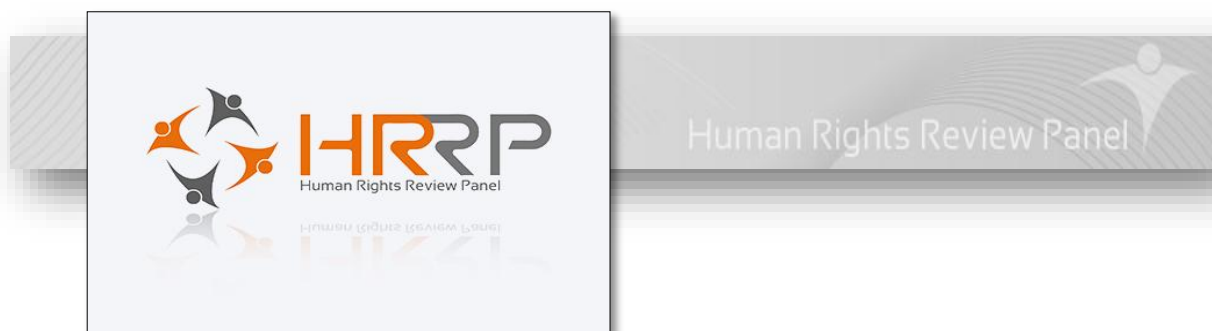




Human Rights Review Panel

European Union Rule of Law Mission

Kosovo

Annual Report 2022

1 January to 31 December 2022

Human Rights Review Panel - Secretariat

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Foreword

This is the thirteenth Annual Report of the Human Rights Review Panel (hereinafter, “the Panel” or “HRRP”), which covers the period from 1 January 2022 to 31 December 2022.

This report has been prepared by the Panel and is presented to the Mission, to EU Member States and contributing third states, as well as to the general public, with a view to disseminating information on the development of the case law and activities of the Panel.

During the reporting period, the Panel conducted two (2) sessions and adopted a total of five (5) Decisions in four (4) cases. In addition, in one (1) case the Chairperson submitted a request to the Head of Mission for the adoption of interim measures.

During 2022, the public health measures in place to combat the COVID-19 pandemic were relaxed sufficiently that the Panel was able to conduct its business in person in Kosovo. Both sessions of the Panel were held in Pristina.

The Panel continued to suffer from the changes in its composition during 2022. The vacancy which opened in 2021 for an external member of the panel was not filled during 2022 due to challenges to recruitment as a consequence of the policies of the Managing Director (CivOpsCdr) of the Civilian Planning and Conduct Capability (CPCC) of the European Union External Action Service (EEAS). As a consequence, Ms Snježana Bokulić remained the Presiding Member in an “Acting” capacity.

In August 2022, the EULEX member of the panel, Mr Alexander Fassihi, resigned, and it was not possible to select a replacement during 2022. The Panel wishes to take this opportunity to thank Mr Fassihi for his valuable contribution to the work of the Panel.

In 2022, no new complaints were registered. The Panel finalized two (2) cases, declaring one case inadmissible and concluding in another case that further follow-up would not be effective.

As of 31 December 2022, the pending case-load stood at twenty-three (23) cases. Of these, twenty-one (21) cases where a violation of the complainant’s rights had been established remain open and subject to the Panel’s assessment of the implementation of its recommendations by the Head of Mission.

Of the twenty-three (23) pending cases, twenty (20) relate to cases of enforced disappearances during and after the 1998-1999 Kosovo conflict. All these cases were originally communicated to the Head of Mission of EULEX in December 2017. No progress was made in these cases during 2018 in large part due to the reconfiguration of the Mission. Over the course of 2019, 2020, 2021 and 2022, the Panel has been able to reach decisions on admissibility and merits in each of these cases.

Despite the Panel’s first finding of a violation in 2019 of the complainant’s rights to an effective investigation into the disappearance of their family member, and its consistent findings of identical violations in all the other cases of enforced disappearance, the Mission has not made any progress in implementing the Panel’s recommendations. The Panel remains disappointed and concerned that its recommendations have still not been fully implemented by the Mission.

In 2021, the Head of Mission informed the Panel that he intended to conduct personal meetings with each of the affected families. To date, only four (4) such meetings have taken place. While the restrictions due to the Covid-19 pandemic as well as political tensions in the North of Kosovo have

played a part in the delay, , these issues should not be used as an excuse for the failure of the Mission to implement the Panel's recommendations.

Similar concerns relate to the Mission's failure to implement the Panel's recommendations in the case of the Roma families who had spent many years in displacement camps on lead-contaminated land. In 2015, the Panel found that the Mission had failed to provide these families with an effective remedy for the violation of their fundamental rights. Since that time, the Panel has found on four (4) separate occasions that the Mission has failed to implement the Panel's recommendations. In 2022, the Mission failed to respond to the Panel's fifth invitation to report on its implementation of the Panel's recommendations.

The Panel is disappointed and concerned that these cases illustrate a lack of engagement by the Mission with the Panel's recommendations. These cases all reveal grave violations by the Mission of complainants' fundamental rights. The Panel's recommendations are intended to remedy these violations, at least to some degree. The Mission needs to ensure that the victims of its violations are provided with effective relief, both for the victims' sake and for the sake of the Mission's reputation.

Snježana Bokulić
Presiding Member
Human Rights Review Panel
5 July 2023

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1. Regulatory Framework

The legal basis for the operation of the European Union Rule of Law Mission in Kosovo, EULEX Kosovo (hereinafter, “the Mission”), derives generally from the United Nations Security Council Resolution 1244(1999) of 10 June 1999, and is provided specifically by Decisions of the Council of the European Union. These Council Decisions serve to implement the Common Security and Defence Policy (CSDP) of the European Union.

1.1. Council Decision CFSP 2018/856 of 8 June 2018

In its current mandate as amended by Council Decision CFSP 2018/856, the Mission monitors selected cases and trials in Kosovo's criminal and civil justice institutions. This includes but is not limited to cases that were handed over to the competent Kosovo institutions. Furthermore, EULEX Kosovo retains a limited number of executive powers in relation to, *inter alia*, witness protection, criminal intelligence and the maintenance of public order, as second security responder to the local authorities.

1.2. Council Joint Action 2008/124/CFSP of 4 February 2008 on the European Union Rule of Law Mission EULEX Kosovo

The Council Joint Action is the source of the authority and power of the EULEX Mission in Kosovo. It laid down the *mandate* of EULEX Kosovo and, *inter alia*, specified its responsibility to act in compliance with relevant human rights standards in Article 3 (i): “*ensure that all its activities respect international standards concerning human rights and gender mainstreaming*”.

1.3. Accountability Concept EULEX Kosovo – Human Rights Review Panel, General Secretariat of the Council, Brussels of 29 October 2009

The establishment of an independent, effective, transparent human rights accountability mechanism was considered early on in the Mission's operation to be a fundamental requirement for EULEX Kosovo as a Rule of Law Mission vested with certain executive functions. These executive functions included various functions in policing and prosecution reserved for EULEX officials in relation to the maintenance of public order, criminal investigation and prosecution, particularly of war crimes and organised crime, and assistance in forensic anthropology. Such an external accountability mechanism was intended to complement and supplement the overall accountability of EULEX Kosovo as provided by the Third Party Liability Insurance Scheme and the EULEX Internal Disciplinary Mechanism.

Thus, the Accountability Concept laid down the *mandate* of the Panel to *review complaints from any person, other than EULEX Kosovo personnel, claiming to be the victim of a violation of his or her human rights by EULEX Kosovo in the conduct of the executive mandate of EULEX Kosovo*.¹

However, pursuant to the Accountability Concept, the Panel did not have jurisdiction in respect of the Kosovo courts. The fact that at one time EULEX judges sat on the bench of a particular court does not modify the character of these courts as Kosovo courts.

