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

# THIRD SECTION

# DECISION

Application no. 13152/20
Georgios RASIMOGLOU against Greece
and 50 other applications
(see appended table)

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

Darian Pavli*, President*,
Ioannis Ktistakis,
Andreas Zünd*, 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 declarations submitted by the respondent Government requesting the Court to strike the applications out of the list of cases, and the applicants' replies to these declarations,

Having deliberated, decides as follows:

## FACTS AND PROCEDURE

The list of applicants and their representatives 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 Greek Government ("the Government"). Complaints based on the same facts were also communicated under Article 13 of the Convention.

The Government submitted declarations with a view to resolving the issues raised by these complaints. They further requested the Court to strike out the applications.

The Government acknowledged the inadequate conditions of detention. They further acknowledged that the domestic authorities had violated the applicants' rights guaranteed by other provisions of the Convention. They offered to pay the applicants the amounts detailed in the appended table and invited the Court to strike the applications out of the list of cases in

accordance with Article 37 § 1 (c) of the Convention. The amounts would 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 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 applicants informed the Court that they agreed to the terms of the declarations.

## 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 finds that, following the applicants' express agreement to the terms of the declaration made by the Government, the cases should be treated as a friendly settlement between the parties.

It therefore 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 the 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.

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|---|---|
| Viktoriya Maradudina | Darian Pavli |
| Acting Deputy Registrar | President |

# APPENDIX

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

| No. | Application no.<br>Date of introduction | Applicant's name<br>Year of birth | Representative's name and location | Other complaints under well-established case-law | Date of receipt of Government's declaration | Date of receipt of applicant's acceptance | Amount awarded for non-pecuniary damage and costs and expenses per applicant (in euros)[1] |
|---|---|---|---|---|---|---|---|
| 1. | 13152/20<br>28/02/2020 | **Georgios RASIMOGLOU**<br>1985 | Pipertzi Ioanna<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 29/09/2022 | 20/10/2022 | 11,300 |
| 2. | 30180/20<br>09/07/2020 | **Panagiotis KOLIASTASIS**<br>1968 | Pipertzi Ioanna<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 14/09/2022 | 29/09/2022 | 18,000 |
| 3. | 43993/20<br>01/10/2020 | **Panagiotis IOANNIDIS**<br>1981 | Pipertzi Ioanna<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 14/09/2022 | 25/10/2022 | 2,800 |
| 4. | 15106/21<br>12/03/2021 | **Murat ELMAS**<br>1990 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 31/01/2022 | 19/05/2022 | 6,050 |
| 5. | 15123/21<br>12/03/2021 | **Burak OKSUZ**<br>1986 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 31/01/2022 | 19/05/2022 | 10,150 |
| 6. | 15127/21<br>12/03/2021 | **Doven Mustafa DEMIR**<br>1990 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 31/01/2022 | 19/05/2022 | 6,050 |
| 7. | 15132/21<br>12/03/2021 | **Umit ISCI**<br>1990 | Chatziioannou Konstantinos | Art. 13 - lack of any effective remedy in domestic law in respect | 31/01/2022 | 19/05/2022 | 9,750 |

| No. | Application no.<br>Date of introduction | Applicant's name<br>Year of birth | Representative's name and location | Other complaints under well-established case-law | Date of receipt of Government's declaration | Date of receipt of applicant's acceptance | Amount awarded for non-pecuniary damage and costs and expenses per applicant (in euros)[1] |
|---|---|---|---|---|---|---|---|
| | | | Thessaloniki | of inadequate conditions of detention - | | | |
| 8. | 15136/21<br>12/03/2021 | **Ali / Polyvios IMBRAM**<br>1975 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 31/01/2022 | 19/05/2022 | 6,650 |
| 9. | 19095/21<br>30/03/2021 | **Meritan CALAJ**<br>1995 | Lampakis Christos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 09/03/2022 | 15/04/2022 | 6,500 |
| 10. | 33434/21<br>16/06/2021 | **Atanas ATANASOV**<br>1977 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 04/03/2022 | 15/03/2022 | 12,100 |
| 11. | 43945/21<br>27/08/2021 | **Merab TATUNASHVILI**<br>1964 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 04/07/2022 | 4,050 |
| 12. | 43946/21<br>27/08/2021 | **Usman NOROZ**<br>1993 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 04/07/2022 | 5,300 |
| 13. | 43947/21<br>27/08/2021 | **Dumitru GHERMAN**<br>1991 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 04/07/2022 | 5,250 |
| 14. | 43951/21<br>27/08/2021 | **Alexander ALAVIDZE**<br>1978 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 04/07/2022 | 3,450 |
| 15. | 44286/21<br>30/08/2021 | **Pavlos KELIANIDIS**<br>1971 | Chatziioannou Konstantinos | Art. 13 - lack of any effective remedy in domestic law in respect | 03/06/2022 | 11/07/2022 | 7,950 |

