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 [Democracy](#)
 [Rule of Law](#)
 [Organisation](#)
 [47 Countries](#)
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Interim resolution CM/ResDH(2014)185

Execution of the judgments of the European Court of Human Rights

in the cases *Varnava, Xenides-Arestis* and 32 other cases against Turkey

(see the list of cases in the appendix)

(Adopted by the Committee of Ministers on 25 September 2014

at the 1208th meeting of the Ministers' Deputies)

The Committee of Ministers, under the terms of Article 46, paragraph 2, of the Convention for the Protection of Human Rights and Fundamental Freedoms (hereinafter "the Convention") ;

Deeply deploring that to date, despite the interim resolutions adopted in the cases of *Xenides-Arestis* and *Varnava*¹, the Turkish authorities have not complied with their obligation to pay the amounts awarded by the Court to the applicants in those cases, as well as in 32 other cases in the *Xenides-Arestis* group, on the grounds that this payment cannot be dissociated from the measures of substance in these cases;

Recalling in this respect that in two letters addressed to their Turkish counterpart², the then Chairmen of the Committee of Ministers stressed on behalf of the Committee that the obligation to comply with the judgments of the Court is unconditional;

Found that the continued refusal to pay the sums awarded to the applicants amounts to a manifest breach of the obligation assumed by Turkey under Article 46, paragraph 1, of the Convention to abide by the judgments of the Court;

DECLARES that this continued refusal by Turkey is in flagrant conflict with its international obligations, both as a High Contracting Party to the Convention and as a member State of the Council of Europe;

EXHORTS Turkey to review its position and to pay without any further delay the just satisfaction awarded to the applicants by the Court, as well as the default interest due.

Appendix

List of cases

- *One case against Turkey concerning missing Greek Cypriots*

Application	Case	Judgment of	Final on
16064/90+	VARNAVA AND OTHERS	18/09/2009	Grand Chamber

- *33 cases against Turkey concerning interference in property rights and/or respect for home (properties in the northern part of Cyprus)*

Application	Case	Judgment of	Final on
46347/99	XENIDES-ARESTIS	22/12/2005	22/03/2006
		07/12/2006	23/05/2007
16094/90	ANDREOU PAPI	22/09/2009	01/03/2010
		26/10/2010	11/04/2011
18360/91	ANDREOU SOPHIA	27/01/2009	06/07/2009
		22/06/2010	22/11/2010
16085/90	CHRISTODOULIDOU	22/09/2009	01/03/2010
		26/10/2010	11/04/2011
16219/90	DEMADES	31/07/2003	31/10/2003
		22/04/2008	01/12/2008
16259/90	DIOGENOUS AND TSERIOTIS	22/09/2009	01/03/2010
		26/10/2010	11/04/2011
18405/91	ECONOMOU	27/01/2009	06/07/2009