The Panel adopted its own Rules of Procedure on 10 June 2010, the date from which it was authorized to receive complaints. It amended its rules on 21 November 2011, 15 January 2013, 15 January 2019 and again on 11 December 2019.

1.4. Applicable International Human Rights Instruments

In accordance with the provisions of the Accountability Concept, the Panel may consider complaints pertaining to alleged breaches of relevant human rights instruments, including these:

- The Universal Declaration of Human Rights (1948)
- The European Convention for the Protection of Human Rights and Fundamental Freedoms (the Convention, 1950)
- The Convention on the Elimination of All Forms of Racial Discrimination (CERD, 1965)
- The International Covenant on Civil and Political Rights (ICCPR, 1966)
- The International Covenant on Economic, Social and Cultural Rights (ICESCR, 1966)
- The Convention on Elimination of All Forms of Discrimination Against Women (CEDAW, 1979)
- The Convention Against Torture and Other Cruel, Inhumane or Degrading Treatment or Punishment (CAT, 1984)
- The International Convention on the Rights of the Child (CRC, 1989)

In practice, the complaints filed to date have been primarily based upon the European Convention on Human Rights (“European Convention”) and its Protocols. A number of complaints have also made reference to the Universal Declaration of Human Rights, International Covenants and other human rights instruments. References were also made in a number of cases to the case-law of the Inter-American Court of Human Rights, the 1949 Geneva Conventions, and to the Rome Statute of the International Criminal Court.

1.5. Rules of Procedure

As a consequence of the entry into force on 15 June 2018 of Council Decision CFSP 2018/856, the mandate and composition of the Human Rights Review Panel was also changed. In order to reflect these changes, the Rules of Procedure needed to be amended.

On 15 January 2019, the Panel adopted its amended Rules of Procedure to account for the change in the Mission’s mandate and the need to recompose the Panel.

On 11 December 2019, the Panel adopted an amendment to Rule 43 of the Rules of Procedure, to allow both parties to a complaint to be able to submit a request for revision of findings of a decision of the Panel, in circumstances where new information had come to light that was not available at the time when the Panel rendered its initial decision.

¹ The Accountability Concept is part of the Operation Plan of EULEX. It is therefore deemed to be a restricted document and thus not accessible to the public. The Panel is therefore not at liberty to disclose its details.

The Rules of Procedure are available in the English, Albanian and Serbian languages on the website of the Panel at <https://hrrp.eu/reference-documents.php>.

1.6. Revised and expedited processing of cases

By letter of 18 September 2020, the Panel informed the Head of Mission of EULEX that, in light of the Covid-19 pandemic and the measures adopted to mitigate its effects, delays have been caused in both the processing of complaints pending before the Panel, as well as in the communications between the Panel and complainants.

Therefore, the Panel decided and informed the Mission that, in order to accelerate the processing of pending cases, starting from the end of 2020, the Panel would generally deal with issues of admissibility and merits at the same time in a single decision.

2. Caseload and subject matter of complaints

2.1. Caseload and statistics

As of 1 January 2022, the pending caseload stood at twenty-five (25) cases.

The Panel received no new complaints in 2022.

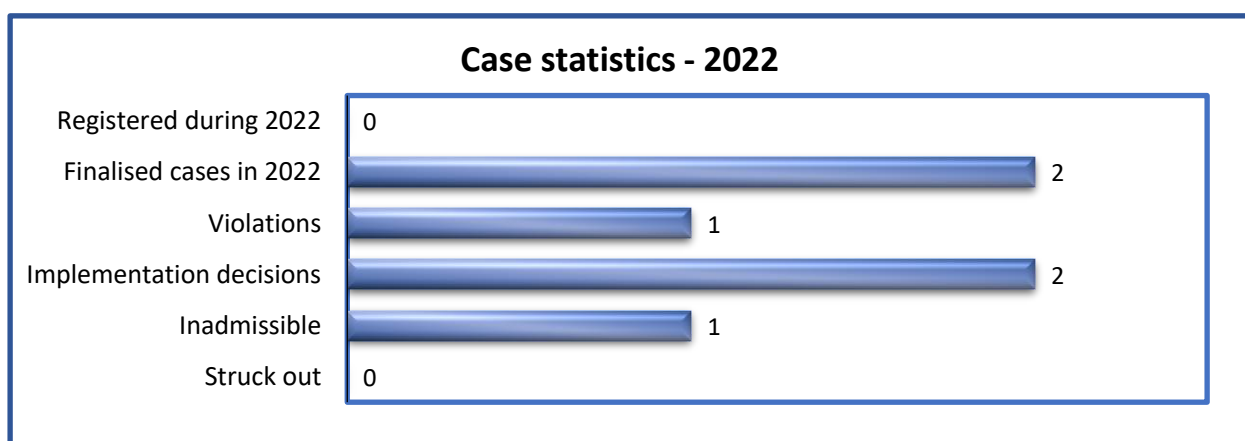
The Panel finalised two (2) cases, declaring one case inadmissible and closing another case after following up on the implementation of its recommendations.

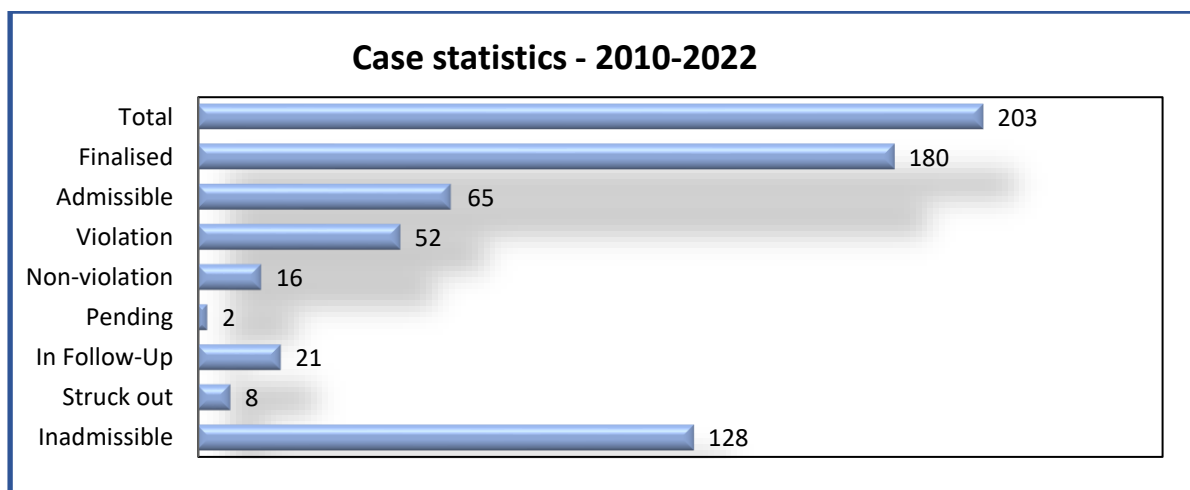
The Panel declared one (1) case to be admissible and found that the Mission had violated the human rights of complainants in that same case.

Follow-up decisions were adopted in two (2) cases, in one (1) of which the Panel continued to assess the implementation of its recommendations.

In addition, in one (1) new case, the Chairperson of the Panel submitted a Request to the Head of Mission for the Adoption of Interim Measures.

The pending caseload on 31 December 2022 stood at twenty-three (23) cases.





Note that some cases included multiple complaints not all of which were (in)admissible.

