



Doc. 11359
26 July 2007

Election of judges to the European Court of Human Rights

Communication from the Committee of Ministers

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I. Candidates submitted by the governments of Albania, Andorra, Armenia, Austria, Azerbaijan, Denmark, Georgia, Hungary, Italy, Moldova, Romania, San Marino, Spain, “the former Yugoslav Republic of Macedonia”, Turkey and Ukraine

Letter from the Deputy Secretary General of the Council of Europe to the President of the Parliamentary Assembly, dated 14 June 2007

Dear President,

Partial renewal of the European Court of Human Rights

Pursuant to decisions adopted yesterday by the Ministers’ Deputies, I have the honour to bring to the attention of the Parliamentary Assembly the lists of candidates submitted by the governments of Albania, Andorra, Armenia, Austria, Azerbaijan, Denmark, Georgia, Hungary, Italy, Moldova, Romania, San Marino, Spain, “the former Yugoslav Republic of Macedonia”, Turkey and Ukraine.

These lists of candidates together with their curricula vitae are presented in English and French in the enclosed documents, it being understood that this communication represents the nomination of candidates by the High Contracting Parties named above in fulfilment of their obligation under Article 22, paragraph 1, of the European Convention on Human Rights.

...

Signed:

Maud de Boer-Buquicchio

Decisions of the Minister's Deputies of 13 June 2007

998th meeting – 13 June 2007

Item 4.1

**European Court of Human Rights –
Partial renewal of the Court**

(CM(2007)67, CM(2007)60, CM(2007)88, CM(2007)69, CM(2007)82, CM(2007)50, CM(2007)71,
CM(2007)84, CM(2007)84 corr, CM(2007)64, CM(2007)68, CM(2007)57, CM(2007)85, CM(2007)92,
CM(2007)59, CM(2007)70, CM(2007)89)

Decisions

The Deputies

1. took note of the lists of candidates for the election of judges of the European Court of Human Rights presented in respect of Albania, Andorra, Armenia, Austria, Azerbaijan, Denmark, Georgia, Hungary, Italy, Moldova, Romania, San Marino, Spain, “the former Yugoslav Republic of Macedonia”, Turkey and Ukraine;
2. noted that these lists would be brought to the attention of the Parliamentary Assembly;
3. agreed to examine the remaining candidatures at one of their forthcoming meetings.

Ministers' Deputies
CM Documents

CM(2007)67 1 June 2007¹



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights - Election of judges – List of candidatures in respect of Albania

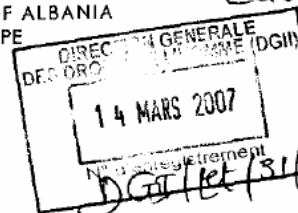
¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).



MISIONI I PERHERSHEM I SHQIPERISE
PRANE KESHILLIT TE EUROPE
Strasbourg

PERMANENT MISSION OF ALBANIA
COUNCIL OF EUROPE
Strasbourg

cc: PB/NK
NS
CGi



The Ambassador

N^o. 164/07

Strasbourg, 14.03.07

Dear Mr. Boillat,

With reference to the letter of Secretary General dated 21 December 2006, concerning the procedure of the election of a judge in respect of my country, I would like to inform You that the Government of Albania has selected the following candidates for the election of judges to the European Court of Human Rights.

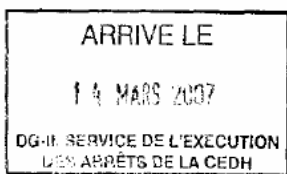
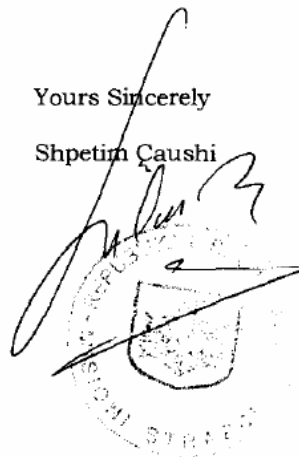
The names of the candidates appear in order of preference:

- 1. Mr. Ledi BIANKU
Lawyer
- 2. Mr. Armand SKAPI
Lawyer
- 3. Ms.Evis ALIMEHMETI
Lawyer

The curricula vitae of the above candidates are attached to this letter.

Yours Sincerely

Shpetim Caushi



Mr. Philippe Boillat
Director general
Direcorate General II-Human Rights
Council of Europe

67 Allée de la Robertsau
67000 Strasbourg

Tel. 03 88 36 02 06
Fax : 03 88 35 15 79

**Curriculum Vitae
Ledi BIANKU**

I. Personal Details

Name	BIANKU
Forename	Ledi
Sex	Male
Date and place of birth	22.02.1971 in Shkodër, Albania
Nationality	Albanian.

II. Education and academic and other qualifications

a. Higher Education

Since 2004	PhD student with a thesis "Research for a Common Legal Space in Europe". University of Tirana
1996-1997	LLM in European Law Studies, COLLEGE OF EUROPE, Bruges, Belgium.
1992 -1993	Studies in EC Institutional and Substantial Law, Italian Commercial Law and Private Comparative Law, at the Faculty of Law, Trento University, Italy. Certificate of notes - average 29/30.
1989 - 1993	Law Degree, Faculty of Law - Tirana University.

b. Qualifications

- 2005 (Sept.) IIIrd European Lawyers Forum – Geneva
- 2000 (Feb.- Nov.) Participation, as representative of Albanian NGO's in the activities organised by Council of Europe on the framework of 50th anniversary of ECHR. (Rome – Ministry of Foreign Affairs)
- 1998 (May) Training in "Teaching Magistrates". Washington State High Court, Olympia, Portland School of Law and Memphis University. USA
- 1996 (July - Aug.) Training in "Human Rights Manual writing", Danish Centre for Human Rights, Copenhagen, Denmark.
- 1996 (Jan. - Feb.) Intensive course in "Human Rights Protection - International Instruments", Danish Centre for Human Rights, Copenhagen, Denmark.
- 1995 (Apr.-May) University "Jean Moulin", Lyon 3, France. Joint research in "European and Comparative Public Law - Foreign investments: Albanian case".
- 1994 (Dec.) Certificate by the European University, Florence, Italy - "Law on European Integration, Legal Foundations of Market Economies and Human Rights".
- 1994 (July - Aug.) Diploma on "Public International Law" by the International Law Academy, Palace of Peace, The Hague, Netherlands.
- 1994 (June) Human Rights and the Judiciary - ODIHR seminar, Warsaw, Poland.
- 1994 (March) Research in International Law, Law Department, University of Trento, Italy. The result was the first course on "EC Law and European Regional Organisations" in Albania, Tirana University, Faculty of Law.

