UN NATIO DIT TR	Ca N Jg N Da 18 Ju 2014 g E g	N

Before: Jg B

Registry: N

Registrar: A K B

DIA

v

S CR E AR
O HE N

JUDGMENT

Counsel for the Applicant:

Counsel for the Respondent:

Introduction

1. ... N ... C ... F ... C ...

... 12 M ... 2007, ... Fi ... A ...

... G-S-5 ...

2. ... 22 ... 2012, ... A ... U

N ... (N

2011, ...

... B ... R ... 10 ... (B-R

A... 2012, ... G-S-5 ...

Facts

3. ... 19 N ... N

... A ...

... Fi ... A ...

... E ... (... USD50,000-60,000).

A...

... A ...

... N ...

4. ... A ... B-R

... eJbC ...

... G-S-5 ...

5. 6 J y 2011 a g 29 p 2011, h A p f n f f h h f p 31 D e 2011, a p d p f h p M 2011, f f b D e 2011. H p y G S -5 F i A p w N

6. 20 D e 2011, h N g COR H R A p p h h a p E w d i l h f h y d F i a A p f f h p 19 N

7. 29 D e 2011, h A p v e e f i d h i d i f h p I n f p a h p i g n t e A p g f N

8. 5 J y 2012, h f G S 5 p 9 d M g p

9. 17 J y 2012, h A p s h a q f g n h D p E i D e (DED) g N C d h f n d f G S 5 p

10. 9 F y 2012, h d w h i f i w h p

11. 2 M 2012, h DED i n e N d d p g h A p d f h G S 5 F i A p d f

12. 6 5 M h 2012, h A h h h h h h h
g h h p s F i 6 w
h g f h p h C f f O i f A h h f
14, h g h h d f f w

13. 6 14 M h 2012, h A h h h h h h
h h h f d H e w h h h h
h h h d

14. 6 30 M h 2012, h h h h e C d C i M i 6
h h s F i A h h d h A h p h I t h
h d f h p

15. 6 10 A 2012, h A h 6 h h 14 A
2012, h h h h h 16 A 2012 h h w
h f 5 h h w

16. 6 10 M y 2012, h A h h h g h o
h D E D f h h h m g ( ) h h s w
f ( ) h h h h h d
f h h h h h h y h s h
f h h h h h h p h f y m
h h h h f m e h h ( ) N

17. 6 21 J 2012, h D E D h w

[illegible] h h f i n
h h h h p t h 2011 i m
h [illegible] A f h d t g h n f h h
h h h g n i m n o
h h h h h h h h
y h h s o F i A i s n (G - 5), N C E F, f
C y O T h f h h h h h h
h h h t h g f h g

23. [illegible]

24. [illegible] 2011, [illegible] 19 N [illegible] 2009 [illegible] 5 M [illegible] 2012 [illegible] 5 Ju 2012 [illegible] 14 M [illegible] 2012, [illegible] on 9 Fe 2012. [illegible]

Respondent's submissions

25. [illegible]

40.

T is o p m o h p f A 6-1
E p C u n H n R l s b h
g b p s h s n b f b p
f b h i s g n b g b n
b s h g v h i g f
g f o l n l n s
p 4.

50. G h T E p C t h

W s i e n h j p f h
p l b l b l v n h p
n b f b s s n b b b y
g l 5.

51. T h p b p b f n h
y n g o p m n s i g v T h
j s i d n i s w l
a p h g h A p T e p p f n h
h p h s p o t y d p s
n d f o 6.

52. G h B k i s h p f d
t h f h f i n b f l f i h
h g h A p n j d 2009 n d s h
n h f n a A n W
h p h p l
T h p h i g f h C n t

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4 *Saraiva v Portugal*, J g E p C t f H n R g 22 A p 1994, 6 A, N 286-B, p 38, p g 33.

5 *Nortier v The Netherlands*, J g E p C t f H n R g 23 A g 1993, p g 33.

6 *Hauschildt v Denmark*, J g E p C t f H n R g 24 M y 19 154, p 21, p g 47.

7 *Magill v. Porter* [2002] 2 AC 357 H f L d B y. i *Finniss* N

Decision

55.

56.

Compensation

57.

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