/1949 selo Žiljci	Milorad MOSKOVLJEVIĆ
78.	28218/12	**Živomir PAVLOVIĆ** 22/04/1951 selo V.kruševica	Milorad MOSKOVLJEVIĆ
79.	28223/12	**Milosav PAVLIČEVIĆ** 07/07/1953 Kruševac	Milorad MOSKOVLJEVIĆ
80.	28227/12	**Grujica CVETKOVIĆ** 11/05/1959 selo Mačkovac	Milorad MOSKOVLJEVIĆ
81.	28251/12	**Saša RADMANOVAC** 10/06/1974 Kruševac	Milorad MOSKOVLJEVIĆ
82.	28271/12	**Zoran NIKOLIĆ** 14/03/1977 selo G.stepoš	Milorad MOSKOVLJEVIĆ
83.	28275/12	**Slađana RADIVOJEVIĆ** 28/08/1961 Prizren	Milorad MOSKOVLJEVIĆ
84.	28282/12	**Radoslavka MILANOVIĆ** 15/11/1952 selo Gari	Milorad MOSKOVLJEVIĆ
85.	28298/12	**Radoslav STOJADINOVIĆ** 22/12/1948 selo Zdravinje	Milorad MOSKOVLJEVIĆ
86.	28325/12	**Ivan LUKIĆ** 16/10/1977	Milorad MOSKOVLJEVIĆ

No	Application No	Applicant Date of birth Place of residence	Represented by
		selo M.Vrbnica	
87.	28348/12	**Živojin RADOJEVIĆ** 09/10/1943 Kruševac	Milorad MOSKOVLJEVIĆ
88.	28356/12	**Radiša SAVIĆ** 01/03/1954 selo Majdevo	Milorad MOSKOVLJEVIĆ
89.	28357/12	**Dimitrije LUKIĆ** 08/11/1947 selo Doljane	Milorad MOSKOVLJEVIĆ
90.	28360/12	**Radule SAULOVIĆ** 03/03/1940 Kruševac	Milorad MOSKOVLJEVIĆ
91.	28363/12	**Živko KOSTIĆ** 11/06/1944 Kruševac	Milorad MOSKOVLJEVIĆ
92.	28366/12	**Vujadin SPASOJEVIĆ** 07/08/1957 selo Štitare	Milorad MOSKOVLJEVIĆ
93.	28371/12	**Života STAMENKOVIĆ** 25/06/1956 selo Vukanja	Milorad MOSKOVLJEVIĆ
94.	28375/12	**Radica RADOJKOVIĆ** 04/01/1956 Kruševac	Milorad MOSKOVLJEVIĆ
95.	28377/12	**Živorad ANĐELKOVIĆ** 14/08/1947 selo Gaglovo	Milorad MOSKOVLJEVIĆ
96.	28382/12	**Slađan STANOJLOVIĆ** 03/12/1948 selo Boljevac	Milorad MOSKOVLJEVIĆ
97.	28425/12	**Goce STANOJEVIĆ** 09/01/1959 Kruševac	Milorad MOSKOVLJEVIĆ
98.	28429/12	**Dragiša STEVIĆ** 18/03/1940 Grad Stalac	Milorad MOSKOVLJEVIĆ

No	Application No	Applicant Date of birth Place of residence	Represented by
99.	28434/12	**Aleksandar SIJIĆ** 22/04/1969 selo G.Zleginje	Milorad MOSKOVLJEVIĆ
100.	28438/12	**Anica RATKOVIĆ** 11/07/1944 Kruševac	Milorad MOSKOVLJEVIĆ