III. Relevant professional activities

a. Judicial activities

1994-1998 & 1999-2006	Legal practice in Tirana District Court, Court of Appeal, Supreme Court and Constitutional Court in Albania
2001-2006	Legal practice before the European Court of Human Rights acting either on behalf of applicants either as a counsel for the Albanian Government.

b. Non-Judicial legal activities

Since June 2006	<u>Member of the Venice Commission of the Democracy through Law on behalf of Albania</u>
April 2006-present	<u>Member of National Commission on Legal Reform.</u>
2002-present	<u>Lecturer of EU institutional and substantial law at the University of Tirana - Master Program on EU Affairs.</u>
1998 - 1999	Associate Attorney / Office of the OSCE Legal Counsellor.
1993-1995	Assistant Lecturer of Public International Law, Law Faculty University of Tirana.

c. Non-Legal Professional Activities

1999-2006	Executive Director of the European Centre member of EU-Balkans working group
2002-2003 towards	Coordinator and co-author of the Study 'Monitoring Albania's Path European Integration'.

IV. Activities and Experience in the field of Human Rights

- 1995-present Lecturer of Public International Law and Human Rights Law, Tirana University.
- 1997-present Lecturer of European Convention of Human Rights Law at Albanian School of Magistrates
Organisation and national expert on Training the Albanian Practitioner Lawyers "How to bring a case to the Strasbourg Court" (Tirana and 6 other districts) in cooperation with DGII of Council of Europe.
- 2004 (Sep & Nov) Preparation and Organisation of "Train the Trainers on ECHR" – in cooperation with DGII of Council of Europe.
Training Albanian Judges and Prosecutors on ECHR and EU Law – in cooperation with the Albanian Magistrates School.
- 1999 – 2003 Coordinator of the Working Group for Compatibility Exam between the Albanian Legislation and ECHR (Project of the Council of Europe and Albanian Ministry of Justice, supported by the European Commission).
- Coordinator and author of Report on the Conformity of Albanian Legislation with International Humanitarian Law Standards (Project of the ICRC).
- Vice-coordinator and co-writer of the project "Manual on Human Rights in Albania" (in printing process), in collaboration with "Danish Centre for Human Rights".

V. Public Activities

a. Public office

Since May 2003	<u>Legal Advisor <i>ad personam</i> to the President of the Republic of Albania on</u>
Oct. 2005-July 2006	<u>issues of International law and Human Rights law.</u> Legal Advisor <i>ad personam</i> to the Speaker of the Parliament of the Republic of Albania on issues of EU and Human Rights law.

- Sept. 2001- 2003 Advisor *ad personam* to Minister of State for European Integration.
- 2000 – Sept. 2001 Advisor *ad personam* to Minister of Justice on problems of approximation of legislation with *acquis communautaire*.
- b. Elected Office
- July 2006 Elected by the Albanian Parliament as Chairman of National Council for Radio and Television. (*National Audiovisual Authority*).

No member or activist in any political party or movement

VI. Other Activities

Since 2004 Member of British Institute for International and Comparative Law
Since 2004 Member of European Society of International Law
Since 2003 Member of the Committee for the organisation of the “European Week” activities in Albania
2000-present Member of the Selection Committee of the Albanian candidates to the College of Europe
2004-present Team Leader and Key Expert of the Project “Training the Albanian Civil Servants on European integration affairs”
2004 Member and Rapporteur for Albania at the Annual Congress of International Federation of European Law on EU/Albanian Competition Law

VII. Publications and other works

Jurisprudence of the Strasbourg Court”, published by European Centre with the support of European Commission and Council of Europe Joint Programs. (876 pages) – third edition.

2007 EU/EC Fundamental Treaties (including Protocols, Declarations and a terminological Index) – second edition in Albanian.

2004 “EU and challenges of Human Rights protection” included in the Albanian version of “Taking a Case to the Strasbourg Court” by Clements, Mole, and Simmons.

2003”Execution of court judgements as European basic standard” – published at the Annual Conference Publication of the People Advocate in Albania.

since January 2001 - Publication of a Monthly Bulletin on resuming and commenting recent Strasbourg Court judgements – delivered to all Albanian Judges and Prosecutors.

2001Co-author of the Publication of “Report on Compatibility of Albanian Legislation with the ECHR” - published by Council of Europe, European Commission, Ministry of Justice and European Centre in Albania.

2002 Guide to International Organisations – published by European Centre and financed EC Delegation in Tirana.

2003 Guide to the Freedom of Information – prepared and published in cooperation with Article XIX in London.

Author of approximately other 400 pages published mainly in Albanian in issues of Public International Law, Human Rights Law and EU Law aspects.

VIII. Languages

Language	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. first language Albanian	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Official Languages									
English	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
French	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Other Languages - Italian	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

IX. Other relevant information

Use of Windows, Excel, Power Point

Address: *Street "Robert Shvarc", no. 1/25, Tirana, Albania*

Tel: *00355 4 230 236*

Fax: *00 355 42 43 875/00 355 4 230 236*

Mob: *00355 69 20 95 893*

E-mail: *bianku@euro-centre.org and biankuledi@yahoo.com*

X. Hereby I confirm that, if elected Judge at the European Court of Human Rights, I will take up permanent residence in Strasbourg.

CURRICULUM VITAE
Armand SKAPI

I. Personal Details

Name	Skapi
Forename	Armand
Sex	Male
Date and place of birth	December 24, 1973, Tirana, Albania
Nationality	Albanian.
Address	Rruga: "Hoxha Tahsim", Pallati 269, ap. 6, Tirana, Albania. Tel: +355 4
361 124	mobile ++355 68 20 84 879

II. Education and academic and other qualificationsa. Higher Education

1992-1996: Faculty of Law, University of Tirana

b. Specializations

November 2003: Course on Humanitarian Law, International Institute on Humanitarian Law, San Remo, Italy

Sep. - Dec. 1998: Course for Young Diplomats from Central and Eastern Europe", The Hague, Netherlands

May - June 1997: Course on the Law of the Sea, Aegean Institute of Maritime Law, Rhodes, Greece

January - July 1995: Academic year at the Faculty of Law of University of Leiden, Netherlands; Courses on Comparative Law)

III. Relevant professional activitiesa. Judicial activitiesb. Non-Judicial legal activities

Oct. 2006 — onwards: Head of Africa and Far East Section. Department for Asia and Africa, MoFA of Albania

July 2005 — Oct. 2006: Head of Press and Public Diplomacy Department, MoFA of Albania

Feb. 2002 — July 2005: Head of the UN & International Organizations Department, MoFA of Albania

Feb. 1999 — Feb. 2002: Desk Officer, UN & International Organizations Department, MFA of Albania

Jan. 1997 — Feb. 1999: Desk Officer at the Department of Legal, Treaties and Consular Affairs in the Ministry of Foreign Affairs of Albania

c. Non-Legal Professional Activities

June 2005,	Seminar on Asylum issues, Brela, Croatia;
April 2005,	Conference 'United for Consensus', New York;
March — April 2004	Member of the Albanian Delegation to the 61-th Session of the UN Commission of Human Rights, Geneva;

