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

FIRST SECTION

DECISION

Application no. 11793/23
Paolo VITELLI against Italy
and 5 other applications
(see appended table)

The European Court of Human Rights (First Section), sitting on 16 May 2024 as a Committee composed of:

Péter Paczolay*, 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 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 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 "Pinto" domestic decisions were communicated to the Italian Government ("the Government").

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 non-enforcement or delayed enforcement of "Pinto" domestic decisions. 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 Government also undertake to ensure the enforcement of the domestic decisions under consideration in the cases concerned (see appended table) 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 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 6 June 2024.

Viktoriya Maradudina	Péter Paczolay
Acting Deputy Registrar	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 "Pinto" domestic decisions)

No.	Application no. Date of introduction	Applicant's name Year of birth / Date of registration	Representative's name and location	Date of receipt of Government's declaration	Date of receipt of applicant's acceptance	Amount awarded for non-pecuniary damage per applicant (in euros)[1]	Amount awarded for costs and expenses per application (in euros)[2]
1.	11793/23 07/03/2023	**Paolo VITELLI** 1957	Bianco Pasquale Chris San Giorgio a Cremano	23/01/2024	14/02/2024	200	30
2.	12646/23 09/03/2023	**SOCIETÀ ISFIN S.R.L.** 2000	Falbo Cristina Cosence	23/01/2024	19/02/2024	200	30
3.	14075/23 21/03/2023	**Giovanna Filomena CIANFARANI** 1956 **Stefania D'INNOCENZO** 1951	Abbate Ferdinando Emilio Orte	23/01/2024	23/02/2024	200	30
4.	16634/23 22/07/2021 (55 applicants)	**Mario LISI** 1952 **Salvatore AGOSTINELLI** 1949 **Alessandro ALFONSI** 1966 **Luciano BALZANO** 1967 **Enzo BARBA** 1970	Abbate Ferdinando Emilio Orte	23/01/2024	23/02/2024	200	30

No.	Application no. Date of introduction	Applicant's name Year of birth / Date of registration	Representative's name and location	Date of receipt of Government's declaration	Date of receipt of applicant's acceptance	Amount awarded for non-pecuniary damage per applicant (in euros)[1]	Amount awarded for costs and expenses per application (in euros)[2]
		Natale BELLOMO 1968 **Vincenzo BELLOPEDE** 1950 **Luca BLASI** 1969 **Luca BOCCHIOLA** 1966 **Fabrizio BONDI** 1970 **Erasmo CACCAVALE** 1971 **Guido CAPALDINI** 1948 **Claudio CAPOBIANCHI** 1971 **Paolo CIANGOLA** 1954 **Maurizio CORSO** 1965 **Alessandro D'ALESSIO** 1965					

No.	Application no. Date of introduction	Applicant's name Year of birth / Date of registration	Representative's name and location	Date of receipt of Government's declaration	Date of receipt of applicant's acceptance	Amount awarded for non-pecuniary damage per applicant (in euros)[1]	Amount awarded for costs and expenses per application (in euros)[2]
		Marcellino D'ALISE 1958 **Vito Georg Giuseppe DE PACE** 1970 **Massimo DI FUSCO** 1968 **Giuseppe DICEMBRINO** 1969 **Federico ESPOSITO** 1964 **Armando FERAGNOLI** 1965 **Salvatore FERRANTE** 1964 **Anacleto FERRARA** 1964 **Gianluca FRANCISCI** 1961 **Luca GORGA** 1967 **Paolo GUIDA** 1964					

No.	Application no. Date of introduction	Applicant's name Year of birth / Date of registration	Representative's name and location	Date of receipt of Government's declaration	Date of receipt of applicant's acceptance	Amount awarded for non-pecuniary damage per applicant (in euros)[1]	Amount awarded for costs and expenses per application (in euros)[2]
		Giampiero LAURENTI 1959 **Alessandro LEMMA** 1967 **Roberto LEOPARDI** 1969 **Cosimo LOBELLO** 1970 **Renzo LUCARONI** 1949 **Stefano MACCHIA** 1969 **Marco MANCINI** 1960 **Vincenzo MANTIO** 1970 **Salvatore MARIANO** 1969 **Artemio MASSARENTE** 1966 **Giuseppe MESSINEO** 1971					

No.	Application no. Date of introduction	Applicant's name Year of birth / Date of registration	Representative's name and location	Date of receipt of Government's declaration	Date of receipt of applicant's acceptance	Amount awarded for non-pecuniary damage per applicant (in euros)[1]	Amount awarded for costs and expenses per application (in euros)[2]
		Luciano MINELLA 1964 **Manlio NARDOCCI** 1956 **Claudio NAVARRA** 1952 **Alessandro NERI** 1972 **Umberto PACUCCI** 1951 **Nicola PALERMO** 1969 **Domenico PALUMBO** 1947 **Ermanno PIERGENTILI** 1965 **Antonio POSSENTI** 1965 **Vincenzo RESCINA** 1966 **Roberto ROCCHI** 1968					

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		Rosario SACCONE 1968 **Franco SCARAFILE** 1963 **Pierluigi TOSONI** 1969 **Alessandro TRIARICO** 1970 **Paolo VELOTTI** 1966 **Moreno VITIELLO** 1959					
5.	19943/23 11/05/2023	**Franca Maria CIANCI** 1951	Abbate Ferdinando Emilio Orte	23/01/2024	23/02/2024	200	30
6.	20122/23 02/05/2023	**Rosanna PANE** 1960	Pasquariello Gianpiero Caserte	23/01/2024	04/03/2024	200	30

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