

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

FIFTH SECTION

DECISION

Application no. 43781/12
Viktor Nikolayevich IVANCHENKO against Ukraine
and 7 other applications
(see list appended)

The European Court of Human Rights (Fifth Section), sitting on 27 May 2014 as a Committee composed of:

Boštjan M. Zupančič, *President,*
Ann Power-Forde,
Vincent A. De Gaetano, *judges,*

and Stephen Phillips, *Deputy Section R^egistrar,*

Having regard to the above applications lodged on the various dates stated in the annexed table,

Having regard to the formal declarations accepting a friendly settlement of the cases submitted on the various dates stated in the annexed table,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

A list of the applicants is set out in the appendix.

The Ukrainian Government ("the Government") were represented by their Agent.

The applicants complained under Articles 6 § 1 and 13 of the Convention about the length of proceedings.

The applications were communicated to the Government.

On the various dates stated in the annexed table the Court received friendly settlement declarations signed by the parties under which the applicants agreed to waive any further claims against Ukraine in respect of the facts giving rise to these applications against an undertaking by the Government to pay them the amounts detailed in the annexed table to cover any pecuniary and non-pecuniary damage as well as costs and expenses, which would be converted into the national currency at the rate applicable

on the date of payment, and would be free of any taxes that might be applicable. The sums would be payable within three months from the date of notification of the decision taken by the Court. In the event of failure to pay these sums within the said three-month period, the Government undertook to pay simple interest on them, 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 cases.

THE LAW

The Court takes note, for each case, 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 cases 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.

Stephen Phillips
Deputy Registrar

Boštjan M. Zupančič
President

APPENDIX

No	Application No	Lodged on	Applicant Date of birth Place of residence Nationality	Date of declaration (Government)	Date of declaration (Applicant)	Sum awarded
1.	43781/12	14/05/2012	**Viktor Nikolayevich IVANCHENKO** 14/10/1967 Artemivsk Ukrainian	19/12/2012	22/10/2013	1,200 EUR
2.	78039/12	23/11/2012	**Mykola Illich PAVLYUK** 02/10/1960 Sukhodilsk Ukrainian	14/11/2013	30/10/2013	3,900 EUR
3.	16793/13	09/02/2013	**Sergey Ivanovich MAKAROV** 19/09/1959 Dnipropetrovsk Ukrainian	01/11/2013	30/09/2013	1,200 EUR
4.	22032/13	19/03/2013	**ARKADIYA PKT, TOV** Sevastopol Ukrainian Represented by Sergey Anatolyevich ZAYETS	01/11/2013	04/10/2013	2,400 EUR
5.	27187/13	09/04/2013	**Valeriy Mikhaylovich RUKHLENKO** 17/08/1952 Gorlivka Ukrainian	24/10/2013	08/10/2013	500 EUR
6.	35265/13	22/05/2013	**Nadiya Bogdanivna FOKIY** 08/06/1955 Chernivtsi Ukrainian	24/10/2013	25/10/2013	400 EUR jointly

No	Application No	Lodged on	Applicant Date of birth Place of residence Nationality	Date of declaration (Government)	Date of declaration (Applicant)	Sum awarded
			Vasyl Petrovych FOKIY 08/06/1955 Chernivtsi Ukrainian Represented by Bogdan Vasylyovych FOKIY			
7.	35637/13	22/04/2013	**Alla Vasilyevna KOPYLOVA** 11/10/1961 Minsk Belarusian	01/11/2013	28/10/2013	1,200 EUR
8.	42635/13	19/06/2013	**Oleg Petrovich USHAKOV** 03/06/1953 Balta Ukrainian	24/10/2013	10/10/2013	1,200 UER