2.2. Subject matter of complaints

The complaints which were under consideration of the Panel in 2022 continued to concern cases of enforced disappearances, which took place either during or immediately after the 1998-1999 conflict in Kosovo. The complaints pertain to alleged violations of the right to life under its procedural limb, and the right to freedom from torture, inhuman or degrading treatment as a result of the suffering caused by the disappearance and lack of an effective investigation, as guaranteed by Articles 2 and 3 of the European Convention. The Panel decided on the last such case pending before it and continued to follow-up on the implementation of its recommendations by the Head of Mission.

One of the complaints examined during 2022 concerned the conditions of detention of a terminally ill prisoner and the impact of his treatment on his family members. The Panel found that the complaints fell outside the scope of its jurisdiction.

A complaint received in 2021 concerned a protected witness and the impact of his status on himself and his family. In 2022, in order to secure the complainant's safety and that of his family, the Chairperson of the Panel requested the Head of Mission to adopt interim measures pending the examination of the case.

2.3. Sessions of the Panel

During 2022, the Human Rights Review Panel held two (2) sessions. Both sessions were conducted in person in Pristina, although an additional day in the second session was conducted by electronic means, as authorized by *Rule 13. Deliberations, Paragraph 3* of the Rules of Procedure.

- 53rd Session: 22-25 March 2022;
- 54th Session: 5-7 July and 18 August 2022.

3. Jurisprudence

3.1. Introduction

The Panel continued with the development of its jurisprudence and issued a combined decision on admissibility and merits during the reporting period.

In so doing, the Panel relied extensively on the European Convention and the jurisprudence of the European Court of Human Rights (ECtHR), but also drew lessons from other international instruments, and decisions and statements of relevant monitoring bodies. This includes the international human rights conventions of the United Nations and the relevant monitoring mechanisms, the Inter-American Convention of Human Rights (and associated case law), as well as the jurisprudence of the United Nations Human Rights Advisory Panel of UNMIK, its own case law, and the applicable law in Kosovo.

In addition, the Panel issued two (2) decisions on follow-up to previous decisions on the merits and continued to monitor compliance by the Mission with the Panel's recommendations. The Panel's ability to follow-up on its recommendations is an important element of its normative infrastructure insofar as it allows it to ensure that its recommendations are duly and fully considered by the Mission and that they are implemented to the greatest possible extent.

In a first, the Chairperson of the Panel also decided on a request for the adoption of interim measures.

3.2. Decisions on Merits

The Panel rendered one (1) decision on merits in the course of 2022.

Panel session of 18 August 2022

- Case [2016-29 Slađana Savić against EULEX](#). On 18 August 2022, the Panel adopted its Decision on Admissibility and Merits. In its Decision, the Panel determined that EULEX had failed to conduct an effective investigation into the disappearance of the complainant's close family member and had failed to keep the complainant informed. As a result, the Panel determined that the Mission was responsible for a violation under the procedural limb of the complainant's right to life as guaranteed by Article 2 of the European Convention on Human Rights, and for a violation of the complainant's right to freedom from inhuman or degrading treatment, as guaranteed by Article 3 of the European Convention on Human Rights. The Panel made several recommendations to the Head of Mission of EULEX, including to inquire with the authorities what steps are being taken to investigate this case, and to emphasize with authorities the importance of victim's rights to the truth and to be informed of the general course of the investigation. The Panel also invited the Head of Mission to reach out to the complainant with a view to finding a remedy for the violation of her rights. The Mission's implementation of those recommendations is pending.

3.3. Decisions on Admissibility

The Panel rendered two (2) decisions on (in-)admissibility in 2022.

Panel session of 7 July 2022

The Panel rendered one (1) decision on inadmissibility at this session.

- Case [2019-02 Driton Hajdari and Teuta Bici-Hajdari against EULEX](#). On 7 July 2022, the Panel declared this case inadmissible. The complaint related to the conditions of the first complainant's detention and the resulting impact on the second complainant. The Panel declared this complaint inadmissible because the events complained of were not attributable to EULEX in the conduct of its executive mandate, and therefore did not come within the scope of the Panel's jurisdiction.

Panel session of 18 August 2022

The Panel rendered one (1) decision on admissibility at this session.

- Case [2016-29 Slađana Savić against EULEX](#). (See above under Decisions on Merits).

3.4. Decisions on Requests for Revision

The Panel did not receive any requests for revision during 2022.

3.5. Decisions on Requests for the Adoption of Interim Measures

- Case 2021-02 O.L. and Others against EULEX. On 24 August 2022, the Chairperson of the Panel issued a Decision on a Request for the Adoption of Interim Measures, in her authority under Rule 22 Interim Measures of the Panel's Rules of Procedure. The Head of Mission was requested to take any action necessary, commensurate with the risk to the life of the complainant or his family, and within its mandate, to ensure the safety of the complainants. The Chairperson invited the Head of Mission to report to the Panel on the actions taken.

3.6. Decisions on Follow-up

The Panel issued two (2) decisions on follow-up during 2022.

Panel session of 6 July 2022

- Case [2018-01 Y.B.2 against EULEX](#). By Decision of 16 September 2021, the Panel determined that EULEX was responsible for violating the rights of the complainant to respect for his private life, as protected by Article 8 of the European Convention on Human Rights.

On 6 July 2022, the Panel adopted its Decision on the Implementation of the Panel's Recommendations. In its Decision, the Panel noted that the Head of Mission of EULEX had declined to issue a public declaration acknowledging the violation of the complainant's rights. The Panel regretted this failure to implement the recommendation of the Panel but decided that it would not be fruitful to repeat its recommendation. The Panel decided to close the examination of the case.

Panel session of 18 August 2022

- Case [2011-20 X. and 115 Others against EULEX](#). By Decision of 22 April 2015, the Panel determined that EULEX was responsible for violating the rights of the complainants to an effective remedy, as guaranteed by Article 13 of the European Convention on Human Rights. The Panel made several recommendations to the Head of Mission. On 11 November 2015, on 10 January 2017, on 27 March 2019, and again on 11 December 2019 the Panel followed-up on the implementation of its recommendations.

On 18 August 2022, the Panel adopted its Fifth Decision on the implementation of the recommendations of the Human Rights Review Panel. In its Decision, the Panel noted that the complainants have yet to be provided with an adequate remedy and reparation for the violation of their rights. The Panel reiterated its invitation to EULEX to conduct a full review of the means available to the Mission to remedy the violation of the complainants' rights in an effective manner and to report to the Panel on the measures which it proposes to adopt to do so. The Panel also invited the Mission to consider approaching Member States through the European External Action Service regarding the possibility of reparation or compensation for the violation of the complainants' rights attributed to the Mission by the Panel.

4. Other activities of the Panel

4.1. Meetings

On 5 July 2022, the Panel met with Mr Lars-Gunnar Wigemark, the Head of Mission of EULEX Kosovo. The discussion revolved around the recruitment of new Panel Members and the implementation of the Panel's recommendations in the twenty (20) missing persons cases.

4.2. Public Outreach Campaign

The Accountability Concept Document of 29 October 2009 stated, *inter alia*, at para E, that, "...EULEX Kosovo will ensure a proper dissemination of public information on the Panel and its work..."

The Civilian Operations Commander, in his instruction of 13 November 2009, stated, in relation to the Panel, that the Road Map for Civilian Planning Conduct Capability should include, "...preparation of a comprehensive PR campaign".

4.2.1. Meetings with Kosovo Organizations

During 2022, the Panel and its Secretariat have not held any meetings with Kosovo organizations.