October 2004,	Participant to the international conference on UNSC Resolution 1540, organized by Foreign Office and Chatham House, London.
Sep. — Dec. 2004,	Member of the Albanian Delegation to the 59-th Session of the UN General Assembly, New York;
March — April 2004	Member of the Albanian Delegation to the 60-th Session of the UN Commission of Human Rights, Geneva;
November 2003,	Participant to the Seminar "UNSC Resolution 1373 and 12 conventions and protocols on terrorism, organized by Foreign Office and OSCE, London.
Sep. — Dec. 2003,	Member of the Albanian Delegation to the 58-th Session of the UN General Assembly, New York;
August 2003,	Head of the Albanian Delegation to the 63 session of the Committee on the Elimination of Racial Discrimination (Albanian report on CERD was considered).
March — April 2003	Member of the Albanian Delegation to the 59-th Session of the UN Commission of Human Rights, Geneva;
Sep. — Dec. 2002	Member of the Albanian Delegation to the 57-th Session of the UN General Assembly, New York;
May 2002	Head of the Albanian delegation to the Meeting of Political Directors of Central Europe an Initiative, Belgrade;
March — April 2002	Member of the Albanian Delegation to the 58-th Session of the UN Commission of Human Rights, Geneva;
Sep. — Dec. 2001	Member of the Albanian Delegation to the 56-th Session of the UN General Assembly, New York;
March — April 2002	Member of the Albanian Delegation to the 57-th Session of the UN Commission of Human Rights, Geneva;
Sep. — Nov. 2000	Member of the Albanian Delegation to the 55-th Session of the UN General Assembly, New York;
6 — 8 Sep. 2000	Member of the Albanian Delegation to the Millennium Summit, New York, USA;
26 — 28 June 2000	Member of the Albanian Delegation to the International Conference "Towards a Community of Democracies", Warsaw, Poland;
21— 22 June 2000	Member of the Albanian Delegation to the 2-nd Regional Conference of the Member Countries to the Anti-Personnel Landmines Convention, Ljubljana, Slovenia;
16 -18 May 2000	Regional Conference "The Management of Ethnic Diversity", Budapest, Hungary;
18 — 20 April 2000	Member of the Albanian Delegation to the 9-th Session of the UN Commission on Crime Prevention and Criminal Justice, Vienna, Austria;
14 Sep. — 15 Nov. 1999	Member of the Albanian Delegation to the 54-th Session of the UN General Assembly, New York, USA;
6 — 8 June 1999	Member of the Albanian Delegation to the 1-st Regional Conference of the Member Countries to the Anti-Personnel Landmines Convention, Zagreb, Croatia;
3 – 8 May 1999	Member of the Albanian Delegation to the 1-st Meeting Parties to the Anti-Personnel Landmines Convention, Maputo, Mozambique;
March 1998	Member of the Albanian Delegation to negotiate the <i>inventory</i> of the agreements between Albania and former Soviet Union, Moscow, Russia;
November 1997	Member of the Albanian Delegation <i>to</i> negotiate several agreements between Albania and "the former Yugoslav Republic of Macedonia", Skopje, "the former Yugoslav Republic of Macedonia";

IV. Activities and Experience in *the* field of Human Rights

2005-2005	Member of the National Commission for Refuges;
2003	Trainer on UN treaty reporting process on human rights, Tirana;

Jan. - June 2001 Executive Director of the joint project between MoFA, OHCHR, UNDP "On building national capacities for UN treaty reporting process".

V. Public Activities

- A. Public office
- B. Elected Office
- C. No political activities

VI. Other Activities

<u>2006 – onwards</u>	<u>Lecturer of International Law at Multilateral Relation courses organized by albanian Institute of Strategic Studies and Training</u>
<u>2004 — onwards</u> <u>founder)</u>	<u>Head of Board of Directors of Albanian Center of International Law (Co-</u>
2004 — 2005	Head of the technical working group in MoFA for drafting the progress report on the implementation of National Strategy for Economic and Social Development.
2004 report.	Member of the Working Group for Millennium Development Goals progress
June – August 2004	Guest lecturer, Institute of Pre-university Studies, Tirana
2004	Lecture, at the Diplomatic Academy of the MoFA of Albania
2002 Tirana.	Lecturer at Philosophy Faculty (Political Sciences Desk), University of

VII. Publications and other works

Co-author of the book: "International Courts", Tirana 2005, published by Albanian Center of International Law

Author: "UN treaty reporting: a process of an national and international importance for Albania", Negotium 13, 2004

Author: "Albania's priorities in the Organisation of the Black Sea Economic Cooperation". Negotium 9, 2002

Co-author: "The impact of an active policy in the UN and in regional initiatives to the integrating processes of Albania into Euro Atlantic structures", Negotium No. 8, 2002.

Author "UN and the challenges of the new Millennium", Shekulli (Albanian Daily newspaper), 16 November 2000.

Co-author of the article "For an active policy in the United Nations Organisation", MFA Quarterly "Negotium", No. 2. 2000

VIII. Languages

Language	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. first language Albanian	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Official Languages									
English	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
French	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c. Other Languages - Italian	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

IX. Other relevant information

MS Office XP

X. I confirm that, if elected judge at the European Court of Human Rights, I will take up permanent residence in Strasbourg.

I. Personal Details

Name	Evis
Forename	Alimehmeti
Sex	Female
Date and place of birth	19.02.1975, Tirana, Albania
Nationality	Albanian

II. Education and academic and other qualifications

01/2003-currently	University of Tirana, Faculty of Law, Doctorate studies in the area of Public Law.
09/2000-08/2001	<i>Queen's University</i> , Kingston, Ontario, Canada. Master studies in the area of Public Law. Degree awarded <i>Master of Laws (LLM)</i> .
LLM Thesis:	<i>Grounds for Justifying Pre-Trial Detention in Canada; A Case Study of the Albanian Legal System.</i>
07/1999-08/1999	<i>European University Institute</i> , Florence, Italy. Summer School: International Human Rights Law.
08/1997- 07/1999	<i>Open University</i> , London, UK/ <i>Central European University (CEU)</i> , Budapest, Hungary. MPhil Studies in the area of International Human Rights Law. Degree awarded <i>Master of Philosophy (Mphil)</i> .
Mphil Thesis:	<i>"The Concept of Effective Remedies in the Albanian Legal System, Particularly as Regards Meeting its Obligations under the European Convention on Human Rights, art.13."</i>
09/1993- 07/1997	<i>University of Tirana, Faculty of Law</i> , Tirana, Albania. Degree awarded <i>Bachelor in Law (LLB)</i> . Thesis: <i>"Judicial review of Administrative Acts"</i> . Evaluated with 10/10.

III. Relevant professional activities

A. Judicial activities

B. Non-Judicial legal activities

01/09/1998- currently	Lecturer of the course of Public Law at the <i>Law Faculty of Tirana University</i> ; Lecturer of the course of Judicial Ethics at <i>Albanian School of Magistrates</i> ;
20/09/1999- 28/08/2000	
19/09/2001- 30/11/2005 (one year Master studies)	<i>Organization for Security and Cooperation in Europe (OSCE), Presence in Albania.</i>

- 20/06/1998-30/08/1998 Position: National Legal Officer at the Rule of Law/Human Rights Department .
International Center Non For Profit Law, Washington DC, USA.
Position: Intern.
- 10/1996-08/1997 *Albanian Center For Research, Documentation, Education and Information on Human Rights:*
Position: Legal Assistant and Editor of Law Review.

