

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

FOURTH SECTION

DECISION

Application no. 78651/13
Nicolae MILITARU against Romania
and 23 other applications
(see list appended)

The European Court of Human Rights (Fourth Section), sitting on 19 May 2016 as a Committee composed of:

Vincent A. De Gaetano, *President,*
Egidijus Kūris,
Gabriele Kucsko-Stadlmayer, *judges,*
and Hasan Bakırcı, *Acting 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 is set out in the appended table.

The applicants' complaints under Article 3 of the Convention concerning the inadequate conditions of detention were communicated to the Romanian Government ("the Government").

The Court received friendly-settlement declarations under which the applicants agreed to waive any further claims against Romania 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 converted into the currency of the respondent State at the rate applicable on the date of payment, and 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 9 June 2016.

Hasan Bakırcı Acting Deputy Registrar	Vincent A. De Gaetano President

APPENDIX

List of applications raising complaints under Article 3 of the Convention
(inadequate conditions of detention)

No.	Application no. Date of introduction	Applicant name Date of birth / Date of registration	Representative name and location	Date of receipt of Government declaration	Date of receipt of Applicant's declaration	Amount awarded for pecuniary and non-pecuniary damage and costs and expenses per applicant (in euros)[i]
1.	78651/13 24/02/2014	**Nicolae MILITARU** 04/02/1968		18/04/2016	11/12/2015	4,800
2.	17334/14 07/03/2014	**Cristian-Constantin HUREZANU** 26/03/1980		07/04/2016	23/03/2016	5,400
3.	18295/14 24/03/2014	**Cristian-Ioan POJAR** 14/01/1987		06/04/2016	07/03/2016	5,600
4.	19150/14 01/04/2014	**Adrian ZAVERA** 17/05/1977		07/04/2016	29/02/2016	13,200
5.	31428/14 21/07/2014	**Jean-Mircea DANCIU** 18/03/1986	**Todor Ana Bianca** Alba Iulia	28/01/2016	06/04/2016	3,200
6.	40420/14 30/06/2014	**Mircea-Mihai NOJE** 08/07/1962		28/03/2016	05/04/2016	5,100
7.	43144/14 13/03/2015	**Valeriu ȘERBAN** 07/02/1966	**Răcășan Cristina Olivia** Cluj-Napoca	18/04/2016	06/01/2016	5,400
8.	54945/14 04/12/2014	**Rolls VIRAG** 01/08/1978		31/03/2016	15/04/2016	5,000
9.	69646/14 05/12/2014	**Olimpiu-Gheorghe CRISTEA** 01/03/1986		04/01/2016	18/04/2016	3,300
10.	76758/14 12/01/2015	**Gerard SĂSĂRAN** 04/03/1979		07/04/2016	30/03/2016	6,800
11.	3530/15 04/05/2015	**Alin GANEA** 21/03/1980		29/03/2016	05/04/2016	3,000

No.	Application no. Date of introduction	Applicant name Date of birth / Date of registration	Representative name and location	Date of receipt of Government declaration	Date of receipt of Applicant's declaration	Amount awarded for pecuniary and non-pecuniary damage and costs and expenses per applicant (in euros)[i]
12.	10069/15 12/03/2015	**Lajos FÜLÖP** 06/09/1975		18/03/2016	31/03/2016	3,500
13.	19625/15 05/06/2015	**Florin MARCU** 27/04/1981		07/04/2016	23/03/2016	4,800
14.	20044/15 18/05/2015	**Alexandru BUTIŞTEANU** 06/10/1967		07/04/2016	30/03/2016	3,500
15.	22252/15 27/07/2015	**Andrei CONSTANTINESCU** 25/06/1974		21/04/2016	20/04/2016	3,000
16.	25153/15 18/08/2015	**Ionel-Marian PETRESCU** 28/08/1969	**Petrescu Maricica-Mihaela** Oneşti	20/04/2016	19/04/2016	3,000
17.	30298/15 14/08/2015	**Claudiu-Nicuşor VĂDUVA** 14/02/1979		21/04/2016	19/04/2016	10,100
18.	32123/15 17/07/2015	**Florian PANĂ** 16/06/1962		19/04/2016	12/04/2016	3,000
19.	32950/15 29/07/2015	**Vladimir OPRIŞOR** 18/11/1988		19/04/2016	12/04/2016	5,300
20.	33152/15 08/08/2015	**Mihai MIRCEA** 22/10/1965	**Peter Irina Maria** Bucureşti	18/04/2016	12/04/2016	11,900
21.	33765/15 30/07/2015	**Petrică ŢINTEŞAN** 17/03/1979		20/04/2016	08/04/2016	3,200
22.	33949/15 05/08/2015	**Vasile CANDIDATU** 04/07/1974		20/04/2016	20/04/2016	15,000
23.	34652/15 07/08/2015	**Alin-Cristian VIŞAN** 09/06/1970	**Peter Irina Maria** Bucureşti	19/04/2016	31/03/2016	4,100
24.	38132/15 20/08/2015	**Ciprian Ionuţ ARDELEANU** 11/10/1987		18/04/2016	21/04/2016	5,400

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