



DECISION

Date of adoption: 17 January 2009

Case No. 18/08

Nexhmedin Llumnica

against

UNMIK

The Human Rights Advisory Panel sitting on 17 January 2009,
with the following members present:

Mr. Marek NOWICKI, Presiding Member
Mr. Paul LEMMENS
Ms. Snezhana BOTUSHAROVA

Mr. John J. RYAN, Executive Officer

Having considered the aforementioned complaint, introduced pursuant to Section 1.2 of UNMIK Regulation No. 2006/12 of 23 March 2006 on the establishment of the Human Rights Advisory Panel,

Having deliberated, decides as follows:

I. THE FACTS

1. The complainant submitted multiple documents to various institutions including the Government of Kosovo, the United Nations in Geneva and New York and to the Panel. The documents refer to various human rights, including property rights, but fail to allege any specific claim regarding any possible human rights violation suffered by the complainant as a result of acts or omissions of UNMIK.

II. PROCEEDINGS BEFORE THE PANEL

2. The Panel wrote to the complainant via e-mail on 14 July 2008 requesting that he complete a complaint form.
3. The complainant responded the same day by e-mail indicating that he was at that moment in a state of "poor concentration". He asked the Panel to contact him via e-mail or at home.
4. Since then he has not submitted a completed complaint form, nor has he provided any information which would tend to support that he intended to file a complaint with the Panel.
5. On 17 November 2008, the Panel sent an e-mail to the complainant requesting again that he complete the complaint form. It indicated that, if no response was received by 8 December 2008, it might consider that the complainant did not intend to pursue his complaint and might decide to strike out or dismiss his complaint.
6. The complainant has not responded to the Panel since that time.

III. THE LAW

7. The documents filed by the complainant fail to allege that he is, or has been, a victim of a human rights violation by UNMIK. Asked twice for a clarification by the Panel, the complainant has failed to respond.
8. In the given circumstances the Panel considers that the complainant does not intend to pursue his application.
9. Accordingly, in accordance with Rule 29 of the Panel's Rules of Procedure, it is appropriate to strike the case out of the list.

FOR THESE REASONS,

The Panel, unanimously,

Decides to strike the complaint out of its list of cases.

John J. RYAN
Executive Officer

Marek NOWICKI
Presiding Member