4.3. Induction training

Newly deployed Mission members receive an induction training that includes a component on the mandate and operation of the Human Rights Review Panel. The Secretariat has provided basic materials in support of this training. This process is useful to brief new staff members on the mandate of the Panel, to further underline the importance of human rights compliance for EULEX Kosovo and to raise the profile of the Panel with EULEX staff members in the EULEX Kosovo area of operations.

This is an important element in the process of ensuring that staff of the Mission are made aware of their human rights obligations and are able to act in accordance therewith.

4.4. HRRP online

The Secretariat maintains the Panel website at: www.hrrp.eu. The site contains information on the mandate, procedures and operations of the Panel. It also contains regularly updated information on the decisions of the Panel as well as the list of pending and finalised cases.

The table of the jurisprudence of the Panel is readily accessible. It lists the Panel's growing case law by subject matter both on admissibility and substance of cases under consideration. This was created, inter alia, to provide ready and user-friendly access to the case law of the Panel for complainants, lawyers and the public at large: (<http://www.hrrp.eu/jurisprudence.php>).

The Panel has also produced a number of "Case-Law Notes" that summarise by topic some of the most important aspects of its jurisprudence (http://hrrp.eu/Case-Law_Notes.php).

In addition, the Panel has published three (3) informational videos on its website in English, Albanian and Serbian languages. These cover the following topics:

- a. Introduction to the Human Rights Review Panel;
- b. How can you make a complaint to the Human Rights Review Panel?; and
- c. What does the Human Rights Review Panel do with your complaint?

These videos are published on the Panel's website, Facebook page and LinkedIn page.

All three informational videos can be found at this location: <https://hrrp.eu/videos.php>

The HRRP website also provides information on:

Applicable human rights standards: (<http://www.hrrp.eu/relevant-rights.php>);

Application forms and instructions for filing complaints: (<http://hrrp.eu/filing%20complaints.php>);

Moreover, the Panel has a profile on Facebook and LinkedIn: Human Rights Review Panel. The above information is available in the English, Albanian and Serbian languages.

5. The Panel and the Secretariat

5.1. Members of the Panel

Under the Accountability Concept and the Panel's Rules of Procedure based on it, the Panel consists of four members: two external members and two EULEX members, of which one is a substitute for the other. Prior to the revision of the mandate in June 2018, the two EULEX members were EULEX staff members appointed to work as judges in the Kosovo judicial system. Following the revision of the mandate, the two EULEX members are staff members of the Monitoring Pillar of EULEX.

The composition of the Panel changed substantially during the course of 2022. Despite several external recruitment processes, the vacant position of one of the external members of the Panel was

not able to be filled during 2022. In August 2022, the EULEX Member of the Panel, Mr Alexander Fassihi, resigned. It was not possible to recruit a replacement EULEX member during 2022.

5.1.1. Presiding Member

Following her appointment to the Panel, Ms Snježana Bokulić became the Acting Presiding Member of the Panel.

5.1.2. Members as of 31 December 2022

Ms Snježana Bokulić – External Member, Acting Presiding Member, appointed on 6 December 2021.

Ms Snježana Bokulić is a human rights lawyer who has worked with international governmental and non-governmental organizations for more than two decades using international human rights law to advance the respect for human rights of communities across five continents. Her specialization is in minority rights, indigenous peoples' rights, non-discrimination and intersectionality. She has worked extensively on organizational accountability and the establishment of organizational complaints mechanisms.

As Head of OSCE/ODIHR's Human Rights Department, Ms Bokulić led ODIHR's human rights assessment missions to Ukraine and Guantanamo Naval Base, as well as the trial monitoring mission to Belarus. She spearheaded ODIHR's freedom of peaceful assembly monitoring programme and led the drafting of ODIHR Guidelines on the Protection of Human Rights Defenders. She serves as Chair of the Independent Review Panel of Accountable Now, a global membership platform aiming to advance accountability in civil society organizations, and is a member of the Board of the 3million, the largest grassroots organization of EU citizens in the United Kingdom.

Ms Bokulić holds an LLM in International Human Rights Law from the University of Essex, an MA in Southeast European Studies from the Central European University, and a BA from the College of Notre Dame of Maryland.

The Head of Mission of EULEX appointed Ms Bokulić as Member of the Human Rights Review Panel on 6 December 2021.

Mr. Petko Petkov – Substitute EULEX Member, appointed on 19 December 2018.

Mr. Petko Petkov graduated from the Sofia University as a Magister of Law. He was a junior judge at the Sofia District Court from 2005 until 2007 and since 2007 is a judge at the Criminal Division at the Sofia Regional court. During his career as a criminal judge he has worked on thousands of cases and it has been a core rule in his work to always adhere to the principles of ECHR and to the European Court of Human Rights case law.

From 2014 until the end of 2015 he was appointed as an expert for a Deputy Minister of Justice of the Republic of Bulgaria. During that period he was responsible for the representation of the country before the European Court of Human Rights and had to provide methodological guidance and control over the activity of the Directorate within the Ministry. Apart from his duties related to establishing the *modus operandi* of the procedural representation before ECtHR, he was directly involved in drafting the legislative amendments related to the Judiciary.

From 2012 until 2015 he was a guest lecturer in Criminal Law and Criminal Procedures at the National Training Institute for the Judiciary where he broadened and developed his knowledge at a more theoretical and academic level.

He joined EULEX Kosovo in 2017 as an International Criminal Judge where he worked until the end of the Executive mandate of the Mission in 2018. Currently he is a Thematic Lead Monitor for Crimes under International Law in EULEX Kosovo.

Mr. Petkov was appointed as the Substitute Member of the Human Rights Review Panel by the Head of Mission EULEX Kosovo on 19 December 2018.

5.2. The Secretariat

The Secretariat of the Panel consists of one Legal Officer and two Translator/Interpreters. The Secretariat is located in dedicated premises where its administration, records and archives are housed, independently of other EULEX Kosovo locations.

The Secretariat provides legal and administrative support, as well as language services to the Panel. The Secretariat also receives (potential) complainants and ensures communications and correspondence between the Panel and complainants, and the Head of Mission, respectively. The Secretariat also facilitates outreach to all communities of Kosovo.

6. Operational and Administrative Matters

6.1. Budget

The Panel does not have at its disposal an independent budget, although its modest requests for expenditure are approved by the Mission on an ad-hoc basis. In 2022, the Panel has not made any requests for expenditures.

6.2. Human resources

The staffing of the Secretariat of the Panel remained stable throughout 2022.

7. Conclusions and recommendations

7.1. General considerations

During 2022, there have been two general issues affecting the ability of the Panel to perform its work. Firstly, there is the slow pace of response by the Mission to the Panel's communications. Secondly, there have been continuing issues with the filling of vacancies on the Panel.

As noted elsewhere in this Annual Report, the Panel has been disappointed in the lack of adequate response to the recommendations of the Panel following the finding of a violation by the Mission. In particular, in all the cases pending a follow-up decision on the implementation of the Panel's recommendations, there has either been no response by the Mission to requests for it to report, or the responses of the Mission have been extremely limited. In the twenty (20) cases of enforced

disappearances the Head of Mission's promise to visit with each of the affected families individually has so far resulted in only four (4) families visited.

In addition, in a newly communicated case, the submissions of the Mission in response to the Panel's questions have not been delivered within the requested deadlines.

Regarding the staffing of the Panel, following on from the concerns expressed in its Annual Report over 2021, during 2022 the recruitment and selection of a new external Panel member was hindered by the interpretation of the recruitment policies of the European External Action Service (EEAS). It has become increasingly apparent that the interpretation of these policies interferes with the independence of the Panel and its ability to fill vacancies on the Panel.

