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

FOURTH SECTION

DECISION

Application no. 2215/21
Marian-Claudiu MITRACHE against Portugal
and 2 other applications
(see appended table)

The European Court of Human Rights (Fourth Section), sitting on 23 March 2023 as a Committee composed of:

Tim Eicke*, President*,
Branko Lubarda,
Ana Maria Guerra Martins*, judges*,

and Viktoriya Maradudina, *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 were represented by I. Peter, a lawyer practising in Bucharest.

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

The Court received the friendly-settlement declarations, signed by the parties, under which the applicants agreed to waive any further claims against Portugal 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 13 April 2023.

Viktoriya Maradudina	Tim Eicke
Acting Deputy Registrar	President

APPENDIX

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

No.	Application no. Date of introduction	Applicant's name Year of birth	Date of receipt of Government's declaration	Date of receipt of Applicant's declaration	Amount awarded for non-pecuniary damage (in euros)[1]	Amount awarded for costs and expenses per application (in euros)[2]
1.	2215/21 19/12/2020	**Marian-Claudiu MITRACHE** 1985	15/12/2022	20/07/2022	16,300	250
2.	15274/21 15/03/2021	**Alexandru BĂNULESCU** 1984	15/12/2022	20/07/2022	16,300	250
3.	17794/21 22/03/2021	**George-Viorel TUȚĂ** 1979	15/12/2022	20/07/2022	16,300	250

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