

Belgrade, 8 July 2025

ACTION REPORT
RADANOVIĆ v. SERBIA

Applications no. 27794/16, Judgment of 4 March 2025, final on 4 March 2025

from the DIMOVIĆ and Others group v. Serbia

Applications no. 40238/16, Judgment of 19 November 2024, final on 19 November 2024

I CASE DESCRIPTION

1. This case concerns unfair proceedings before the Court of Appeal in 2014 on account of its failure to inform the applicants of the written observations of the Higher Public Prosecutor submitted in reply to defence statements of appeal in proceedings before it (Article 6 § 1).

2. The Court found that the procedure followed did not enable the applicant to participate properly in the proceedings before the Court of Appeal and thus deprived him of a fair hearing within the meaning of Article 6 § 1 of the Convention (§ 8). Thus, the Court found that his Convention-guaranteed right to a fair trial had been violated (§ 9).

II INDIVIDUAL MEASURES

3. The authorities have taken steps to ensure that the violation at hand ceased and that the applicant was redressed for the negative consequences of the violation found by the European Court.

4. The European Court awarded the applicant just satisfaction in respect of non-pecuniary damage in the amount of EUR 900. The payment has been made on 5 June 2025.

5. In view of the above, the authorities consider that the applicant has been fully redressed for the damage sustained and that no further individual measures are possible in the present

case. Namely, to the best of the authorities' knowledge, the applicant did not ask for the reopening of the proceedings after this Court's judgement.

III GENERAL MEASURES

6. In response to the European Court's findings, the authorities have taken measures aimed at preventing similar violations as set out below.

A. Convention-compliant practice before the Courts of Appeal

7. The authorities recall that the measures regarding the Convention-compliant practice before the Courts of Appeal in similar cases have been taken within the context of the leading case *Dimović and Others*, which are capable of preventing similar violations. The authorities note that the Action report in the leading case *Dimović and Others* [DH-DD\(2025\)916](#) was submitted on 27 May 2025 and that the Committee of Ministers adopted [final resolution CM/ResDH\(2025\)167](#).

B. Publication and dissemination measures

8. In 2025, the authorities ensured that publication and dissemination of the present judgment were taken to draw the attention of the relevant domestic authorities on the European Court's findings in this case. To this end, the European Court's judgment was translated into Serbian and published in the Official Gazette and on the Government Agent's official web page. The European Court's findings have therefore been made easily accessible to judges and the legal community nationwide.

9. The Government Agent furthermore prepared [an analysis of the European Court's findings in this judgment and ensured its dissemination together with the translated judgment](#) to all relevant domestic authorities.

10. The above-mentioned measures ensured the awareness of the Court's findings and the need to comply with the Convention requirements in similar cases.

IV JUST SATISFACTION

11. The authorities ensured that just satisfaction awarded by the European Court has been disbursed to the applicants on 5 June 2025. The payment has thus been made within the deadline set out by the European Court.

V CONCLUSIONS

12. The authorities consider the individual measures taken ensured that the applicants were redressed for the damage sustained.

13. The authorities furthermore consider the general measures taken within the context of the leading case *Dimović and Others*, are capable of preventing similar violations.

14. The authorities therefore consider that the Republic of Serbia has complied with its obligations under Article 46 § 1 of the Convention and respectfully propose to the Committee of Ministers to close its examination of the case *Radanović*.