C. Non-Legal Professional Activities

IV. Activities and Experience in the field of Human Rights

V. Public Activities

- A. *Public office*
B. *Elected Office*
C. *No member or activist in any political party or movement*

VI. Other Activities

- 2004 Member of the National Chamber of Advocates of Albania
1999 Member of the Constitutional Lawyers Association of Albania.

VII. Publications and other works

The concept of effective remedies in the domestic legal system as interpreted by the European Court of Human Rights. Law Review no. 3, 2005.
Some issues related to the electoral system in Albania, Law Review no. 2, 2004.

LLM Thesis: Grounds for Justifying Pre-Trial Detention in Canada; A Case Study of the Albanian Legal System, published at www.lareau-law.ca/codification-Albania.html

Fundamental rights and minority protection in Albania. Center for European Constitutional Law/The Rigas Network Project, September 1999, published at www.cecl.gr/RigasNetwork/databank/REPORTS/r9/r9.html.

Human Rights Glossary, UNESCO, Finish Human Rights Project and Albanian Human Rights Group, Tirana 2001. Member of the Law and Linguistic Reviewing Committee.

Editor of the Law Review *Time and Justice*, published by the Soros Foundation Legal Resource Center, Tirana 1995.

VIII. Languages

Language	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. first language	VG	<input type="checkbox"/>	<input type="checkbox"/>	VG	<input type="checkbox"/>	<input type="checkbox"/>	VG	<input type="checkbox"/>	<input type="checkbox"/>
Albanian									
b. Official Languages									
- English	VG	<input type="checkbox"/>	<input type="checkbox"/>	VG	<input type="checkbox"/>	<input type="checkbox"/>	VG	<input type="checkbox"/>	<input type="checkbox"/>
- French	<input type="checkbox"/>	<input type="checkbox"/>	F	<input type="checkbox"/>	<input type="checkbox"/>	F	<input type="checkbox"/>	<input type="checkbox"/>	F
c. Other Languages									
- Italian	VG	<input type="checkbox"/>	<input type="checkbox"/>	VG	<input type="checkbox"/>	<input type="checkbox"/>	VG	<input type="checkbox"/>	<input type="checkbox"/>

IX. Other relevant information

- X. Hereby I confirm that, if elected Judge at the European Court of Human Rights, I will take up permanent residence in Strasbourg.



COUNCIL CONSEIL
OF EUROPE DE L'EUROPE
Committee of Ministers
Comité des Ministres

Ministers' Deputies
CM Documents

CM(2007)60 1 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

**4.1 European Court of Human Rights -
Election of judges – List of candidatures in respect of Andorra**

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

(Translation)

**Permanent Representation of Andorra
to the Council of Europe**

Strasbourg, 15 March 2007

Dear Director General,

I am pleased to inform you that the Government of the Principality of Andorra has decided on the meeting of 28 February 2007 to propose the following candidates for the election of judges to the European Court of Human Rights.

-Mr Josep CASADEVALL MEDRANO
Judge at the European Court of Human Rights

-Mrs Maïtena MANCIET FOUCHIER
Lawyer

-Mr Marc VILA AMIGÓ
Lawyer

Please find enclosed the curriculum vitae of the candidates.

Yours sincerely,

(signed)
Ms Gemma CANO
Deputy to the Permanent Representative
of the Principality of Andorra to the Council of Europe

Mr Philippe Boillat
Director General
Directorate General of Human Rights

CURRICULUM VITAE
Josep CASADEVALL

I. Personal Details

Name: Josep CASADEVALL
Born: 10 September 1946 at Girona (Spain) - Nationality: Andorran.
Married, 2 children (lawyers in Andorra).
Address: 17, rue des Bouchers – 67000 Strasbourg.
Work Tel.: 0388413020 – Private Tel. 0388357846
email : josep.casadevall@echr.coe.int

II. Education

- Bachelor's degree in law (Madrid – UNED - 1978).

III. Relevant professional activities

- General Secretary at the Town Hall in Andorra la Vella (November 1970 - July 1980).
- Member of the Andorran Bar (July 1980 - October 1998).
- General Secretary of the Bar Association (February 1984 - January 1992).
- President of the Bar Association (January 1993 - March 1996).
- Judge in the former European Court of Human Rights (March 1996 - October 1998).
- Judge in the new European Court of Human Rights (since November 1998).
- Vice-President of Section I of the Court (November 1998 – June 2000)
- Vice-President of Section IV of the Court (since November 2004)

IV. Other activities

- Professor of Roman and criminal law in the Faculty of Law of the Spanish Open University, Seu d'Urgell, Lleida (1985 - end of 1998).
- Author of the Automobile Guarantee Fund Bill (1991).
- Member of the Bar Association Committee for Preparation of the report on the sections of the preliminary draft Constitution covering rights, liberties and the administration of justice (1992).
- Member of the drafting committee for the Justice Act, following promulgation of the Constitution (1993).
- Author of the Bank Secrecy and Money Laundering Bill (1995).
- Author of the Prosecution Service Bill (1995).
- Co-author of the Solicitor's Profession Bill (1996).
- Attendance at various seminars and conferences and publication of articles on human rights and the case-law of the Court (since 1997).
- Co-author of the Spatial/Regional Planning and Urbanism Bill (1998)

V. Activities in the area of Human Rights

- Participation in a colloquy on the protection of human rights, Zaragoza Bar Association (Spain), 30-31 May 1997.
- Conference on the European system for the protection of human rights, Opening of the Spanish Open University Summer School, Seu d'Urgell, 15 July 1997.

- Participation in a seminar on the European Convention on Human Rights (Supreme Council for Justice), Andorra, 20 March 1998.
- Participation in a seminar "Eight chronicles on human rights", Protocol No. 11, Barcelona (Spain) April 1998.
- Conference during the seminar "An Ideal 50 years on" University de Lleida (Spain), 13 October 1998.
- Conference on "Human Rights and the functioning of the Court in its new form", Nicosia (Cyprus), 17 April 1999.
- Participation in the VI colloquy "Humanitarian Rights", Red Cross, Soria (Spain) 20 July 1999.
- Participation in a seminar on "Assistance in accessing law and justice" (Supreme Council for Justice), Andorra, 18-19 October 1999.
- Conference on "Children and Human Rights" organised by Unicef, Andorra, 11 May 2000.
- Participation in "Forum on Human Rights Education"(Council of Europe), Budapest, 10 November 2000.
- Seminar in Strasbourg on human rights with the European Association of Lawyers, May 2001.
- Round Table on "Public Prosecution and the requirements of a fair trial" Palais de Justice, Paris, 15 November 2002.
- Participation in "Protection of National Minorities and Constitutional Courts" Day (Andorra), 3 October 2003.
- Conference on Human Rights Protection in Europe (The Convention), Patronat Català Pro Europa, Barcelona, 13 May 2004.
- Conference on "The interpretation of Article 6 of the European Convention on Human Rights by the Court", Human Rights Congress, Istanbul, 16-19 May 2004.
- Seminar on human rights in Alcalá (Madrid)."Round Table on the jurisprudence of the ECHR", 11 November 2005.
- One-day course on human rights for the Andorran Police, 25 November 2005.
- Participation in a colloquy on Contracts and fundamental Rights (Viewpoint of European judges), Université d'Avignon, 12 January 2007.

