

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

THIRD SECTION

DECISION

Application no. 37844/05
Aleksandr Aleksandrovich RYABCHENKO
and Irina Alekseyevna RYABCHENKO against Russia
and 15 other applications
(see list appended)

The European Court of Human Rights (Third Section), sitting on 30 June 2016 as a Committee composed of:

Helena Jäderblom, *President,*
Dmitry Dedov,
Branko Lubarda, *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 observations submitted by the respondent Government and the observations in reply submitted by the applicants,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The list of applicant and the relevant details of the applications are set out in the appended table.

The applicants' complaints under Article 6 § 1 of the Convention concerning the excessive length of civil proceedings were communicated to the Russian Government ("the Government"). Some applicants also raised other complaints under the provisions of the Convention.

THE LAW

A. Joinder of the applications

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

B. Complaints under Article 6 § 1 of the Convention (excessive length of civil proceedings)

In the present applications, having examined all the material before it, the Court considers that for the reasons stated below, the respondent Government cannot be held liable for delays which occurred in the process of the examination of the applicants' civil cases.

In particular, the Court notes that having regard to the overall length of the proceedings, the relevant complexity of the cases, the applicants' conduct and that of the authorities, including the diligence they displayed while dealing with the cases, and the levels of jurisdiction involved, the length of the proceedings was not excessive and met the "reasonable time" requirement (see, among other authorities, *Vasilchenko v. Russia*, no. 34784/02, §§ 41-43, 23 September 2010; *Danilina v. Russia* (dec.), no. 5727/04, 11 March 2010; *Kuznetsova v. Russia* (dec.), no. 9839/03, 24 May 2007; *Antonov v. Russia* (dec.), no. 38020/03, 3 November 2011; *Markin v. Russia* (dec.), no. 59502/00, 16 September 2004; and *Kuznetsov v. Russia* (dec.), no. 73994/01, 17 June 2004)

In view of the above, the Court finds that these complaints are manifestly ill-founded and must be rejected in accordance with Article 35 §§ 3 and 4 of the Convention.

C. Complaint under Article 13 of the Convention (lack of an effective remedy to complain about the excessive length of the proceedings)

Certain applicants complained that they did not have at their disposal an effective remedy to complain about the excessive length of the proceedings in their civil cases. The Court reiterates in this respect that this provision only applies to those with an arguable claim under the Convention (see *Silver and Others v. the United Kingdom*, 25 March 1983, § 113, Series A no. 61). Given that the applicants' complaint under Article 6 was rejected for being manifestly ill-founded, the complaint under Article 13 should also be declared manifestly ill-founded and rejected under Article 35 §§ 3 and 4 of the Convention.

D. Remaining complaints

Some applicants also raised other complaints under various Articles of the Convention.

The Court has examined the applications listed in the appended table and considers that, in the light of all the material in its possession and in so far as the matters complained of are within its competence, these complaints either do not meet the admissibility criteria set out in Articles 34 and 35 of the Convention or do not disclose any appearance of a violation of the rights and freedoms enshrined in the Convention or the Protocols thereto.

It follows that this part of the applications must be rejected in accordance with Article 35 § 4 of the Convention.

For these reasons, the Court, unanimously,

Decides to join the applications;

Declares the applications inadmissible.

Done in English and notified in writing on 21 July 2016.

Hasan Bakırcı
Deputy Registrar

Helena Jäderblom
President

APPENDIX

No.	Application no. Date of introduction	Applicant name Date of birth/ Date of registration	Representative name and location	Start of proceedings	End of proceedings	Total length Level of jurisdiction
1.	37844/05 05/10/2005	**Aleksandr Aleksandrovich RYABCHENKO** 25/04/1955 **Irina Alekseyevna RYABCHENKO** 05/11/1955		05/06/2004	08/07/2005	1 year(s) and 1 month(s) and 4 day(s) 1 level(s) of jurisdiction
2.	27724/06 05/06/2006	**Larisa Yakovlevna IOSEVICH** 20/03/1939	**Shlygin Vladimir Nikolayevich** St Petersburg	18/11/2002	14/04/2006	3 year(s) and 4 month(s) and 28 day(s) 2 level(s) of jurisdiction
3.	13722/07 22/02/2007	**Nikolay Nikolayevich YEPIFANOV** 05/11/1960	**Telyatyev Igor Yuryevich** Arkhangelsk	02/07/2004	19/04/2007	2 year(s) and 9 month(s) and 18 day(s) 2 level(s) of jurisdiction
4.	20171/07 10/04/2007	**Nadezhda Mikhaylovna MASTEGA** 21/06/1959		19/06/2003 02/06/2005	21/04/2005 12/10/2006	1 year(s) and 10 month(s) and 3 day(s) 2 level(s) of jurisdiction 1 year(s) and 4 month(s) and 11 day(s) 2 level(s) of jurisdiction