Furthermore, the selection and recruitment of a new EULEX member to replace the departed member failed.

Consequently, the ability of the Panel to deliver on its mandate was seriously hindered by the months-long delays in recruiting new Panel members, as well as by the lengthy delays in receiving responses from the Mission to its questions and requests for submissions.

7.2. Acknowledgment of violations of human rights by EULEX

As stated in previous reports, the Panel once again recommends that the Head of Mission should consider acknowledging violations of human rights which the Panel has found to be attributable to EULEX. Such a public acknowledgment by the Mission would be an essential part of its human rights obligations under Council Joint Action 2008/124/CFSP and would go some way towards remedying the violations identified by the Panel.

7.3. Reparation programme

The payment of compensation or reparation to complainants and concerned family members is a constant theme in the public domain in the event of human rights violations by EULEX Kosovo. The fact that the complaint is vindicated with a finding of a human rights violation might not represent a full or adequate remedy for the violations in question.

It is therefore recommended that where it is found to have committed human rights violations, the Mission should give serious consideration to the possibility of offering adequate reparation, including financial compensation where appropriate. This is all the more important where the Mission is failing to take other steps to provide relief to the victims of its violations.

This suggestion has already been made by the Panel in its 2018 Annual Report and reiterated in its 2019, 2020 and 2021 Annual Reports. The Panel notes with regret that its suggestion remains unfulfilled.

7.4. Enforced Disappearance Cases

Cases of enforced disappearance continue to make up the majority of the Panel's pending cases. Each of these cases contains individual features that reflect the specific circumstances of the case. However, these cases also reflect systemic problems that have affected the Mission in the past, and that now affect the judicial authorities of Kosovo which EULEX is mandated to monitor.

In particular, these complaints suggest that the Mission failed to prioritise cases that should have received significant attention from the Mission given its mandate. The gravity of the acts, the consequences of these upon the rights of the disappeared and their surviving relatives as well as the societal relevance of these cases in a post-conflict context were all factors that demanded the Mission's attention and made the effective investigation of the cases paramount. Under its current mandate, it is incumbent upon the Mission to ensure that the local authorities pursue these cases with due diligence.

The ongoing investigative failures, both of the Mission itself in the past and in its role to robustly monitor the work of the local authorities in the present, is particularly regrettable in the case of a Mission established to promote the rule of law and committed to upholding human rights.

The Panel therefore reiterates its call upon the Head of Mission, the Mission itself, EU Member States and contributing third states, as well as other relevant stakeholders, to work together towards finding a solution to the continued violation of human rights in the enforced disappearances cases. These cases should not and cannot be allowed to remain un-investigated. They are important, not just for surviving relatives, but to Kosovo itself, which must face the past, however painful.

The Panel will remain fully committed for the remainder of its mandate to play its part in trying to find a solution to the current situation and to seek to address the violations of fundamental human rights that are associated with this ongoing situation.

7.5. The Mission and human rights

In addition to the specific issues mentioned in this section, the Panel invites the Mission to reflect on the ways in which it could ensure that the remainder of its mandate is conducted in a manner consistent with its human rights obligations. It also invites the Mission to reflect on how it could help promote a culture of respect for the rule of law and human rights in Kosovo so that its legacy is perceived from that point of view as a positive one. The Panel remains committed to assist in such a process.

ANNEX 1 Statistics 2010 - 2022

	2010	2011	2012	2013	2014	2015	2016	2017	2018
Registered cases in total	16	28	23	27	42	16	35	7	4
Finalized cases in total	6	30	10	20	28	27	19	25	6
Admissible	0	7	2	7	2	21	2	2	0
Inadmissible	6	22	10	13	21	12	9	23	6
Violation	0	2	0	7	2	4	9	2	0
No violation	0	5	0	0	1	10	0	0	0
Strike out	0	1	0	0	3	1	1	2	0

	2019	2020	2021	2022	Total
Registered cases in total	2	1	2	0	203
Finalized cases in total	4	2	1	2	180
Admissible	10	5	6	1	65
Inadmissible	3	2	0	1	128
Violation	4	8	9	1	52
No violation	0	0	0	0	16
Strike out	0	0	0	0	8

	As of 31 December 2022
Pending	2
Communicated to HoM	22
In Follow-Up	21

ANNEX 2 Table of Violations and Follow-Up Decisions – 31 December 2022

	Case	Admissibility	Findings	Follow up	Second	Third & More	Status
1	2010-01	8 APR 2011	8 APR 2011	23 NOV 2011			Closed
2	2010-07	8 JUN 2011	8 JUN 2011	23 NOV 2011			Closed
3	2011-07	5 OCT 2012	10 APR 2013	26 NOV 2013	26 AUG 2014		Closed
4	2011-20	5 OCT 2012	22 APR 2015	11 NOV 2015	10 JAN 2017	27 MAR 2019; 11 DEC 2019; 18 AUG 2022	Pending
5	2011-27	13 JUN 2017	5 DEC 2017	19 JUN 2019			Closed
6	2012-09 et al	10 APR 2013	20 JUN 2013	5 FEB 2014			Closed
7	2012-14	7 JUN 2013	4 FEB 2014	11 NOV 2014			Closed
8	2012-19 & 20	<i>see 2012-09</i>	30 SEP 2013	27 MAY 2014			Closed
9	2012-22	---	11 NOV 2015	29 FEB 2016			Closed
10	2013-03	1 JUL 2014	12 NOV 2014	11 NOV 2015			Closed
11	2013-21	11 JAN 2017	11 JAN 2017	13 JUN 2017			Closed
12	2014-11 et al	30 SEP 2015	19 OCT 2016	7 MAR 2017			Closed
13	2014-18	12 NOV 2015	12 NOV 2015	11 JAN 2017			Closed
14	2014-32	11 NOV 2015	11 NOV 2015	19 OCT 2016	7 MAR 2017		Closed
15	2014-34	29 SEP 2015	19 OCT 2016	7 MAR 2017			Closed
16	2014-37	19 OCT 2016	19 OCT 2016	10 JAN 2017			Closed
17	2016-09	19 JUN 2019	11 DEC 2019	29 APR 2021			Pending
18	2016-10	19 JUN 2019	13 FEB 2020	29 APR 2021			Pending
19	2016-11	11 SEP 2019	11 DEC 2020				Pending
20	2016-12	11 SEP 2019	12 FEB 2020				Pending
21	2016-13	11 SEP 2019	12 FEB 2020	12 FEB 2021			Pending
22	2016-14	19 JUN 2019	11 DEC 2019	12 FEB 2021			Pending
23	2016-15	11 SEP 2019	26 MAR 2021				Pending
24	2016-16	12 FEB 2020	29 JUN 2021				Pending
25	2016-17	11 DEC 2019	4 JUN 2020	11 DEC 2020			Pending
26	2016-19	29 JUN 2021	29 JUN 2021				Pending
27	2016-20	26 MAR 2021	26 MAR 2021				Pending
28	2016-21	26 MAR 2021	26 MAR 2021				Pending
29	2016-22	11 DEC 2020	29 JUN 2021				Pending
30	2016-23	4 JUN 2020	11 DEC 2020				Pending
31	2016-24	11 DEC 2020	11 DEC 2020				Pending
32	2016-28	28 MAR 2019	11 SEP 2019	11 DEC 2020			Pending
33	2016-29	18 AUG 2022	18 AUG 2022				Pending
34	2016-30	26 MAR 2021	26 MAR 2021				Pending
35	2016-32	29 JUN 2021	29 JUN 2021				Pending
36	2017-02	27 MAR 2019	19 JUN 2019	11 DEC 2019			Pending
37	2018-01	16 SEP 2021	16 SEP 2021	6 JUL 2022			Closed
38	2019-01	4 JUN 2020	11 DEC 2020	29 APR 2021	16 SEP 2021		Closed

