



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

SECOND SECTION

DECISION

Application no. 37268/19
Vladimir STOJANOVIĆ against Serbia
and 7 other applications
(see appended table)

The European Court of Human Rights (Second Section), sitting on 17 December 2020 as a Committee composed of:

Carlo Ranzoni, *President*,

Branko Lubarda,

Pauliine Koskelo, *judges*,

and Liv Tigerstedt, *Acting Deputy Section Registrar*,

Having regard to the above applications lodged on 14 June 2019,

Having regard to the observations submitted by the respondent Government,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The list of applicants is set out in the appended table.

The applicants were represented by Ms V. Tasić, a lawyer practising in Leskovac.

The applicants' complaints under Article 6 § 1 of the Convention and Article 1 of Protocol No. 1 concerning the non-enforcement of domestic decisions given against a socially/State-owned company were communicated to the Serbian Government ("the Government").

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 and Article 1 of Protocol No. 1 (non-enforcement of domestic decisions given against a socially/State-owned company)

In the present applications, having examined all the material before it, the Court considers that the respondent Government cannot be held liable for the non-enforcement of the domestic decisions since the applicants failed to use the remedies provided by the Right to a Trial within a Reasonable Time Act (*Zakon o zaštiti prava na suđenje u razumnom roku*, published in Official Gazette no. 40/2015). The Court held in *Stanković v. Serbia* ((dec.), no. 41285/19, § 22, 3 December 2019) that the applicant who had used the said remedies had lost her status as a “victim” within the meaning of Article 34 of the Convention. The present applicants have not explained why those remedies would have been inadequate or ineffective in their case.

In view of the above, the Court finds that these complaints are inadmissible for non-exhaustion of domestic remedies and must be rejected in accordance with Article 35 §§ 1 and 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 January 2021.

Liv Tigerstedt
Acting Deputy Registrar

Carlo Ranzoni
President

STOJANOVIĆ v. SERBIA AND OTHER APPLICATIONS DECISION

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 given against socially/State-owned companies)

No.	Application no. Date of introduction	Applicant's name Date of birth	Relevant domestic decision	Start date of non-enforcement period	End date of non-enforcement period Length of enforcement proceedings
1.	37268/19 14/06/2019	Vladimir STOJANOVIĆ 22/09/1961	Municipal Court in Leskovac, 08/12/2005	28/07/2006	pending More than 14 year(s) and 3 month(s) and 23 day(s)
2.	37352/19 14/06/2019	Stanoja MILOŠEVIĆ 13/04/1956	Municipal Court in Leskovac, 13/12/2005	16/03/2006	pending More than 14 year(s) and 8 month(s) and 4 day(s)
3.	37356/19 14/06/2019	Vladica MITIĆ 28/10/1977	Municipal Court in Leskovac, 19/11/2008	08/07/2009	pending More than 11 year(s) and 4 month(s) and 12 day(s)
4.	37362/19 14/06/2019	Kostadin NEDELJKOVIĆ 22/09/1961	Municipal Court in Leskovac, 08/12/2005	28/07/2006	pending More than 14 year(s) and 3 month(s) and 23 day(s)
5.	37364/19 14/06/2019	Dušan MILOVANOVIĆ 03/05/1955	Municipal Court in Leskovac, 15/03/2006	19/06/2006	pending More than 14 year(s) and 5 month(s) and 1 day(s)
6.	37368/19 14/06/2019	Bratislav KRSTIĆ 14/02/1969	Municipal Court in Leskovac, 08/12/2005	28/07/2006	pending More than 14 year(s) and 3 month(s) and 23 day(s)
7.	37376/19 14/06/2019	Sreten KOCIĆ 05/06/1953	Municipal Court in Leskovac, 15/03/2006	19/06/2006	pending More than 14 year(s) and 5 month(s) and 1 day(s)
8.	37379/19 14/06/2019	Safet ŠISTEK 05/11/1955	Municipal Court in Leskovac, 11/04/2007	17/06/2010	pending More than 10 year(s) and 5 month(s) and 3 day(s)