



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

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FOURTH SECTION

Application no. 16989/26
Thomas Mira KUUR
against Denmark
lodged on 18 April 2026
communicated on 13 July 2026

SUBJECT MATTER OF THE CASE

The application concerns the applicant's allegation that he was subjected to excessive force during his arrest on 18 July 2024.

On 15 May 2025 the Director of Public Prosecution decided not to initiate criminal proceedings against the relevant police officer.

On 11 March 2026 the Director also refused the applicant's request to reopen the investigation subsequent to the decision of 19 December 2025 by the Independent Police Complaints Authority (*Den Uafhængige Politiklagemyndighed*) holding that "the force used had been disproportionate".

The applicant complained that he was subjected to treatment in breach of Article 3 of the Convention and that the public prosecution had failed conduct an investigation into his complaint under Article 3 of the Convention.

QUESTIONS TO THE PARTIES

1. Has the applicant complied with the time-limit laid down in Article 35 § 1 of the Convention, in particular, should the four-months'

time-limit be calculated from 15 May 2025 (see, *inter alia*, *Stanimirovi v. Serbia*, no. 26088/06, §§ 29 and 33, 18 October 2011 and *Jørgensen v. Denmark* (dec.), no. 30173/12, §§ 36, 52-54, 28 June 2016, and the cases cited therein)?

2. Has the applicant been subjected to treatment in breach of Article 3 of the Convention, when arrested on 18 July 2024 (see, for example, *Bouyid v. Belgium* [GC], no. 23380/09, §§ 100-103), ECHR 2015 and *A.P. v. Slovakia*, no. 10465/17, §§ 61-63, 28 January 2020)?

3. Did the domestic authorities fulfil their procedural obligation under Article 3 of the Convention to conduct an adequate examination of the applicant's complaint and to ensure the accountability of the State agents under their responsibility (see, *Labita v. Italy* [GC], no. 26772/95, § 131, ECHR 2000-IV) and *Bouyid v. Belgium* [GC], no. 23380/09, § 117, ECHR 2015)?