| No. | Application no.<br>Date of introduction | Applicant's name<br>Year of birth | Representative's name and location | Other complaints under well-established case-law | Date of receipt of Government's declaration | Date of receipt of applicant's acceptance | Amount awarded for non-pecuniary damage and costs and expenses per applicant (in euros)[1] |
|---|---|---|---|---|---|---|---|
| | | | Thessaloniki | of inadequate conditions of detention - | | | |
| 16. | 44316/21<br>30/08/2021 | **Vasilios MOURATIDIS**<br>1979 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 11/07/2022 | 3,950 |
| 17. | 44339/21<br>30/08/2021 | **Leonidas ASIMAKIS**<br>1996 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 11/07/2022 | 2,300 |
| 18. | 44341/21<br>01/09/2021 | **Olti DULCE**<br>1983 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 11/07/2022 | 2,950 |
| 19. | 44345/21<br>02/09/2021 | **David GOGGIASVILI**<br>1990 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 11/07/2022 | 6,250 |
| 20. | 44357/21<br>31/08/2021 | **Rafael GEVORKYAN**<br>1984 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 11/07/2022 | 7,200 |
| 21. | 44358/21<br>31/08/2021 | **Maher ABDULLAH**<br>1998 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 11/07/2022 | 3,600 |
| 22. | 44701/21<br>31/08/2021 | **Fotios ZILFIDIS**<br>1982 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 03/06/2022 | 11/07/2022 | 1,950 |

| No. | Application no.<br>Date of introduction | Applicant's name<br>Year of birth | Representative's name and location | Other complaints under well-established case-law | Date of receipt of Government's declaration | Date of receipt of applicant's acceptance | Amount awarded for non-pecuniary damage and costs and expenses per applicant (in euros)[1] |
|---|---|---|---|---|---|---|---|
| 23. | 52946/21<br>22/10/2021 | **Vruyr KHARATYAN**<br>1992 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 27/07/2022 | 3,900 |
| 24. | 52974/21<br>22/10/2021 | **Trajche KOSTOVSKI**<br>1989 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 27/07/2022 | 7,000 |
| 25. | 52979/21<br>22/10/2021 | **Andrei TANASCIUK**<br>1989 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 27/07/2022 | 9,100 |
| 26. | 53974/21<br>02/11/2021 | **Pavlos ASIMOGLOU**<br>1968 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 30/06/2022 | 6,000 |
| 27. | 53980/21<br>02/11/2021 | **Marios ALEXOPOULOS**<br>1969 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 30/06/2022 | 7,800 |
| 28. | 53985/21<br>02/11/2021 | **Kosmas SAMBANIS**<br>1978 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 30/06/2022 | 1,600 |
| 29. | 53989/21<br>02/11/2021 | **Waly-Muhamad RUSTAMI**<br>1990 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 30/06/2022 | 4,500 |
| 30. | 53993/21<br>02/11/2021 | **Petros GIOUROUKIS**<br>1960 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 30/06/2022 | 9,750 |

