

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

FIFTH SECTION

DECISION

Application no. 25488/22
Artur MAS GAVARRÓ
against Spain

The European Court of Human Rights (Fifth Section), sitting on 18 April 2024 as a Committee composed of:

Mārtiņš Mits*, President*,
Kateřina Šimáčková,
Mykola Gnatovskyy*, judges*,

and Viktoriya Maradudina, *Acting Deputy Section Registrar,*

Having regard to the above application lodged on 14 April 2022,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The applicant, Mr Artur Mas Gavarró, was born in 1956. He was represented by Mr X. Melero Merino, a lawyer practising in Barcelona.

The applicant's complaint under Article 7 § 1 of the Convention concerning his conviction of an offence of disobedience was communicated to the Spanish Government ("the Government"), who submitted observations on the admissibility and merits.

The observations were forwarded to the applicant on 9 October 2023 when he was invited to submit observations no later than 20 November 2023. The applicant's attention was drawn to Article 37 § 1 (a) of the Convention, which provides that the Court may strike an application out of its list of cases where the circumstances lead to the conclusion that the applicant does not intend to pursue the application. No reply was received to the Registry's letter.

By letter communicated through the Court's Electronic Communication Service (eComms) on 4 December 2023, the applicant was notified that the period allowed for submission of his observations had expired and that no extension of time had been requested.

On 17 January 2024 the Registry sent another letter to the applicant by registered post, having invited him to submit observations no later than

12 February 2024. The applicant's attention was drawn to Article 37 § 1 (a) of the Convention, which provides that the Court may strike an application out of its list of cases where the circumstances lead to the conclusion that the applicant does not intend to pursue the application.

The applicant's representative has connected to eComms on 19 January 2024. However, no response from the applicant or his representative followed.

THE LAW

In the light of the foregoing, and in the absence of any special circumstances regarding respect for the rights guaranteed by the Convention and the Protocols thereto, the Court, in accordance with Article 37 § 1 (a) of the Convention, considers that it is no longer justified to continue the examination of the application.

Accordingly, the case should be struck 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 16 May 2024.

Viktoriya Maradudina Acting Deputy Registrar	Mārtiņš Mits President