VI. Publications

Foreword in "Recueil et commentaires des articles de la Déclaration Universelle", Ordre des avocats d'Andorre, 1999.

"Utopie et réalité des droits de l'homme" (collectif), chapter on the Convention and the Court, UNED, Madrid, 1999.

"La protection internationale des droits de l'homme" (collectif), chapter on the Convention and the Court's functioning after Protocol No. 11, University of Lleida (Spain), Tecnos, 2001.

"Notes sur la question des minorités nationales dans la Convention et la Jurisprudence de la Cour des droits de l'homme". Publication du Tribunal Constitutionnel d'Andorre à l'occasion de son 10e anniversaire (2004).

Chronique "Synthèse sur la Convention", publication Infoeuropa, No. 5, May-August 2004 (Barcelona).

"El Conveni europeu de drets humans, el Tribunal d'Estrasburg i la seva jurisprudència", Bosch Editor, Barcelona, 2007.

VII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Catalan	X			X			X		
b. Official languages:									
English			X			X			X
French	X			X			X		
c. Other languages:									
Spanish	X			X			X		

VIII. Other relevant information

IX. Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court.

I confirm that if elected I shall take up permanent residence in Strasbourg.

CURRICULUM VITAE
Maïtena MANCIET FOUCHIER

I. Personal details

Name, forename : Maïtena MANCIET FOUCHIER
Sex : Female
Date and place of birth : 06/01/1959 in Paris (France)
Nationality : Andorran

II. Education and academic and other qualifications

- Baccalaureate A5 (three modern languages) at the Lycée Sasserno, Nice (France)
- Advanced Diploma (DEA) in Economic Law at the Faculty of Law and Economics of the University of Nice (France) -1982.
- State Doctorate in Private Law from the Faculty of Law and Economics of the University of Nice (France) -1985- prize-winning thesis 1985.

III. Relevant professional activities

Description of judicial activities

1983: Supervisor of first-year tutorials in the civil law field at the Faculty of Law and Economics of the University of Nice.
1985: Responsible for legal management of the real estate sector of the Andorran Social Security Fund.
1986: Practiced as a lawyer in partnership
1989: Set up a firm of lawyers
1992: Practiced as member of a legal firm.

Main professional field was administrative and business law

- Administrative law:
 - Secretary for ten years of the assembly of Mayors of Andorra's municipalities.
 - Adviser to various municipalities.
 - Adviser to various Ministries (Health and Welfare, Environment).
 - Legal adviser to the municipality of Escaldes-Engordany for the past thirteen years.
- Business law:
 - Participation in company board meetings and general meetings as legally qualified secretary and consulting lawyer.
 - Drawing up and negotiating commercial contracts.
- Special achievements in the legal profession from 1992 to 2007:
 - Formulating standards and regulatory texts for several municipalities.
 - Preparing the draft of the Special Law on the Andorran Social Security Fund.
 - Preparing the draft of the Special Law on Immigration and part of its implementing regulations.
 - Preparing the Special Law on adoption and other forms of protection for endangered minors, and part of its implementing regulations.
 - Co-operated in drafting the Law on Waste, and co-wrote a preliminary draft Law on Weapons and Armourers.
 - Co-operated in drafting various regulations for different Ministries.

IV. Activities in the field of human rights**Public activities Elected office**

- Member of the General Council (parliamentarian), member of the Committee for home and justice questions. (2003 2004).
- Several times member of the Council of the Bar Association.

VI. Other activities

Part-time lecturer in Andorran law in the Faculty of Law, Economics and Social Sciences of the University of Toulouse during the 2004-2005 and the 2005-2006 academic years.

VII. Publications and other works**VIII. Languages**

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Catalan	X			X			X		
b. Official languages:									
English			X			X			X
French	X			X			X		
c. Other languages:									
Spanish	X			X			X		

IX. Other relevant information

Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court.

IX. I confirm that if elected I shall take up permanent residence in Strasbourg.

Andorra la Vella, 13 March 2007

**CURRICULUM VITAE
MARC VILA AMIGÓ**

I. Personal details

Name, forename : Marc VILA AMIGÓ
Sex : Male
Date and place of birth : 05/05/1961 at Andorra la Vella
Nationality : Andorran
Ready to settle in Strasbourg

II. Education and academic and other qualifications

Master's degree in law at the University of Barcelona (1986)
Master's degree in philosophy at the University of Barcelona (1985)
Cambridge University Certificate of Proficiency in English (1987).
Higher Diploma for the teaching of French abroad at the French Institute of Barcelona, issued by the University of Toulouse-Le Mirail (1982)

III. Relevant professional activities

Barrister (2000-2007)
Worked in the notary's practice of Marc Vila Riba (1986-1991).

IV. Activities in the field of human rights

Member of the European Commission of Human Rights (1996-2000).

V. Public activities

Minister for Foreign Affairs in the first constitutional government of the Principality of Andorra (1994).

VI. Other activities

Founding member and managing director of Premsa andorrana S.A., the company publishing the Diari d'Andorra (1991-1994) and Chairman of the Board since 2001.

Founding member and Vice-President of the Andorran Institute of Human Rights (2006-2007).

Founding member (1994), international relations officer (1995) and Vice-President of the Andorran Committee for UNICEF (1996), President of the Committee (1999-2005) and Vice-President (2005-2007).

Lecturer in the Law Faculty of the Spanish distance teaching University of La Seu d'Urgell (UNED) : Political Law (1988-1994), Natural law and Philosophy of Law (1989 - 1994, since 1995), Public International Law (1988 - 1992).

Taught part-time at the University of Perpignan about Andorran law and political institutions (1988 - 1992)

VII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Catalan	X			X			X		
b. Official languages:									
English		X			X			X	
French	X			X			X		
c. Other languages:									
Spanish	X			X			X		
Italian		X			X			X	

VIII. Other relevant information

Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court.

IX. I confirm that if elected I shall take up permanent residence in Strasbourg.



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)88 1 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights

Election of judges – List of candidatures in respect of Armenia

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).



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REPRÉSENTATION PERMANENTE DE LA RÉPUBLIQUE D'ARMÉNIE
AUPRÈS DU CONSEIL DE L'EUROPE

01/01/168



Strasbourg, 16 March 2007

Mr.Philippe Boillat
Director General
Directorate General of Human Rights

Dear Mr.Boillat,

With reference to Secretary General's letter dated 21 December 2006 I would like to inform you that the Government of the Republic of Armenia has selected the following candidates for the election of judges to the European Court of Human Rights.

The names of the candidates appear in order of preference.

1. Mrs. Alvina Gyulumyan
2. Mr. Gevorg Kostanyan
3. Mrs. Nelik Haroutiounyan

The curricula vitae of the above candidates are attached to this letter.