| No. | Application no.<br>Date of introduction | Applicant's name<br>Year of birth | Representative's name and location | Other complaints under well-established case-law | Date of receipt of Government's declaration | Date of receipt of applicant's acceptance | Amount awarded for non-pecuniary damage and costs and expenses per applicant (in euros)[1] |
|---|---|---|---|---|---|---|---|
| 31. | 54099/21<br>02/11/2021 | **Alexandros CHRISTOPOULOS**<br>1974 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 30/06/2022 | 11,150 |
| 32. | 54104/21<br>02/11/2021 | **Nikolae or Marin POP OR COSTIN**<br>1988 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 28/06/2022 | 12,700 |
| 33. | 55068/21<br>02/11/2021 | **Arjan SKENDERAJ**<br>1982 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 14/09/2022 | 04/10/2022 | 6,800 |
| 34. | 55083/21<br>02/11/2021 | **Andrea LEKA**<br>1977 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 14/09/2022 | 04/10/2022 | 2,800 |
| 35. | 55215/21<br>02/11/2021 | **Ivan KIRCHEV**<br>1995 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 26/08/2022 | 23/09/2022 | 8,600 |
| 36. | 55595/21<br>02/11/2021 | **Konstantinos KARKAVANIS**<br>1993 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 30/06/2022 | 5,100 |
| 37. | 55599/21<br>02/11/2021 | **Dimitrios KAPOUSOUZ**<br>1962 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 30/06/2022 | 4,100 |
| 38. | 55605/21<br>02/11/2021 | **Muhammed ELUBEYID**<br>1996 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 30/06/2022 | 6,250 |

| No. | Application no.<br>Date of introduction | Applicant's name<br>Year of birth | Representative's name and location | Other complaints under well-established case-law | Date of receipt of Government's declaration | Date of receipt of applicant's acceptance | Amount awarded for non-pecuniary damage and costs and expenses per applicant (in euros)[1] |
|---|---|---|---|---|---|---|---|
| 39. | 55615/21<br>02/11/2021 | **Rosen DZHAMALOV**<br>1977 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 21/06/2022 | 30/06/2022 | 10,150 |
| 40. | 55626/21<br>02/11/2021 | **Ioannis DEMIR**<br>1983 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 14/09/2022 | 04/10/2022 | 4,400 |
| 41. | 55644/21<br>02/11/2021 | **Elvis RASIM OGLOU**<br>1997 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 14/09/2022 | 04/10/2022 | 7,200 |
| 42. | 55646/21<br>02/11/2021 | **Ivaylo DIMITROV**<br>1985 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 14/09/2022 | 04/10/2022 | 7,800 |
| 43. | 55649/21<br>02/11/2021 | **Nikolaos ANDRONIKIDIS**<br>1996 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 14/09/2022 | 04/10/2022 | 3,700 |
| 44. | 116/22<br>13/12/2021 | **Alexander SALTKHUTSISHVILI**<br>1964 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 28/09/2022 | 19/10/2022 | 4,600 |
| 45. | 122/22<br>13/12/2021 | **Antonios TZIKAS**<br>1948 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 28/09/2022 | 19/10/2022 | 2,600 |
| 46. | 127/22<br>13/10/2021 | **Garyfallos LIAKOPOULOS**<br>1979 | Chatziioannou Konstantinos<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 28/09/2022 | 01/11/2022 | 5,400 |

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|---|---|---|---|---|---|---|---|
| 47. | 3118/22<br>07/01/2022 | **Ioannis PITSIKAS OR PISTIKAS**<br>1987 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 12/10/2022 | 24/10/2022 | 3,600 |
| 48. | 3129/22<br>07/01/2022 | **Shaban DAUTI**<br>1963 | Moysidou Xanthippi<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 12/10/2022 | 24/10/2022 | 11,700 |
| 49. | 4105/22<br>01/10/2020 | **Bhzad-Bezad KARIMI**<br>1982 | Pipertzi Ioanna<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 14/09/2022 | 29/09/2022 | 8,600 |
| 50. | 4108/22<br>25/09/2020 | **Vasilios PANAGIOTOPOULOS**<br>1985 | Pipertzi Ioanna<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 14/09/2022 | 16/11/2022 | 5,300 |
| 51. | 4184/22<br>28/02/2020 | **Georgios PENTAZIDIS**<br>1981 | Pipertzi Ioanna<br>Thessaloniki | Art. 13 - lack of any effective remedy in domestic law in respect of inadequate conditions of detention - | 29/09/2022 | 20/10/2022 | 4,700 |

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