

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

FIRST SECTION

DECISION

Application no. 21466/22
Sanja SAVIČ
against Slovenia
(see appended table)

The European Court of Human Rights (First Section), sitting on 23 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 application lodged on 22 April 2022,

Having regard to the formal declarations accepting a friendly settlement of the case,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The applicant's details are set out in the appended table.

The applicant's complaints under Article 1 of Protocol No. 1 concerning the extraordinary measures by national bank cancelling shares and bonds were communicated to the Slovenian Government ("the Government").

The Court received the friendly-settlement declarations, signed by the parties, under which the applicant agreed to waive any further claims against Slovenia in respect of the facts giving rise to this application, subject to an undertaking by the Government to pay her the amount detailed in the appended table. This amount will be payable within three months from the date of notification of the Court's decision. In the event of failure to pay this amount within the above-mentioned three-month period, the Government undertake to pay simple interest on it, 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 case.

THE LAW

The Court notes that the applicant in the present case raised complaints under Articles 6 and 13 of the Convention and Article 1 of Protocol No. 1 about the lack of an effective remedy or procedure to challenge the Bank of Slovenia's measures divesting her of shares. These complaints are similar to those in *Pintar and Others v. Slovenia* (nos. 49969/14 and 4 others, §§ 68 and 69, 14 September 2021) where the Court decided that this issue should be considered under Article 1 of Protocol No. 1.

The Court takes note of the friendly settlement reached between the parties concerning the aforementioned complaint. It further notes that the applicant also complained that the Bank of Slovenia's extraordinary measures divesting her of her shares, without compensation, had been unjustified. However, in *Pintar and Others* (cited above, § 110) the Court found it unnecessary to ascertain whether the extraordinary measures were in the general interest and proportionate. It finds no reasons to reach a different conclusion in the present case.

The Court 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 application.

In view of the above, it is appropriate to strike the case out of the list.

For these reasons, the Court, unanimously,

Decides to strike the application 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 Acting Deputy Registrar	Alena Poláčková President

APPENDIX

Application raising complaints under Article 1 of Protocol No. 1 to the Convention (extraordinary measures by national bank cancelling shares and bonds)

Application no. Date of introduction	Applicant's name Year of birth	Date of receipt of the Government's declaration	Date of receipt of the applicant's declaration	Amount awarded for non-pecuniary damage (in euros)[1]
21466/22 22/04/2022	**Sanja SAVIČ** 1981	16 January 2023	3 January 2023	1,000

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