concerning the judgment of the European Court of Human Rights
of 27 May 2004 (Friendly settlement)
in the case of Gadliauskas against Lithuania

(Adopted by the Committee of Ministers on 22 December 2004
at the 906th meeting of the Ministers' Deputies)

The Committee of Ministers, under the terms of Article 46, paragraph 2, of the Convention
11 (hereinafter referred to as “the Convention”),

Having regard to the final judgment of the European Court of Human Rights in the
Gadliauskas case delivered on 27 May 2004 and transmitted the same day to the Committee
of Ministers under Article 46 of the Convention;

Recalling that the case originated in an application (No. 62741/00) against Lithuania, lodged
with the European Court of Human Rights on 20 October 2000 under Article 34 of the
Convention by Mr Ramunus Gadliauskas, a Lithuanian national, and that the Court declared
admissible the complaint relating to the excessive length of certain criminal proceedings;

Whereas in its judgment of 27 May 2004 the Court, after having taken formal note of a
friendly settlement reached by the Government of the respondent state and the applicant, and
having been satisfied that the settlement was based on respect for human rights as defined in
the Convention or its Protocols, decided unanimously to strike the case out of its list and took
note of the fact that the proceedings instituted against the applicant have been discontinued
by decision of 12 January 2004 and of the parties' undertaking not to request a re-hearing of
the case before the Grand Chamber;

Whereas under the above-mentioned friendly settlement it was agreed that the Government of
Lithuania would pay the applicant the sum of 18 000 Lithuanian litai, i.e. 15 000 Lithuanian
litai in respect of non-pecuniary and pecuniary damage and 3 000 Lithuanian litai in respect
of costs and expenses;

Recalling that Rule 43, paragraph 3, of the Rules of the Court (former Article 44, paragraph
2) provides that the striking out of a case which has been declared admissible shall be
affected by means of a judgment which the President shall forward to the Committee of
Ministers once it has become final in order to allow it to supervise, in accordance with Article
46, paragraph 2, of the Convention, the execution of any undertakings which may have been
attached to the discontinuance, friendly settlement or solution of the matter;

Having regard to the Rules adopted by the Committee of Ministers concerning the application
of Article 46, paragraph 2, of the Convention;

Having satisfied itself that on 30 June 2004 the Government of the respondent State had paid
the applicant the sums provided for in the friendly settlement and that no other measure was
required in the present case to comply with the Court's judgment;
Declares, after having examined the information supplied by the Government of Lithuania, that it has exercised its functions under Article 46, paragraph 2, of the Convention in this case.