Sincerely yours,

Christian Ter Stepanian
Ambassador,
Permanent Representative



**Curriculum Vitae
Alvina GYULUMYAN**

14 rue Stoeber, 67000 Strasbourg, France
Tel.: 03 88 36 80 37 – E-mail: alvina.gyulumyan@echr.coe.int

I. Personal Details

Name, forename: GYULUMYAN Alvina
Sex: Female
Date and place of birth: 20 January 1956, Azerbaijan
Nationality: Armenian
Marital status: Married to Aristakes Soghomonian, one daughter.

II. Education and academic and other qualifications

1998 High Judicial Qualification of a Judge, granted by a Decree of the President of Armenia
1997 Certificate from the Training Program at the International Law Institute, Georgetown University in Washington D.C.
1972 – 1978 Yerevan State University, Law Department

III. Relevant professional activities

a. Judicial activities

2003 – present Judge at the European Court of Human Rights elected with respect to Armenia
1996 – 2003 Judge of the Constitutional Court of Armenia
1985 – 1996 Judge of the Supreme Court of Armenia
1978 – 1985 Lawyer, Member of the Armenian Association of Advocates

b. Non-judicial legal activities

1998 – 2001 Member of the State Commission on Constitutional Amendments
1997 – 1999 Member of the State Commission on Judicial Reforms in Armenia

c. Non-legal professional activities

2001 – 2003 Lecturer on human rights at the Yerevan State Linguistic University

IV. Activities and experience in the field of human rights

1. Participation in more than 20 local and international conferences and seminars, in particular:

January 2007 Paris, Round Table “France – Armenia: common legal heritage”
September 2005 Yerevan, 10th International Conference “The legal principles and political reality in the exercise of Constitutional control”
October 2004 Yerevan, 9th International Conference “The principle of the supremacy of law in the practice of Constitutional justice”

October 2003	Yerevan, International Conference “Basic criteria of the evaluation of the limitation of human rights in the practice of Constitutional justice”
June 2002	Rome, International Seminar on the resolution of conflicts between the central state and entities with legislative power by the Constitutional Court
April 2002	Sofia (Bulgaria), International Conference on electoral law
September 1998	Yalta (Ukraine), International Conference “Human Rights for Human Development”
May 1998	Istanbul (Turkey), International Conference on the Interrelation between Constitutional and ordinary courts
April 1998	Moscow (Russia), International Conference on the protection of human rights by Constitutional Courts
December 1997	Mexico, IV Congress of National Institutions of Human Rights Protection
1997	Yerevan, International Conference on the protection of human rights by Constitutional Courts

2. Speeches in monthly radio-seminars on the national radio, addressed to the population of the Republic, on human rights issues

3. Participation in the research conducted by the Armenian Association of International Law on the scientific comparative analysis of 45 international treaties on human rights and national legislation.

V. Public activities

None

VI. Other activities

1997 – 2003 President of the Association of Judges of the Republic of Armenia

Organisation of the activities of the Association, participation in the development of the professional expertise and in the training of judges, promotion of guarantees for the protection of rights and freedoms of citizens, etc.

1998 – 2003 Member of the Armenian Association of International Law

Engagement in the research on the expedience of the Republic of Armenia’s accession to international treaties, identification and elimination of contradictions between the national legislation and international treaties, elucidation of international legal institutions for human rights protection and procedures.

1996 – 2003 Member of the Constitutional Law Centre of the Republic of Armenia

Raising public awareness of the Constitution of Armenia and participation in professional fora.

VII. Publications and other works

1. “The Rule of Law principle in the case-law of the European Court of Human Rights” (Yerevan, 2004), Yearly Almanac “Constitutional justice in the new millennium”.
2. European Court of Human Rights, Collection of Judgments (Armenian translation), (Yerevan 2002 and Yerevan 2003), Scientific editor and the author of the preface.
3. “Protection of electoral rights in Armenia” (Sofia, 2002), Selected materials of the International Conference.
4. “Christian Values in the Armenian Law”, (Yerevan, 2001), Collection of reports of the international conference.

5. "The implementation of the rules of International Law in the national legislation of the Republic of Armenia", (Minsk, 2000), Collection of reports of the international seminar.
6. "Human Rights in the legislation of the Republic of Armenia and their application (social and economic rights)", (Yerevan, 2000), Institute for Democracy and Human Rights – "IDHR".
7. "The legislative guarantees of human rights protection in Armenia", (Yerevan, 1998), Collection of materials on human rights.
8. "Judicial reform and human rights (the example of Armenia)", (Yerevan, 1997), Collection of reports of the international seminar.
9. "The guarantees of the independence of a constitutional review", (Yerevan 1996), in Armenian and English, Collection of reports of the international seminar.

VIII. Languages

- a. Mother tongue: Armenian
- b. Official languages: English reading *very good*, speaking *good*, writing *good*
French reading *good*, speaking *fair*, writing *fair*
- c. Other languages: Russian reading *very good*, speaking *very good*, writing *very good*

IX. Other relevant information

- President of a Committee of 3 Judges (Article 27 of the Convention) of the III Section of the Court.

- X. I confirm that I continue permanent residence in Strasbourg if re-elected a judge to the European Court of Human Rights

**Curriculum Vitae
Gevorg KOSTANYAN**

I. Personal Details

Name, forename Gevorg Kostanyan
Sex male
Date and place of birth 04.10.1977
Nationality Armenian

II. Education and academic and other qualifications

<i>Institution</i>	<i>Subject</i>	<i>From</i>	<i>To</i>
1. J.D. Yerevan State University, faculty of law, Lawyer	Criminal, Civil, Constitutional, Labour, International Public, Criminal and Civil Procedures and Administrative Laws	1994	1999
2. J.D. Yerevan State University, faculty of law, Doctor of Law (P.H.D)	Constitutional, Administrative, European, Environmental Laws	1999	2002
3. University of Nottingham, United Kingdom	Implementation of Human Rights Conventions	2006	2006

III. Publications and other works

1. *STATE AND LAW 1 (11), 2001 The Specifies of the Electoral system in the Elections of the National Assembly,*
2. *STATE AND LAW 3 (13), 2001 Parliamentary Control in the Republic of Armenia,*
3. *LEGALITY, 13, 2001, the System of the Parliamentary Elections,*
4. *YEREVAN, 2005, Constitutional Legal Status of the National Assembly of RA*

IV. Relevant professional activities

(Please underline the post(s) held at present)

<i>Judicial activities</i>	—		
<i>Non-legal professional activities</i>	—		
<i>Non-judicial legal activities</i>			
<i>Position</i>	<i>Organisation/Institution</i>	<i>From</i>	<i>To</i>
1. First category advisor	Ministry of Justice, Department of Legislation	1995	1999
2. Advisor to the Minister	Ministry of Justice	2001	2003
3. Deputy Chief of Staff	Ministry of Justice	2003	2004

4. <u>Lecturer of Constitutional and Administrative Law</u>	Yerevan State University, faculty of Law, faculty of Foreign Affairs	2001	<u>Present</u>
5. Advisor to the Minister	Ministry of Justice	2004	2006
6. Representative of the Government before the European Court of Human Rights (Agent)	Ministry of Justice	2004	Present
7. Lecturer of Administrative Law	Police Academy of RA	2004	2005
8. <u>Deputy Minister of Justice</u>	Ministry of Justice	2006	<u>Present</u>

V. Activities and experience in the field of human rights

From 2004 until now Representative of the Government before the European Court of Human Rights (Government Agent)

VI. Public activities

None

VII. Other activities

None

VIII. Languages

Language		Reading			Writing			Speaking		
		VG	G	F	VG	G	F	VG	G	F
First language	<i>Armenian</i>	v			v			v		
b. Official languages:										
- <i>English</i>		v			v			v		
- French										
Other languages:	<i>Russian</i>	v			v			v		

IX. Other relevant information

X. Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court.

