

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

FOURTH SECTION

DECISION

Applications nos. 39126/16 and 47106/16
Stelian ȘTEFANOV against Romania and
Robert LAKATOS against Romania
(see appended table)

The European Court of Human Rights (Fourth Section), sitting on 24 November 2022 as a Committee composed of:

Armen Harutyunyan*, President*,
Anja Seibert-Fohr,
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 deliberated, decides as follows:

FACTS AND PROCEDURE

The list of the applicants is set out in the appendix.

The applicants' complaints under Article 3 of the Convention concerning the inadequate conditions of detention were communicated to the Romanian Government, who submitted observations on the admissibility and merits. The observations were forwarded to the applicants, who were invited to submit their own observations. No reply was received by the Court.

By letters sent by registered post, the applicants were notified that the time allowed for the submission of their observations had expired (see the appended table for the relevant dates). The applicants' attention was further drawn to Article 37 § 1 (a) of the Convention, which provides that the Court may strike an application out of its list of cases where the circumstances lead to the conclusion that the applicant does not intend to pursue the application. No reply to these letters has been received by the Court (see details in the appended table) and there are no previous letters from the applicants informing the Court about the change of address.

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.

In the light of the foregoing, the Court concludes that the applicants may be regarded as no longer wishing to pursue the applications (Article 37 § 1 (a) of the Convention). Furthermore, in accordance with Article 37 § 1 *in fine*, the Court finds no special circumstances regarding respect for human rights as defined in the Convention and the Protocols thereto which require 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.

Done in English and notified in writing on 15 December 2022.

Viktoriya Maradudina	Armen Harutyunyan
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 the applicant's last letter to the Court	Date of sending Government's observations to the applicant	Time limit of submission of response by the applicant	Date of the Court's registered letter	Date of receipt/ return of the registered letter	New time-limit for submission of response by the applicant	Date of the applicant's release from prison
1.	39126/16 28/07/2016	**Stelian ȘTEFANOV** 1962	28/07/2016	01/03/2021	12/04/2021	17/11/2021	04/02/2022 Received by the applicant	04/01/2022	18/01/2017
2.	47106/16 05/10/2016	**Robert LAKATOS** 1972	05/10/2016	03/12/2021	14/01/2022	18/03/2022	17/05/2022 Returned to sender	29/04/2022	21/03/2017