ANNEX 3 Decisions of the Panel 2010-2022

Case	Complainant	Subject matter	Result
2010-01	Djeljalj Kazagić	Alleged failure to act by EULEX Prosecutor, property matter	Violation
2010-02	Sadik Thaqi	Alleged failure to act by EULEX Prosecutor, death in Dubrava Prison 04/09/2003	No violation
2010-03	Osman Mehmetaj	Alleged failure to act by EULEX Prosecutor, death in Dubrava Prison 04/09/2003	No violation
2010-04	Feti Demolli	Alleged failure to act by EULEX Prosecutor, death in Dubrava Prison 04/09/2003	No violation
2010-05	Mursel Hasani	Alleged failure to act by EULEX Prosecutor, death in Dubrava Prison 04/09/2003	No violation
2010-06	Latif Fanaj	Alleged failure to act by EULEX Prosecutor, death in Dubrava Prison 04/09/2003	No violation
2010-07	Blerim Rudi	Alleged failure of the Financial Intelligence Unit to comply with the order of the Independent Oversight Board to reinstate the complainant.	Violation
2010-08	Delimir Krstić	Alleged failure to act by EULEX police and prosecutor, property matter	Inadmissible
2010-09	Burim Ramadani	Alleged non-functioning of the court system, Kitchina-case	Inadmissible
2010-10	Horst Proetel	Unsuccessful candidature for a EULEX position	Inadmissible
2010-11	Laura Rudi	Private financial claim against a EULEX employee	Inadmissible
2010-12	Hunaida Pasuli	Unsuccessful candidature for a EULEX position	Inadmissible
2010-13	An EULEX- Employee	Internal EULEX dispute with regard to performance appraisal and personal relationship with supervisor	Inadmissible
2010-14	Lulzim Gashi	Unsuccessful candidature for a EULEX position	Inadmissible
2010-15	Faton Sefa	Failure to get reinstated to previous employment (private sector), alleged failure to implement court rulings	Inadmissible
2010-16	Cyma Agovic	Transferred from EULEX - Failure of the EULEX judges to fairly examine the complainant's case	Inadmissible

Case	Complainant	Subject matter	Result
2011-01	Family of Dede Gecaj	Request for investigation of the extradition decision of EULEX Courts in Kosovo in the case of the late Dede Gecaj	Inadmissible
2011-02	Chamalagai Krishna Bahadur	Alleged Failure to Act	Inadmissible
2011-03	Afrim Mustafa	Dispute with regard to closing down a private radio station and confiscation of radio equipment	Inadmissible
2011-04	Besim Berisha	Complaint about living conditions in Dubrava Prison	Strike out
2011-05	SH.P.K "Syri"	Alleged denial of the right to a fair hearing, freedom of expression and equality before the law, SCSC.	Inadmissible
2011-06	Milazim Blakqori	Alleged non-enforcement of a decision, failure to act by EULEX	Inadmissible
2011-07	Case W	Alleged violation of Article 6 Convention	Violation
2011-08	Anton Rruka	Alleged denial of the right to a fair hearing, freedom of expression and equality before the law, SCSC.	Inadmissible
2011-09	Mirkovic Bojan	Alleged unlawful dismissal from EULEX	Inadmissible
2011-10	Dejan Jovanović	Alleged undue delay in the proceedings before the SCSC.	Inadmissible
2011-11	Srecko Martinović	Alleged excessive use of force, inhumane treatment and denial of right to a fair trial	Inadmissible
2011-12	Novica Trajković	Alleged excessive use of force	Inadmissible
2011-13	S.M.	Alleged excessive use of force, denial of right to a fair trial and failure to respect the right to private life	Inadmissible
2011-14	Lindita Shabani	Alleged denial of the right to private and family life	Inadmissible
2011-15	Samedin Smajli	Alleged denial of a fair trial and undue delay in proceedings	Inadmissible
2011-16	Avdyli Smajli	Alleged denial of a fair trial and undue delay in proceedings	Inadmissible
2011-17	Faik Azemi	Alleged denial of the right to a fair hearing	Inadmissible
2011-18	Mykereme Hoxha	Alleged failure to act by EULEX Prosecutor	Inadmissible
2011-19	Sefer Sharku	Alleged failure to respect a binding court-decision.	Inadmissible
2011-20	X and 115 other complainants	Alleged failure by EULEX to protect the health and life of persons living	Violation

Case	Complainant	Subject matter	Result
		in the lead contaminated Roma camps.	
2011-21	Ventor Maznikolli	Alleged undue delay by EULEX judges in scheduling a Supreme Court hearing.	Inadmissible
2011-22	Hysni Gashi	Alleged denial of a fair trial and alleged incompetence of EULEX judges.	Inadmissible
2011-23	Hashim Rexhepi	Alleged violations of the right to liberty and the right to a fair trial.	Inadmissible
2011-24	Predrag Lazić	Alleged failure to get a fair hearing in a reasonable time.	Inadmissible
2011-25	Shaip Gashi	Alleged deprivation of German disability pension.	Inadmissible
2011-26	Njazi Asllani	Alleged non-enforcement of a decision, failure to act by EULEX	Inadmissible
2011-28	Case Y	Alleged breach of the right to respect private and family life.	Inadmissible
2012-01	Qamil Hamiti	Alleged denial of the right to a fair hearing	Inadmissible
2012-02	Arben Zeka	Alleged failure to adjudicate property case	Inadmissible
2012-03	Rexhep Dobruna	Alleged denial of the right to a fair hearing.	Inadmissible
2012-04	Izet Maxhera	Property related dispute with EULEX in Mitrovica.	Inadmissible
2012-05	Fatmir Pajaziti	Alleged breach of right to liberty and right to a fair trial.	Inadmissible
2012-06	Case Z	Alleged violations of Articles 10 and 11 UDHR, Articles 5 and 6 Convention, Article 9 ICCPR and Article 6 CAT	Inadmissible
2012-07	Case I	Alleged failure to act by EULEX Prosecutor and EULEX Police	Inadmissible
2012-08	Case U	Alleged violation of Article 6 of the European Convention on Human Rights (Convention)	Inadmissible
2012-09	Case A	Alleged violations of Articles 2, 3, 8, 9, 10 and 11 Convention	Violation
2012-10	Case B	Alleged violations of Articles 2, 3, 8, 9, 10 and 11 Convention	Violation
2012-11	Case C	Alleged violations of Articles 2, 3, 8, 9, 10 and 11 Convention	Violation
2012-12	Case D	Alleged violations of Articles 2, 3, 8, 9, 10 and 11 Convention	Violation
2012-13	Bejtush Gashi	Alleged violations of Article 6 Convention and Article 1 of Protocol 1 Convention	Inadmissible

