



ПРИМЉЕНО: 24. 05. 2013

Орган	Орг.јед.	Број	Прилог	Вредн.
///				

MINISTARSTVO PRAVDE I DRŽAVNE UPRAVE
Ministar : Gospodin Nikola Selaković
Nemanjina 22-24 , 11 000 Beograd

ZAHTEV- PRAVNA DRŽAVA SRBIJA I REZOLUCIJA
EVROPSKOG PARLAMENTA.

Poštovani,

U dopisu od 06.02.2013

(http://www.pravonazdravlje.com/documents/aktivnosti/06_02_2013_pismo_selakovicu.pdf) dokumentovano smo Vas na konkretnim primerima , dobijenim od samih sudija , upoznali da Institucije koje bi trebalo da budu garant funkcionisanja pravne države su u stvari nosioci ugrožavanja osnovnih međunarodno i Ustavom garantovanih prava.

Kao odgovorna osoba, naš Dopis uputili ste na postupanje nadležnom oranu državne Uprave i tužilaštvu (http://www.pravonazdravlje.com/documents/aktivnosti/06_02_2013_odg_minist.pdf)

Obaveštavamo Vas o rezultatima:

1 . Predmet Prvog Osnovnog suda u Beogradu br. 2P 75603/2010).

Ugrožavanja lične imovine građana , gde se kao ključni sudski dokaz koristi neoverena fotokopija nepostojećeg dokumenta psihijatrijski neuračunjive osobe 15 god nakon njene smrti , gde sudija vrhovnog suda zove optuženog i njegovog advokata u restoran, gde im saopštava unapred da će izgubiti spor a kako je tužilja njegova prijateljica , traži da se odreknu prava na odbranu kako bi izbegli probleme.

Naše konkretne navode koje ste kao Ministar Pravde prosledili na postupanje nadležnom tužilaštvu, po obaveštenju Advokata Darka Perazića -tužilaštvo je bez vršenja provere i istražnih radnji odbacilo kao neosnovane.

2 Predmet Prvog Osnovnog Suda u Beogradu 5. 11 br. 70867/10)

ugrožavanja javne imovine građana od opšteg interesa, u kome je falsifikatom službene isprave uz aktivno saučestvovanje suda izvršeno krivično delo prevare i otimanje imovine građana od opšteg interesa sa

REPUBLIC OF SERBIA
MINISTRY OF JUSTICE AND GOVERNMENT
ADMINISTRATION
The Honorable Minister, Nikola Selakovic
22-24 Nemanjina Street, 11000 Belgrade

REQUEST RULE OF LAW IN SERBIA- RESOLUTION OF THE
EUROPEAN PARLIAMENT

Dear Mr Minister,

In our letter dated 06.02.2013 (http://www.pravonazdravlje.com/documents/aktivnosti/06_02_2013_pismo_selakovicu.pdf) we informed you, based on actual cases obtained from judges themselves that the institutions which ought to be a guarantor of the Rule of Law are actually the offenders and law breakers of the basic human rights enshrined in Serbian Constitution and international treaties.

As a person in charge and conscientious individual, you have forwarded our letter to competent Government agency and public prosecutor's office (http://www.pravonazdravlje.com/documents/aktivnosti/06_02_2013_odg_minist.pdf)

We are informing you of the following results:

1. Case file # 2P 75603/2010, the First Basic Court in Belgrade. **Case of violation of citizen's personal property**, where as a key forensic evidence is used an unnotarized xerox copy of inexistent document of mentally incompetent person 15 years after her death, where the Supreme Court judge calls the defendant and his attorney into restaurant, telling them in advance that they will lose the court case and since the plaintiff is the judge's friend, the judge asks the defendant to waive the right to defense in order to escape potential problems.

Our letter with concrete written allegations you have forwarded as the Justice Minister to competent public prosecutor's office, for further processing and, according to information obtained from attorney Darko Perazić - the public prosecutor's office had dropped the charges as groundless without any verification and investigation.

