

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

FIRST SECTION

DECISION

Application no. 10712/20
Hikmat SAMADOV against Azerbaijan
and 5 other applications
(see appended table)

The European Court of Human Rights (First Section), sitting on 9 March 2023 as a Committee composed of:

Alena Poláčková*, President*,
Gilberto Felici,
Raffaele Sabato*, 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 and their representatives is set out in the appended table.

The applicants' complaints under Article 6 § 1 of the Convention and Article 1 of Protocol No. 1 concerning the non-enforcement or delayed enforcement of domestic decisions were communicated to the Azerbaijani 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 Azerbaijan 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 Government also undertake to ensure the enforcement of the domestic decisions under consideration in all the cases within the same three-month period, and to pay any costs of the domestic enforcement proceedings.

The payment and the enforcement of the domestic decisions in the cases concerned 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 30 March 2023.

Viktoriya Maradudina Acting Deputy Registrar	Alena Poláčková President

APPENDIX

List of applications raising complaints under Article 6 § 1 of the Convention and Article 1 of Protocol No. 1 (non-enforcement or delayed enforcement of domestic decisions)

No.	Application no. Date of introduction	Applicant's name Year of birth	Representative's name and location	Relevant domestic decision	Date of receipt of Government's declaration	Date of receipt of applicant's declaration	Amount awarded for non-pecuniary damage per applicant (in euros)[1]	Amount awarded for costs and expenses per application (in euros)[2]
1.	10712/20 24/12/2019	**Hikmat Fatulla oglu SAMADOV** 1956	Yalchin IMANOV Sumgayit	Baku Court of Appeal, 26/11/2015	16/01/2023	08/01/2023	3,600	250
2.	28350/21 25/05/2021	**Ramiz Hasangulu oglu RIZAYEV** 1939	Fuad AGAYEV Baku	Supreme Court, 23/07/2019	13/01/2023	09/12/2022	1,500	250
3.	39030/21 22/07/2021	**Iskandar Tofig oglu ISKANDAROV** 1969	Leyla ABUZARLI Baku	Surakhani District Court, 06/12/2011	16/01/2023	01/09/2022	3,600	250
4.	49961/21 30/09/2021	**Asaf Nuri oglu NURIYEV** 1961	Sevinj ALIYEVA Baku	Khatai District Court, 30/03/2016	16/01/2023	08/09/2022	3,600	250
5.	57369/21 19/10/2021	**Dakhil Kamil oglu NAZAROV** 1961	Gulam ISMAYILZADE Baku	Surakhani District Court, 10/01/2012	16/01/2023	18/11/2022	3,600	250

No.	Application no. Date of introduction	Applicant's name Year of birth	Representative's name and location	Relevant domestic decision	Date of receipt of Government's declaration	Date of receipt of applicant's declaration	Amount awarded for non-pecuniary damage per applicant (in euros)[1]	Amount awarded for costs and expenses per application (in euros)[2]
6.	21288/22 20/04/2022	**Rahib Yamil oglu MAMMADOV** 1980	Vasif RAMAZANOV Baku	Supreme Court, 14/08/2017	13/01/2023	15/01/2023	3,000	250

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