No.	Application no. Date of introduction	Applicant name Date of birth/ Date of registration	Representative name and location	Start of proceedings	End of proceedings	Total length Level of jurisdiction
5.	40252/07 07/08/2007	**Arab Amkhadovich SHAMSADOV** 19/07/1959		05/04/2005	21/02/2007	1 year(s) and 10 month(s) and 17 day(s) 3 level(s) of jurisdiction
6.	52147/07 30/09/2007	**Leonid Maksimovich VIDYAKIN** 11/02/1945		12/07/2004	19/04/2007	2 year(s) and 9 month(s) and 8 day(s) 2 level(s) of jurisdiction
7.	52149/07 30/09/2007	**Yuliya Alekseyevna GRIBANOVA** 15/10/1969	**Telyatyev Igor Yuryevich** Arkhangelsk	12/07/2004	19/04/2007	2 year(s) and 9 month(s) and 8 day(s) 2 level(s) of jurisdiction
8.	52159/07 30/09/2007	**Nikolay Valentinovich LUKINSKIY** 07/04/1959	**Telyatyev Igor Yuryevich** Arkhangelsk	12/07/2004	19/04/2007	2 year(s) and 9 month(s) and 8 day(s) 2 level(s) of jurisdiction
9.	52809/07 30/09/2007	**Mikhail Yevgenyevich TITOV** 06/02/1960	**Telyatyev Igor Yuryevich** Arkhangelsk	09/07/2004	19/04/2007	2 year(s) and 9 month(s) and 11 day(s) 2 level(s) of jurisdiction
10.	53078/07 25/10/2007	**Nataliya Aleksandrovna ZVEREVA** 18/04/1958		14/05/2005	02/05/2007	1 year(s) and 11 month(s) and 19 day(s) 2 level(s) of jurisdiction
11.	53823/07 15/10/2007	**Nadezhda Vladimirovna PROTSENKO** 18/09/1952		14/04/2005 03/05/2006 12/11/2007	20/12/2005 07/05/2007 07/12/2007	8 month(s) and 7 day(s) 3 level(s) of jurisdiction 1 year(s) and 5 day(s) 3 level(s) of jurisdiction 26 day(s) 3 level(s) of jurisdiction

No.	Application no. Date of introduction	Applicant name Date of birth/ Date of registration	Representative name and location	Start of proceedings	End of proceedings	Total length Level of jurisdiction
12.	54007/07 16/10/2007	**Nikolay Nikolayevich ISAYEV** 01/12/1947		09/02/2005 13/03/2006	08/07/2005 29/06/2007	5 month(s) 3 level(s) of jurisdiction 1 year(s) and 3 month(s) and 17 day(s) 3 level(s) of jurisdiction
13	54832/07 30/09/2007	**Sergey Ivanovich PECHURKIN** 15/01/1959		12/07/2004	19/04/2007	2 year(s) and 9 month(s) and 8 day(s) 2 level(s) of jurisdiction
14.	40093/08 26/05/2008	**Andrey Viktorovich SLEZHAKOV** 02/07/1954		15/11/2006 30/01/2007	30/01/2007 07/06/2007	2 month(s) and 16 day(s) 2 level(s) of jurisdiction 4 month(s) and 9 day(s) 2 level(s) of jurisdiction
15.	6836/09 31/10/2005	**Gennadiy Petrovich YUDIN** 25/02/1955		08/12/1999 10/05/2005	22/11/2000 16/06/2005	11 month(s) and 15 day(s) 2 level(s) of jurisdiction 1 month(s) and 7 day(s) 2 level(s) of jurisdiction
16.	9321/09 02/12/2008	**Vladimir Vladimirovich KOSTETSKIY** 14/01/1961 **Galina Anatolyevna KOSTETSKAYA** 25/07/1962		06/04/2005	03/06/2008	3 year(s) and 1 month(s) and 29 day(s) 2 level(s) of jurisdiction