Case	Complainant	Subject matter	Result
2012-14	Valbone Zahiti	Alleged violation of Article 8 Convention	Violation
2012-15	Shefqet Emerllahu	Alleged violation of Article 6 Convention, failure to investigate	Inadmissible
2012-16	Kristian Kahrs	Alleged violation of Article 6 Convention, failure to act	Inadmissible
2012-17	Case E	Alleged violations of Articles 5 and 6 of Convention	Inadmissible
2012-18	Hamdi Sogojeva	Alleged violation of Article 1 of Protocol 1 of the Convention	Inadmissible
2012-19	Case H	Alleged confiscation of property	Violation
2012-20	Case G	Alleged violations of Articles 3, 10, 11 Convention and Article 1 of Protocol 1 Convention	Violation
2012-21	Mirko Krlić	Alleged violations of Article 9 Convention and Article 2 of Protocol 4 Convention	No violation
2012-22	Zoran Stanisić	Alleged violations of Articles 3, 6 and 8 Convention and Article 1 of Protocol 1 Convention	Violation
2012-23	Predrag Blagić	Alleged violations of Article 5 Convention and Article 2 of Protocol 4 Convention	Strike out
2013-01	Case I	Alleged violation of Article 6 Convention	Inadmissible
2013-02	Arsim Krasniqi	Alleged violation of Article 3 Convention	Inadmissible
2013-03	Goran Becić	Alleged violations of Articles 13 and 14 Convention and Article 1 of Protocol 1 Convention	Violation
2013-04	J	Alleged violation of Article 6 Convention (access to justice).	Inadmissible
2013-05	Case K	Alleged violations of Article 3, 5, 13 and 14 Convention	No violation
2013-06	Case L	Alleged violations of Article 3, 5, 13 and 14 Convention	No violation
2013-07	Case M	Alleged violations of Article 3, 5, 13 and 14 Convention	No violation
2013-08	Case N	Alleged violations of Article 3, 5, 13 and 14 Convention	No violation
2013-09	Case O	Alleged violations of Article 3, 5, 13 and 14 Convention	No violation
2013-10	Case P	Alleged violations of Article 3, 5, 13 and 14 Convention	No violation
2013-11	Case Q	Alleged violations of Article 3, 5, 13 and 14 Convention	No violation
2013-12	Case R	Alleged violations of Article 3, 5, 13 and 14 Convention	No violation

Case	Complainant	Subject matter	Result
2013-13	Case S	Alleged violations of Article 3, 5, 13 and 14 Convention	No violation
2013-14	Case T	Alleged violations of Article 3, 5, 13 and 14 Convention	No violation
2013-15	Gani Zeka	Alleged violations of Article 6 and Article 1 of Protocol No 1 of Convention	Inadmissible
2013-16	Almir Susaj	Alleged violation of Article 3 and 8 Convention	Inadmissible
2013-17	Ramadan Rahmani	Alleged violation of Article 1 Protocol 1 Convention	Inadmissible
2013-18	Jovanka, Dragan, Milan Vuković	Alleged violation of Article 1 Protocol 1 Convention	Inadmissible
2013-19	U	Alleged violation of Article 1 Protocol 1 Convention	Inadmissible
2013-20	Shaip Gashi	Alleged violations of Article 1 of Protocol 1 Convention	Inadmissible
2013-22	Gani Gashi	Alleged violation of Article 6 Convention	Inadmissible
2013-23	V	Alleged violations of Article 6 and Article 1 of Protocol 1 of Convention	Inadmissible
2013-24	Emin Maxhuni	Alleged violation of Article 1 of Protocol 1 of Convention	Inadmissible
2013-25	Milorad Rajović	Alleged violation of Article 1 of Protocol 1 Convention	Inadmissible
2013-26	Selami Taraku	Alleged violation of Article 1 of Protocol 1 Convention	Inadmissible
2013-27	Shaban Kadriu	Alleged violations of Article 6 and Article 1 of Protocol No 1 Convention	Inadmissible
2014-01	Nexhat Qubreli	Alleged violations of Article 5 and Article 6 Convention	Inadmissible
2014-02	Milica Radunović	Alleged violation of Article 6 Convention	Inadmissible
2014-03	Case A.Z.	Alleged violation of Articles 3, 8 and 13 Convention	Strike out
2014-04	Tomë Krasniqi	Alleged violation of Article 1, 3, 6, 14 and 17 Convention, Article 1 of Protocol No 1 Convention	Inadmissible
2014-05	Mazlam Ibrahim	Alleged violations of Article 6 and Article 1 of Protocol 1 of Convention	Inadmissible
2014-06	Case B.Y.	Alleged violation of Article 6 Convention	Inadmissible
2014-07	Fitore Rastelica	Alleged violation of Article 6 Convention	Inadmissible
2014-08	C.X.	Alleged violation of Article 6 Convention	Inadmissible

Case	Complainant	Subject matter	Result
2014-09	Rifat Kadribasic	Alleged violations of Article 6 and Article 1 of Protocol 1 of Convention	Inadmissible
2014-11	Case D.W.	Alleged violation of Articles 2 and 3 Convention	Admissible
2014-18	Fitim Maksutaj	Alleged violation of Article 6 Convention	Violation
2014-19	Fahri Rexhepi	Alleged violations of Article 6 and Article 1 of Protocol No 1 Convention	Inadmissible
2014-20	Mensur Fezaj	Alleged violation of Article 1 of Protocol No 1 Convention	Inadmissible
2014-21	Shefki Hyseni	Alleged violation of Article 5 Convention	Strike out
2014-22	Ismajl Krapic	Alleged violation of Article 6 Convention	Inadmissible
2014-23	Shaip Selmani	Alleged violation of Article 6 Convention	Inadmissible
2014-24	Case J.Q.	Alleged violation of Article 6 Convention	Inadmissible
2014-25	Nuha Beka	Employment Dispute	Inadmissible
2014-28	Selatin Fazliu	Alleged violation of Article 1 of Protocol No 1 Convention	Inadmissible
2014-26	Ajet Kaci	Alleged violation of Article 1 of Protocol No 1 Convention	Inadmissible
2014-27	Qerim Begolli	Alleged violation of Article 1 of Protocol No 1 Convention	Inadmissible
2014-29	Shemsi Musa	Alleged violation of Article 1 of Protocol No 1 Convention	Inadmissible
2014-30	Abdilj Sabani	Alleged violation of Article 1 of Protocol No 1 Convention	Inadmissible
2014-31	Case K.P.	Alleged violation of Article 6 Convention	Inadmissible
2014-32	L.O.	Alleged violation of Articles 2 and 3 Convention	Violation
2014-33	Arben Krasniqi	Alleged violation of Articles 5 and 6 Convention	Inadmissible
2014-34	Rejhane Sadiku Syl	Alleged violation of Articles 2 and 3 Convention	Admissible
2014-36	Case Z.A.	Alleged violation of Article 1 of Protocol No 1 Convention	Inadmissible
2014-38	Slavica Mikic	Alleged violation of Article 13 Convention	Inadmissible
2014-39	Musli Hyseni	Alleged violation of Article 5 Convention	Strike out

