

ПРИМЉЕНО:

06. 02. 2013



right to health

patients right organisation

Орган	Орг.јед.	Број	Прилог	Вредн.
ММ				

REPUBLIKA SRBIJA

MINISTARSTVO PRAVDE I DRŽAVNE UPRAVE

Ministar Nikola Selaković

Nemanjina 22-24, 11 000 Beograd

PREDMET: ZAHTEV - PRAVNA DRŽAVA SRBIJA

REVOLUCIJA EVROPSKOG PARLAMENTA

Poštovani,

U predhodne 4 godine dokumentovano na konkretnim slučajevima smo izvestili direktno nadležno Ministarstvo Pravde, da institucije koje su garant postojanja i funkcionisanja pravne države Srbije kontinuirano krše Ustav i Zakon sa posledicama na:

-**privatnu imovinu građana** (korišćenje fotokopije nepostojećeg dokumenta neuračunjivog pacijenta 15 godina nakon njegove smrti kao osnov za otimanje lične imovine građana na sudu)

-**imovine građana od opšteg interesa** u vlasništvu Republike Srbije (korišćenje falsifikovanih dokumenta kao osnov sticanja vlasništva nad imovinom građana od opšteg interesa na sudu)

- **ugrožavanje života i zdravlja građana Srbije** (instucionalno uspostavljena iznuda pacijenata obolelih od raka, komercijalna sprega hitne pomoći i pogrebnih preduzeća, 600% povećanje smrtnosti hemodijaliznih bolesnika u jednoj godini, zloupotrebljena sredstva Evropske Investicione Banke za obnovu bolnica...)

To što ste naše dopise uputili Ministarstvu Zdravlja i Tužilaštvu na postupanje nema smisla osim ako ne očekujete da sami sebe uhapsu i osude jer:

Uz znanje i podršku Ministarstva Zdravlja Srbije i Sekretarijata za zdravstvo AP Vojvodine u univerzitetskoj klinici -Institut za onkologiju Vojvodine organizovana je preprodaja nedostajućih mesta za radioterapiju pacijenata obolelih od raka. Oboleli od raka koji nisu imali ili hteli da plate „preskakanje liste čekanja“ na ovu uslugu su čekali i do 10 meseci tj do smrti. Sredstva prikupljena „preskakanjem liste čekanja“ i rentiranja kapaciteta su deljena 30% lekarima a 70% državi. Kako bi se osigurao „dobar izvozni posao“ liste čekanja su veštački stvarane a pacijentima je uskraćeno njihovo zakonsko pravo lečenja u drugim ustanovama gde ima slobodnih mesta.

(Izjava Ombudsmana Republike Srbije: „ kad kancelarija

REPUBLIC OF SERBIA

MINISTRY OF JUSTICE AND GOVERNMENT

ADMINISTRATION

The Honorable Minister Nikola Selaković

22-24 Nemanjina Street 11000 Belgrade

MATTER: Request – Rule of Law in Serbia- Resolution of the European Parliament

Dear Mr. Minister,

In the past 4 years we have informed directly the Ministry of Justice with supporting documentation that the Government agencies/institutions which are the guarantor of existence and functioning of the Rule of Law in Serbia, have been continually breaching the Constitution and law with grave consequences for:

- **Private property of citizens** (use of photostat copy of a nonexistent document of mentally ill patient

15 years after his demise as a basis for robbery of personal belongings of citizens by a court of law)

- **Public property owned by the Republic of Serbia** serving to the general public (use of forged

documents as a basis for acquiring title of ownership over public property with assistance of law courts)

- **Imperiling of life and limb of Serbia's citizens** (the institutionalized extortion of terminal cancer

patients. Commercial conspiracy of Emergency Squad and funeral parlours, a 600% increase in

death rate in one year of patients receiving haemodialysis treatment, embezzlement of the funds

granted by the European Investment Bank for reconstruction of hospitals...)

