

Chronology of Legal Action against UNMIK on behalf of 155 Roma IDPs in Kosovo

Dianne Post, Updated 4 December 2009

On 13 February 2006, a claim under Article VIII of the Convention on the Privileges and Immunities of the United Nations, General Assembly Resolution A/RES/52/247 and UNMIK/REG/200/47(7) was filed for 122 Roma Internally Displaced Persons who were in the camps of Chesmun Lug, Zitkovac and Kablare. On 3 March an additional complaint was filed for 21 more clients in Leposavich. The relief requested was all the relief allowed under the Resolution i.e.

- a. Loss of earnings for all appropriate claimants;
- b. Medical and rehabilitation expenses for all claimants;
- c. Transportation expenses associated with injury, illness or medical care for claimants who paid such expenses;
- d. Burial expenses for those whose family members have died;
- e. Legal expenses for all claimants;
- f. The maximum payment of \$50,000 USD per person because the damage from the lead poisoning is so severe, affects the vital organs, especially impacting intelligence levels and is irreversible.

Since that time, no response to the complaint has been received from the UN. One meeting has been held with the UN attorney on 11 January 2007 and one telephone call has been received from that attorney on 29 December 2007. At that time, he stated that the UN was "looking into it" and that documents from UNMIK had still not been sent. Further evidence was submitted by Ms. Post and requests for meetings and movement on the case on the following dates:

?? 25 July 2006
?? 14 September 2006
?? 15 July 2007
?? 17 July 2007
?? 21 September 2007
?? 27 October 2007
?? 10 November 2007
?? 11 Feb 2008
?? 21 June 2008
?? 15 September 2008
?? 25 November 2008
?? 3 January 2009
?? 25 January 2009
?? 13 August 2009
?? 31 October 2009

Responses were received from the UN on the following dates:

?? 1 August 2006
?? 11 October 2006
?? May 2007
?? 22 October 2008
?? 27 August 2009

In each response, they reiterate that they are taking the claim seriously and will respond "in due course".