



EUROPEAN COURT OF HUMAN RIGHTS  
COUR EUROPÉENNE DES DROITS DE L'HOMME

T : +33 (0)3 88 41 20 18  
F : +33 (0)3 88 41 27 30  
www.echr.coe.int

J.M.T. WIJNBERG  
Kruisweg 32  
3513 CT UTRECHT  
THE NETHERLANDS

ECHR-LE11.00R 311  
ALD/BCO/mmo

3 February 2022

**Verzoekschrift nr. 70177/16**  
**Wijnberg v. the Netherlands**

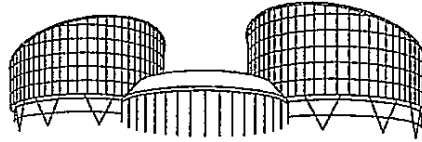
Het Europees Hof voor de Rechten van de Mens, zittend als een Comité van drie rechters (A. Harutyunyan, *Voorzitter*, J. Schukking en A.M. Guerra Martins), heeft besloten om het bovenvermeld verzoekschrift niet-ontvankelijk te verklaren.

Hierbij ingesloten vindt u de beslissing van het Hof.

Deze beslissing is definitief en niet vatbaar voor beroep bij een Comité, Kamer of de Grote Kamer. Het Hof zal derhalve geen verdere correspondentie sturen met betrekking tot deze zaak.

Deze beslissing is opgesteld in één van de twee officiële talen van het Hof (Engels of Frans) en een vertaling in een andere taal is niet beschikbaar.

De Griffie van het Europees Hof voor de Rechten van de Mens



EUROPEAN COURT OF HUMAN RIGHTS  
COUR EUROPÉENNE DES DROITS DE L'HOMME

## DECISION

### CASE OF WIJNBERG v. THE NETHERLANDS

(Application no. 70177/16)  
introduced on 23 November 2016

The European Court of Human Rights, sitting on 11 January 2022 as a Committee of three judges (A. Harutyunyan, *President*, J. Schukking and A.M. Guerra Martins) pursuant to Article 28 of the Convention, has examined the application as submitted.

The application refers to Article 6 § 1 of the Convention, Article 8 § 1 of the Convention and Article 9 § 1 of the Convention.

As concerns the complaints raised under Article 6 § 1 of the Convention, the Court finds that the complaints raised by the applicant under Article 6 of the Convention fall outside the scope of that provision. Accordingly, these complaints are incompatible *ratione materiae* with the provisions of the Convention within the meaning of Article 35 § 3 (a).

As concerns the complaints raised under Article 8 § 1 of the Convention, the Court, relying on its case-law (see, in particular, *Ndidi v. the United Kingdom*, no. 41215/14, § 76, 14 September 2017), finds in the light of all the material in its possession that the matters complained of do not disclose any appearance of a violation of the rights and freedoms set out in the Convention or the Protocols thereto. Accordingly, these complaints are manifestly ill-founded within the meaning of Article 35 § 3 (a).

As concerns the complaints raised under Article 9 § 1 of the Convention, the Court finds that domestic remedies have not been exhausted as required by Article 35 § 1 of the Convention, since the applicant failed to raise before competent domestic authorities, either in form or in substance and in accordance with the applicable procedural requirements, the complaints that were made to the Court.

The Court *declares* the application inadmissible.

A. Harutyunyan  
President