2. Case file # 5. 11 br. 70867/10, **violation of public property**, where a forged official document with active participation of law court has been used for commission of the crime of aggravated fraud and confiscation of property which serves for public interest of all citizens- cultural

namenom kultura.

Naše konkretne navode, koje ste kao Ministar Pravde prosledili na postupanje nadležnom tužilaštvu, po Dopisu Predsednika Opštine Voždovac -tužilaštvo je bez vršenja provere i istraznih radnji odbacilo kao neosnovane. (DOKAZ 1. u prilogu)

3. institucionalnog ugrožavanja prava na život radi ostvarivanja protivpravne materijalne dobiti gde su veštački stvorene liste čekanja pacijenata obolelih od raka za lečenje radioterapijom. Veštački stvorene liste čekanja su poslužile kao osnov za institucionalno organizovanje preprodaje mesta za lečenje obolelih od raka radi sticanja protivpravne koristi. Ugrožavanje prava na život utvrdili su Odbor za zdravlje I porodicu Skupštine Srbije 2010

<http://www.healthcareanticorruption.org/saopstenja.html#odbor.onkologija> , Ombudsman 2010

<http://www.ombudsman.rs/index.php/lang-sr/2012-02-07-14-03-33/1159-2010-11-12-13-21-07> priznao ministar zdravlja 2012

http://www.pravonazdravlje.com/mediji_radio_22_09_2011.html 2012 I Agencija za borbu protiv korupcije 2013 (DOKAZ 2 u prilogu) .

Na naše konkretne navode, koje ste kao Ministar Pravde prosledili na postupanje nadležnom tužilaštvu I nadležnom ministarstvu Zdravlja, dobili smo dokumenta iz kojih se nedvosmisleno saznaje da :

- Tužilaštvo od 2009 god do danas „skuplja dokaze“ i u svom dopisu tvrdi da ga sabotira Ministarstvo zdravlja (DOKAZ 3 , u prilogu) Tužilaštvo ne zna da su zaključci odbora Skupštine Srbije javno objavljeni dokumenti na sajtu Skupštine Srbije
- Ministarstvo zdravlja koje negira svoju organizacionu ulogu u ugrožavanju prava na život pacijenata obolelih od raka http://www.pravonazdravlje.com/documents/aktivnosti/11_10_2012_zataskavanje_korupcije.pdf [svu odgovornost prebacuje na tužilaštvo odbijanjem saradnje. (DOKAZ 4, u prilogu)

Za protekle 4 godine odbijanja Institucija pravne države da se reši afera koju su međunarodni stručnjaci okarakterisali kao „ne korupcija već masovno ubistvo“ vrši se intenzivan institucionalni progon uzbunjivača koji su pomogli da se ova afera otkrije. Po izjavi pravnog zastupnika uzbunjivača , advokata Ignjata Nikića tužilaštvo je bez provere odbacilo navod kao neosnovan da je postupajućem sudiji prećeno smrću (predmet Osnovnog suda Novi Sad br. II.I-547/2010 I da je postupajući sudija iz straha od odmazde moćnika izmislio nepostojeće sudske takse kao sredstvo kazne i

objects.

You, as the Justice Minister, have forwarded our letter to competent public prosecutor's office, and according to the letter of Voždovac town hall mayor- the public prosecutor's office has dropped the criminal charges as groundless without any investigation and verification of evidence (Exhibit 1 , enclosed)

3. Institutional endangerment of the right to life for the sake of obtaining illegal pecuniary gain where the artificial „waiting lists“ of cancer patients waiting for chemotherapy are being compiled. These artificially drawn up waiting lists of cancer patients have been used as basis for institutional organising of re-sale of places for medical treatment of cancer patients for the sole purpose of obtaining illicit financial gain. The imperiling of the right of life has also been established by the Committee for Public Health and Family of the Serbian Parliament 2010

<http://www.healthcareanticorruption.org/saopstenja.html#odbor.onkologija>, by the Serbian Ombudsman 2010