I confirm that I will take up permanent residence in Strasbourg, if elected a judge on the Court.

**Curriculum Vitae
Nelik HAROUTIOUNYAN**

I. Personal Details

Name, forename: Nelik Haroutiounyan
Sex: Female
Date and place of birth: 25 February, 1972, in Echmiadzin, Republic of Armenia
Nationality: Armenian

II. Education and academic and other qualifications

October 2006 – Present
Institute for Philosophy, Sociology and Law of National Academy of Sciences. PhD candidate in International Law. Thesis: "Strengthening International Legal co-operation: extradition".

1990-1995 Yerevan State University, Law Department
Lawyer, July 13, 1995

1979-1989 Secondary school N 73

III. Relevant professional activities

August 1999 – Present

Office of the General Prosecutor of the Republic of Armenia, Head of International-Legal Relations Department.

June 1997 – August 1999

International Relations Adviser to General Prosecutor of the Republic of Armenia.

December 1994 – June 1997

Inspector/ translator at the National Central Bureau of Interpol in the Republic of Armenia.

Member of the Consultative Council of European Prosecutors (CCPE). Advisory body of the Committee of Ministers of the Council of Europe.

Expert in Coordinating Council of General Prosecutors of the CIS on behalf of the Republic of Armenia.

Lecturer on International Public Law at Yerevan University of Management.

IV. Activities and experience in the field of human rights

Organisation and participation in a number of Joint Seminars with Council of Europe Legal Directorate on Implementation by prosecutors of the European Convention on Protection of Human Rights, with participation of judges, prosecutors and advocates.

July 1997 – UN High Commissioner/Centre for Human Rights Certificate "Human Rights in the administration of Justice", Yerevan.

October 1997 – Office of the UN High Commissioner for Human Rights Certificate "Fellowship Program on Human Rights Reporting", Budapest

October 1999 – American Bar Association / Central and East European Law Initiative and Franklin Pierce Law Center "Based Prosecutors' training Program ", USA

September 2000 – "Advanced Course on the International Protection of Human Rights", International Human Rights Academy in Turku/Abo, Finland.

April 2002 – Individual practical training at the General Prosecutor's office of the Slovak Republic.

May 2004 – Development program for law enforcement training centres, Strasbourg, France.

September, 2004 – Capacity building in International Relations, Training in International Human Rights, Humanitarian Law and negotiation, organised by the Graduate Institute of International Studies, CIMERA and the Ministry of Foreign Affairs of Armenia, sponsored by the Swiss Agency for Development and Co-operation.

May 2006 – Course on instruction in techniques of investigating serious violations of International Humanitarian Law of the Institute for International Criminal Investigations, The Hague

V. Public activities

Member of the editorial group of the General Prosecutor's office magazine "Orinakanutyun/Legality".

Member of "Armenian Lawyers" non-governmental organisation.

Consultant on domestic Legal developments of " The Practice of the European Court of Human Rights" magazine.

Expert for "Legal guide" organisation, operating www.legalguide.am website.

VI. Other activities

April 2004, November 2005, August 2006 – Participation at the Plenary sessions of Coordinating Council of the General Prosecutors of the CIS countries in Kiev (Ukraine), Dushanbe (Tagikistan), Moscow (Russian Federation), Almati (Kazakhstan).

July 2006 – 7th Conference of the European General Prosecutors, Moscow, Russian Federation, November 2005- Second World Summit of the General Prosecutors, Doha, Qatar.

September, 2005 – Regional Seminar "Strengthening Legal Co-operation in Caucasus", Chakvi, Georgia, organised by UN office on Drugs and Crime.

Application to the list of professional investigators of the office of Defence Counsel at the International Criminal Court.

Participation as a judge in Philip Jessup International Law Moot Court competition (2006, 2007).

VII. Publications and other works

On International Association of Prosecutors, in "Legality" magazine, N 3, 1998.

On best practices of the prosecutor's office of the Republic of Slovakia, in "Legality" magazine, 1998, N 17, 2002.

International co-operation against criminality: extradition practice, in "Legality" magazine, N 34, 2005.

International co-operation against criminality- extradition practice:

VIII. Languages

Language	Reading	Writing	Speaking
a. First language <i>Armenian</i>	Very good	Very good	Very good
b. Official languages <i>-English</i>	Very good	Very good	Very good
<i>Russian</i>	Very good	Very good	Very good

November 1997 – Armenian to English translation and interpretation Course at the American University of Armenia

IX. Other relevant information

Married, one son (was born 2003)

Residing: 3 Griboyedov st., flat 1, Yerevan, 0051
tel/fax: (37410) 58 60 81 off.,
(37410) 23 41 00 home,
(37491) 43 53 03 mobile.
e-mail: gpintdep@netsys.am
nelly.harutiunyan@genproc.am

X. Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court.

If elected a judge of the Court, I will take up permanent residence in Strasbourg.



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)69 1 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights - Election of judges – List of candidatures in respect of Austria

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

*From: ETTMAYER Wendelin <OV Strassburg>
Date: Thursday 15 March 2007 10:39
To: 'philippe.boillat@coe.int'
Re.: Nomination of the Austrian candidates for the office as judge at the European Court for Human Rights*

Zl.: 1.8.2/2-2007

Dear Mr. Boillat,

I can inform you that the Austrian government has nominated the following personalities (in alphabetical order) for the office as judge at the European Court for Human Rights:

Dr. Ursula Kriebaum, Assistant at the University of Vienna
Dr. Stefan Rosenmayr, Justice at the Supreme Administrative Court
Dr. Elisabeth Steiner, Judge at the European Court of Human Rights

Attached I also transmit the CV's of the three personalities nominated.

