

COUNCIL OF EUROPE

EUROPEAN COMMISSION OF HUMAN RIGHTS

DECISION OF THE COMMISSION

AS TO THE ADMISSIBILITY

Application No. 698/60  
lodged by ██████████  $\phi$  ██████████  
against Denmark

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The European Commission of Human Rights, sitting in private on 4th August 1960 under the presidency of Mr. C.H.M. WALDOCK and the following members being present:

MM. C. Th. EUSTATHIADES, Vice-President

P. FABER

L.J.C. BEAUFORT

A. SÜSTERHENN

S. PETREN

J. CROSBIE

N. ERIM

F. ERMACORA

F. CASTBERG

A.B. McNULTY, Secretary to the Commission,

Having regard to the Application lodged on 29th January 1960 by ██████████  $\phi$  ██████████ against Denmark and registered on 1st February 1960 under File No. 698/60;

Having regard to the report provided for in Rule 45, paragraph 1, of the Rules of Procedure of the Commission;

Having deliberated,

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A. 57.498

THE FACTS

Whereas the facts of the case may be summarised as follows:

The Applicant is a Danish citizen born in 1887. In 1922 he made a request to the police that criminal proceedings should be instituted against a lawyer in Løgumkloster but this was refused. The reasons for his application to the police do not appear in the documents submitted by him.

In the 1930's the Applicant asked that criminal proceedings should be brought against the sheriff in Gram on the grounds that he had stolen certain valuable possessions belonging to the Applicant. Again no details are stated. This request was also refused and the Applicant alleges that he is being persecuted by the sheriff's family and the vicar in Gram.

In 1953 the Applicant asked that criminal proceedings should be brought against his persecutors, but this third request was refused on 22nd September 1953.

The Applicant has sent a number of letters of complaint to the King, the Prime Minister and the Minister of Justice.

THE LAW

Whereas the principal facts relate to a period prior to 3rd September 1953 the date of the entry into force of the Convention of Human Rights and fundamental Freedoms with respect to Denmark; and whereas, in accordance with the generally recognised rules of international law, the said Convention only governs, for each Contracting Party, facts subsequent to its entry into force with respect to that Party; whereas it follows that the Application, insofar as it relates to the said facts, must be rejected ratione temporis;

Whereas in regard to the facts occurring after the said date, an examination of the case as it has been submitted including an examination ex officio does not disclose any appearance of a violation of the rights and freedoms set forth in the Convention; whereas it follows that this part of the Application is manifestly ill-founded and must be rejected in accordance with Article 27, paragraph (2), of the Convention;

Now therefore the Commission

DECLARES THIS APPLICATION INADMISSIBLE.

Secretary to the Commission

President of the Commission

(A.B. McNULTY)

(C.H.M. WALDOCK)