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

SECOND SECTION

DECISION

Application no. 43499/07
Branislav KRSTIĆ against Montenegro
and 2 other applications
(see list appended)

The European Court of Human Rights (Second Section), sitting on 11 October 2016 as a Committee composed of:

Valeriu Griţco, *President,*
Nebojša Vučinić,
Stéphanie Mourou-Vikström, *judges,*
and Hasan Bakırcı, *Deputy Section Registrar,*

Having regard to the above applications lodged on the various dates indicated in the appended table,

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

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The list of applicants, as well as other relevant information, is set out in the appended table.

The Montenegrin Government ("the Government") were represented by their Agent, Ms V. Pavličić.

The applicants' complaints, under Articles 6 § 1 and 13 of the Convention, concerning the non-enforcement of the final domestic decisions rendered in favour of the second and third applicants and the length of the impugned enforcement proceedings as regards the first applicant were communicated to the Government.

Between 3 January 2016 and 24 March 2016 the Court received friendly-settlement declarations signed by the parties under which the applicants agreed to waive any further claims against Montenegro in respect of the facts giving rise to these applications, subject to an undertaking by

the Government to pay them the amounts detailed in the appended table. These amounts will be payable within three months from the date of notification of the Court's decision. In the event of failure to pay these amounts within the above-mentioned three-month period, the Government undertake 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

Having regard to the similar subject matter of the applications, the Court finds it appropriate to examine them jointly in a single decision.

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 the Protocols thereto 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.

Done in English and notified in writing on 17 November 2016.

Hasan Bakırcı
Deputy Registrar

Valeriu Griţco
President

APPENDIX

No.	Application no. Date of introduction	Applicant name Date of birth	Nationality	Representative name and location	Date of receipt of Government declaration	Date of receipt of Applicant's declaration	Amount awarded for non-pecuniary damage per applicant (in euros)[i]	Amount awarded for costs and expenses per applicant (in euros)[ii]
1.	43499/07 12/09/2007	**Branislav KRSTIĆ** 23/07/1947	**MON, SER**		24/03/2016	14/01/2016	2,100	100
2.	65695/09 01/12/2009	**Dragutin NOVAKOVIĆ** 18/03/1960	**MON**		24/03/2016	03/01/2016	3,600	100
3.	56175/13 28/08/2012	**Neđeljko KADIĆ** 25/01/1948	**MON**	**Minić Budislav** Kolašin	24/03/2016	04/01/2016	3,600	500

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