<http://www.ombudsman.rs/index.php/lang-sr/2012-02-07-14-03-33/1159-2010-11-12-13-21-07> , acknowledged by the Health Minister 2012 http://www.pravonazdravlje.com/mediji_radio_22_09_2011.html and Anti-Corruption Agency 2013 (Exhibit 1 , enclosed). To our letter, with supporting evidence, which you, as the Justice Minister, have forwarded to competent public prosecutor's office and Ministry of Public Health, we have received documents from which we can learn beyond any doubt that:

- The Public Prosecutor's Office has been „collecting the evidence“ ever since 2009, and that in its letter the public prosecutor sets out that it is being sabotaged by the Ministry of Health (EXIBIT 3 , enclosed). The Public Prosecutor's Office is not aware of the fact that the conclusions of the Serbian parliamentary committee have been published at the Serbian Parliament's web site (link).

The Ministry of Health, which denies its organisational role in endangerment of cancer patients' right to life

http://www.pravonazdravlje.com/documents/aktivnosti/11_10_2012_zataskavanje_korupcije.pdf is trying to shift responsibility to public prosecutor's office by refusing cooperation (EXIBIT 4 , enclosed).

During the past 4 years, the Serbian judiciary institutions which are supposed to promote the rule of law, have refused to resolve the scandal which has been branded by international experts „not as corruption, but an outright murder“, and at the same time, the institutionalized persecution of 'whistleblowers' is perpetrated, who have helped that this corruptive scandal be uncovered. According to the statement of the lawyer representing the whistleblowers, Mr. Ignjat Nikic, the public prosecutor's office has dismissed as groundless, without any verification, the allegations that the judge who was seized

progona uzbunjivača (predmet Osnovnog suda Novi Sad PI 8470/10)

Stoga, odgovori koje je Vlada Republike Srbije dala na Upitnik o prodruživanju EU u oblasti zaštite osnovnih međunarodno garantovanih prava, funkcionisanja pravne države , vladavine prava, nezavisnom i nepristrasnom sudstvu, očigledno nisu tačni.

Budući da u zakonu ne postoji predviđeni mehanizam zaštite u slučajevima kad institucije i organi uprave ,koje bi trebalo da su garant postojanja pravne države, su organizatori I nosioci ugrožavanja prava i krivičnih dela , Molimo Vas da gore iznešene dokumentovane navode po navedenim konkretnim slučajevima proverite i preduzmete konkretne mere zaštite vladavine prava u svakom od ovih poedinanih slučajeva, kako se to opravdano I traži u Rezoluciji EP od 2012.

O rezultatima konkretnih mera molimo Vas da nas obavestite.

S Poštovanjem,

Udruženje za zaštitu prava pacijenata
„Pravo na Zdravlje“
Predsednik Skupštine udruženja
Igor Bogičević

Predsednik Udruženja
Miroslav Petrović

www.pravonazdravlje.com
pravo.zdravlje@gmail.com
+381 63 388 335



with the file # 11.1-547/2010, Novi Sad Basic Court was receiving death threats and that the judge, fearing the reprisals of power brokers had made up inexistent court stampy duties as the means of punishment and persecution of whistleblowers (Novi Sad Basic Court, case file # PI 8470/10).

Hence, the answers which the Serbian Government has given to the Questionnaire on joining the EU in the field of protection of the basic, internationally guaranteed rights, functioning of the rule of law, independent and objective judiciary, are obviously incorrect.

Since the law itself does not have a mechanism of protection in the event when the Government institutions that are supposed to be the guarantor of the rule of law, but are, instead, the law breakers, violate human rights and perpetrate criminal offenses, you are kindly asked to verify the above statements and allegations as per each individual case and undertake concrete measures to protect the rule of law in each individual case, which is rightly required in the EP Resolution 2012.

You are kindly asked to notify us in regard of the results of concrete steps and measures taken by you.
Respectfully,

Yours respectfully,
„Right to Life“
Association for Protection of Patients' Rights
Chairman of the Assembly, Igor Bogičević
President of the Association, Miroslav Petrović