The fact that you have forwarded our letters to the Ministry of Public Health and Public Prosecutor's Office for further processing has no sense at all except if you expect that they will arrest and indict selves, because:

With the full support and knowledge of the Serbian Ministry of Public Health and Secretariat for Public Health of Autonomous Province of Vojvodina, at the University Clinic-Oncology Institute of Vojvodina a resale of missing places for radiotherapy for cancer patients has been organized. Cancer patients, awaiting treatment, who did not have or did not want to pay to „jump the waiting list (for X-ray treatment) had to wait for x-ray therapy even up to 10 months, i.e. until their death. The money collected by

Ombudsmana u formi ozbiljnog dokaznog materijala dostavi podatke da se naplaćivalo nešto što nije smelo, desi se politika i niko nije kriv"... „ministar zdravlja mi je jasno ispričao kako se veštački formiraju liste čekanja...") I pored jasnog saznanja i javnog priznanja svih učesnika, institucionalno potvrđenih nalaza trgovine listama čekanja obolelih od raka, tužilaštvo i pravna država odbijaju pokretanje bilo kakve pravne zaštite žrtava-pacijenata obolelih od raka. Odlučna reakcija pravne države vidljiva je samo u progonu lekara „duvača u pištaljku" koja se provodi preko nezavisnog sudstva gde predstavnici institucija prete postupajućem sudiji smrću i gde sudije od straha od odmazde pravne države po „slobodnom sudijskom uverenju" izmisle u zakonu nepostojeće takse kao kaznu lekaru uzbunjivaču. Na ovaj način u Srbiji godišnje umre i do 15.000 pacijenata obolelih od raka ne dočekavši lečenje. Za opisane situacije dir. Vašingtonskog centra za zaštitu uzbunjivača sugerisao korišćenje termina „masovno Ubistvo".

Ustavom i zakonom nije predviđena mogućnost postojanja institucionalne zloupotrebe mehanizama pravne države i to je razlog našeg obraćanja Vama kao Ministru Pravde. Molimo Vas da proučite svaki od ukazanih slučajeva i primera i obavestite nas o rezultatima zakonom predviđenih mera koje ste preduzeli u cilju vraćanja poverenja građana u institucije pravne države.

Beograd 06.02.2013.

„PRAVO NA ZDRAVLJE"

Predsednik Skupštine Udruženja

Igor Bogićević

Predsednik Udruženja

Miroslav Petrović

www.pravonazdravlje.com

pravo.zdravlje@gmail.com

063 388 335

„jumping the waiting lists" and renting out of capacities was split 30% to medical doctors and 70% to Government. In order to ensure a „good export business", the waiting lists have been created artificially and patients were denied their legal right to medical treatment in other hospitals with free beds.

(The statement given by Serbian Ombudsman: „ When the Ombudsman's Office in a form of serious evidence produces information that some services have been charged which should not have been paid for, the politics gets involved and no one is held accountable..." „The Health Minister has told me clearly how the waiting lists for medical patients are being artificially created..."). Despite clear knowledge and public confession of all participants, institutionally confirmed findings of „trade" with waiting lists for cancer patients, the Public Prosecutor's Office and the State that is supposedly under the Rule of Law decline to give legal protection to the victims- cancer patients. A resolute reaction of the State under the „Rule of Law" is visible only in persecution of medical doctors- „whistleblowers" which is perpetrated through the independent judiciary, where representatives of Government agencies issue death threats to presiding judge and where the sitting judges, fearing the reprisals of the State „under the Rule of Law", adjudicate the cases according to „free discretionary powers" and fabricate the nonexistent court stamp duties as a fine to doctor-whistleblower.

In this way every year 15.000 cancer patients die without receiving proper medical treatment. For above described situations, director of Washington Center for Protection of Whistleblowers has suggested the use of the term „Mass murder".

Serbian Constitution and laws do not envisage a possibility of existence of institutional abuse of mechanisms of State under the Rule of Law and that is the reason while we are contacting you as the Minister of Justice. You are kindly asked to inspect each single case we have pointed to in this letter and inform us of the results of legal steps and measures which you have taken for the purpose of restoring the trust of private citizens in the Rule of Law.

Belgrade, 06 February 2013