Case	Complainant	Subject matter	Result
2014-40	Avni Hajdari	Alleged violation of Article 6 Convention	Strike out
2014-41	Liridona Mustafa Sadiku	Alleged violation of Articles 2 and 3 Convention	Inadmissible
2014-42	Bujar Zherka	Alleged violations of Article 6 and Article 1 of Protocol No 1 Convention	Inadmissible
2015-01	Milos Jokic	Alleged violations of Article 5, 6, 8, 9, 10 and 12 of Convention	Inadmissible
2015-03	Dekart Shkololli	Alleged violation of Article 8 Convention	Inadmissible
2015-07	Dobrivoje Radovanovic	Alleged violation of Article 6, and Article 1, Protocol No.1 Convention	Inadmissible
2015-08	Afrim Berisha	Alleged violation of Article 1 of Protocol No 1 Convention	Inadmissible
2015-09	Driton Hajdari	Alleged violation of Article 6, and Article 1, Protocol No.1 Convention	Inadmissible
2015-10	Shaban Sylja	Alleged violation of Article 6 Convention	Inadmissible
2015-13	Case W.D.	Alleged violation of Articles 6 and 8 Convention	Inadmissible
2016-03	Afrim Islami	Alleged violation of Article 6, and Article 1, Protocol No.1 Convention	Inadmissible
2015-04	Nazmi Maloku	Alleged violation of Article 6 ECHR	Inadmissible
2014-10	J.Q	Alleged violation of Articles 2, 3 and 13 ECHR	Inadmissible
2016-04	Valon Jashari	Alleged violation of Articles 3, 6 and 8 ECHR	Inadmissible
2016-02	V.E.	Alleged violation of Article 6 ECHR	Inadmissible
2016-01	Skender Jashari	Alleged violation of Article 6 ECHR	Inadmissible
2015-15	Đorđe Šmigić	Alleged violation of Articles 2, 3, 8 and Article 2 of Protocol no. 4 ECHR	Inadmissible
2015-12	U	Alleged violation of Articles 6, 13 and 14 of ECHR	Inadmissible
2015-11	Zvonimir Jovanović	Alleged violation of Article 6, and Article 1, Protocol No.1 ECHR	Inadmissible
2015-06	X.C.	Alleged violation of Article 6 ECHR	Inadmissible
2015-05	Teresa Peters	Alleged violation of Article 6 ECHR	Inadmissible

Case	Complainant	Subject matter	Result
2014-35	M.N.	Alleged violation of Article 6 ECHR	Inadmissible
2015-14	Miodrag Konić	Alleged violation of Articles 2, 3, 8 and Article 2 of Protocol no. 4 of ECHR	Strike out
2015-16	Vuleta Vošić	Alleged violation of Articles 2, 3, 8 and Article 2 of Protocol no. 4 of ECHR	Strike out
2015-02	Ramadan Hamza	Alleged violation of Article 1 of Protocol No 1 ECHR	Inadmissible
2017-03	Alfred Bobaj	Alleged violation of Article 6 of ECHR	Inadmissible
2016-36	Namon Statovci	Alleged violation of Article 1 of Protocol no. 1 and Article 9 and 11 of ECHR	Inadmissible
2016-33	Agron Bytyci	Alleged violation of Article 6 ECHR	Inadmissible
2016-27	Afrim Islami	Alleged violation of Article 6 ECHR	Inadmissible
2016-26	T.G.	Alleged violation of Article 8 ECHR	Inadmissible
2016-25	Hilmi Krasniqi	Alleged violation of Article 6 ECHR	Inadmissible
2016-08	Hamdi Hasani	Alleged violation of Article 8, and Article 1, Protocol No.1 ECHR	Inadmissible
2016-07	Mentor Qela	Alleged violation of Article 3, 6 and 17 of ECHR	Inadmissible
2016-06 /2017-04	Shpresim Uka	Alleged violation of Article 6 ECHR	Inadmissible
2016-05	Axhemi Zyhdhi	Alleged violation of Article 6, Article 13, and Article 1 of Protocol 1 ECHR	Inadmissible
2013-21	Thomas Rusche	Alleged violations of Article 6 and Article 1 of Protocol No 1 ECHR	Violation
2011-27	F. and Others	Alleged failure to protect a witness, the right to life	Violation
2016-34	R.I. against EULEX	Alleged violation of Article 1 of Protocol No. 1 ECHR	Inadmissible
2016-35	Ndërmarrja Hoteliere Turistike Iliria Deçan against EULEX	Alleged violation of Article 6 ECHR	Inadmissible
2017-01	A.Z. against EULEX	Alleged violation of Articles 3, 6, 9 and 14 ECHR	Inadmissible
2017-05	Hysni Gash against EULEX	Alleged violation of Article 6 ECHR	Inadmissible
2017-06	Feriz Gashi against EULEX	Alleged violation of Article 6 ECHR	Inadmissible
2017-07	C.X against EULEX	Alleged violation of Article 6 ECHR	Inadmissible

Case	Complainant	Subject matter	Result
2011-20	X. and 115 Others against EULEX	Alleged failure by EULEX to protect the health and life of persons living in the lead contaminated Roma camps.	Third and Fourth Follow-up
2011-27	F. and Others against EULEX	Alleged violation of Article 2 ECHR	Follow-up
2018-02	D.W. against EULEX	Alleged violation of Article 2 ECHR	Inadmissible
2018-04	Afrim Islami against EULEX	Alleged violation of Article 6 ECHR	Inadmissible
2018-03	E.V. against EULEX	Alleged violation of Article 1 Protocol No 1 ECHR	Inadmissible
2017-02	Zufe Miladinović against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible, Violation and Follow-up
2016-28	S.H. against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation
2016-09	Milorad Trifunović against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation
2016-14	Milan Ađančić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation
2016-10	Dragiša Kostić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible
2016-11	Anđelija Brakus against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible
2016-12	U.F. against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible
2016-13	Miomir Krivokapić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible
2016-15	Dragan Janačković against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible
2016-17	Milijana Avramović against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible
2016-10	Dragiša Kostić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Violation
2016-11	Petar Brakus against EULEX	Alleged violation of Articles 2 and 3 ECHR	Violation
2016-12	U.F. against EULEX	Alleged violation of Articles 2 and 3 ECHR	Violation
2016-13	Miomir Krivokapić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Violation
2016-16	Dobrivoje Vukmirović against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible
2016-17	Milijana Avramović against EULEX	Alleged violation of Articles 2 and 3 ECHR	Violation and Follow-up
2016-18	P.K. against EULEX	Alleged violation of Articles 2 and 3 ECHR	Inadmissible
2016-22	Radmila Sapić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible

Case	Complainant	Subject matter	Result
2016-23	Q.J. against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation
2016-24	Vesko Kandić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation
2016-28	S.H. against EULEX	Alleged violation of Articles 2 and 3 ECHR	Revision rejected and Follow-up
2019-01	G.T. against EULEX	Alleged violation of Article 3 ECHR	Admissible and Violation
2020-01	Reihan Kaja against EULEX	Alleged violation of Articles 9 and 14 ECHR	Inadmissible
2016-09	Milorad Trifunović against EULEX	Alleged violation of Articles 2 and 3 ECHR	Follow-up
2016-10	Dragiša Kostić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Follow-up
2016-13	Miomir Krivokapić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Follow-up
2016-14	Milan Ađančić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Follow-up
2016-15	Dragan Janačković against EULEX	Alleged violation of Articles 2 and 3 ECHR	Violation
2016-16	Dobriboje Vukmirović against EULEX	Alleged violation of Articles 2 and 3 ECHR	Violation
2016-19	Dušan Milosavljević against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation
2016-20	Dragica Čerimi against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation
2016-21	Milanka Čitlučanin against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation
2016-22	Radmila Sapić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Violation
2016-30	Svetlana Đorđević against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation
2016-32	Biljana Đorđević against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation
2018-01	Y.B. 2 against EULEX	Alleged violation of Articles 6 and 8 ECHR	Admissible and Violation
2019-01	G.T. against EULEX	Alleged violation of Article 3 ECHR	First and Second Follow-up
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2011-20	X. and 115 Others against EULEX	Alleged failure by EULEX to protect the health and life of persons living in the lead contaminated Roma camps.	Fifth Follow-up
2016-29	Sladana Savić against EULEX	Alleged violation of Articles 2 and 3 ECHR	Admissible and Violation

Case	Complainant	Subject matter	Result
2018-01	Y.B. 2 against EULEX	Alleged violation of Articles 6 and 8 ECHR	Follow-up
2019-02	Driton Hajdari and Teuta Bici-Hajdari against EULEX	Alleged violation of Article 3 ECHR	Inadmissible