Sincerely yours,

Wendelin Ettmayer

Permanent Representation of Austria
to the Council of Europe
29, Avenue de la Paix
F-67000 Strassburg
Tel.: +33 388 36 64 04
Fax: +33 388 25 19 88
Email: wendelin.ettmayer@bmaa.gv.at

CURRICULUM VITAE
Ursula KRIEBAUM

I. Personal information

- Kriebaum, Ursula
- female
- Born: August 5, 1971, Vienna, Austria
- Nationality: Austrian

II. Education

University of Vienna, Faculty of Law: 1989/90 - 1998/99

- Participant in the “Concours Européen des Droits de l’Homme René Cassin” 1993 for the University of Vienna
- Master of Law: awarded, May 1994
- Doctor Jur.: January 1999 (Doctoral thesis on: The European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment)

Faculté de Droit et de Science Politique de l'Université de Bourgogne (Sommersemester 1992)

- International Relations
- Political Life Analysis (Regional Conflicts)
- Public International Law II

International Institute for Human Rights (Strasbourg)

- Participation in the 1993, 1994, 1995 Study Session
- Participation in the 22 intensive training session for university teaching and research in human rights 1994
- Diploma of International and Comparative Law of Human Rights awarded by the International Institute of Human Rights (Strasbourg) in 1995

Finland - University of Helsinki

- Participation in the eleventh Helsinki Summer Seminar on International Law 1998

III. Professional Activities

b. Non judicial activities

University of Vienna, Law School

- Assistant at the Institute of Roman Law 1993 – 1995
- Assistant at the Institute of Public International Law 1995 – 1999
- Since 1999 Assistant Professor at the Institute of Public International Law;
- On maternity leave (December 2001 - January 2004)
- Seconded to Office of the Legal Advisor of the Austrian Ministry for Foreign Affairs (Section General International Law), 3 April 2000 – 2 April 2001;
- Member of the team of the Special envoy for restitution issues“ Dr. Ernst Sucharipa for the Austrian Holocaust Restitution Negotiations 2000/2001
- Delegate to the ICC Preparatory Committee July 2000 session
- Assistant Editorial Manager of the Austrian Review of International and European Law: since 1996.
- Short term expert: EU Twinning Project TR02-JH-01 “Improvement of Statement-taking Methods and Rooms”, September 2004 - February 2006.

IV. Activities and experience in the field of human rights

a. Teaching in the field of human rights

University of Vienna, Law School

- Coach of the Moot Court Team of the Law School for the "Concours européen des droits de l'homme René Cassin" in Strasbourg in :
1994/95 (2nd rank) (together with Mag. Huber),
1995/96 (2nd rank),
1996/97 (1st rank),
1997/98 (3rd rank) (together with Mag. Buffard),
1998/99 (11th rank) (together with Mag. Buffard),
1999/00 (4th rank).
- Lecture on the practice of the European Commission and the European Court of Human Rights, WS 1995/96 (together with DDr. Grabenwarter) 2h,
WS 1996/97 (together with DDr. Grabenwarter) 2h,
WS 1997/98 2h, WS 1998/99 2h, WS 1999/00 2h.
- Lecture on the international protection of Women's Rights,
winter term 1995/96 (together with Mag. Putzer) 2h.
- Torture Prevention, International and National Monitoring Mechanisms, SS 1999, 2h.
- Individual Criminal Responsibility for Serious Human Rights Violations, SS 2000, (together with Doz. Nowak), 2h.
- Lecture: European and International Protection of Human Rights, University Vienna Summer School, Strobl, August 2001.
- The International Human Rights Regime (gemeinsam mit Doz. Nowak), WS 2001, 3h (1h Kriebaum, 2h Nowak).
- The International Human Rights Regime II - special issues, WS 2004/2005, 1h; WS 2006/2007, 1h.
- Holocaust Restitution in Austria SS 2004, 1h.
- Deprivation of property - special focus on indigenous issues (together with: Dr. Binder), SS 2005, 2h; SS 2007 2h.

Vienna Diplomatic Academy:

- Professorial Lecturer since 2002.
- Human Rights Law (Diploma Course and Special Programme in International Studies) (SS 2002, SS 2003, SS 2004, SS 2005, SS 2006).
- Master of Advanced International Studies Program of the Vienna University and the Vienna Diplomatic Academy: Interdisciplinary Seminar on Globalization: Universal Human Rights or Clash of Civilisations (June 2002, June 2003, June 2004, June 2005).
- UN Simulation - Womens' Rights (31 May/1 June 2005, 23 May 2006).
- International Human Rights System - Intensive Course in European Studies for Junior Diplomats and Junior Civil Servants from South-East European Countries, Belarus, Moldova, Ukraine and Turkey (August 2005, 10 mal à 2h).

North West Council on Study Abroad/Mid West Consortium for Study Abroad/AHA-International:

- The International Protection of Human Rights, SS 1999, SS 2000.

Austrian Federal Academy:

- The prohibition of refoulement in Art 3 ECHR and Art 3 CAT (together with W. Suntinger), seminar for the Austrian independent asylum-senate, 13 March 1998.
- Seminar on the European Convention for the Protection of Human Rights: Art 5 ECHR (18 May 1998)
- Seminar on the European Convention for the Protection of Human Rights: Art 2, 3, 13 ECHR (17-19 May 1999)
- UN Human Rights Standards and their implementation in Austria: Individual Criminal Responsibility for Gross Violations of Human Rights: The International Criminal Tribunals for the Former Yugoslavia and Rwanda and the new International Criminal Court (21 October 1999, 17 October 2000, October 2001)
- The standards established by the European Committee for the Prevention of Torture, 18 November 1999
- Seminar on the European Convention for the Protection of Human Rights: Art 2 ECHR (16 May 2000)

European Master's Degree in Human Rights and Democratisation

- Venice: Tutorial: OSCE - HCNM, The Human Dimension Mechanisms, 26. October 1998.
- Vienna: Torture Prevention, International and National Monitoring Mechanisms, SS 1999, 2h.
- Vienna: Individual Criminal Responsibility for Serious Human Rights Violations, SS 2000, (together with Doz. Nowak), 2h.

International Civilian Peace-keeping and Peace-building Training Program - Austrian Centre for Peace and Conflict Resolution:

- Specialisation Course on Human Rights Protection, 27 June - 2 July 1999 (together with Mag. Knauss, Doz. Nowak, Mag. Suntinger).
- Introduction to Women's Rights - Foundation Course: Introduction to Human Rights Protection, 9 June 2000.

“Mission Preparation Training Programme for the OSCE” (MPT): Human Rights and Rule of Law, 6 April 2003.

b. Public lectures and addresses in the field of human rights

- Weiterbildungsveranstaltung für Flüchtlingsbetreuer nach dem AsylG 1997 - 20. März 1998: „*Refoulementverbot gemäß Art 3 EMRK und Art 3 CAT*“.
- Richterwoche: *Current developments in the field of human rights protection* (case law of the ECHR, CJEC; relationship Strasbourg-Luxembourg; human rights violations by non-state actors; recent developments concerning protection mechanisms: ECPT, 11 ad prot. ECHR, collective complaints procedure European Social Charter, ICC) (17 October 1998)
- Renner Institute, Vienna: *Developments in the field of human rights protection since the Vienna World Conference on Human Rights 1993* (16 November 1998)
- Law Faculty Vienna - ELSA: *Latest developments of international mechanisms for the protection of human rights* (10 December 1998)
- University Miskolc - Nemzetközi konferencia, Miskolc: *The European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment: An Overview over its Mandate and Activities* (6 March 1999)
- LEFÖ - Seminar: *Trafficking in Women: Women's Rights - Human Rights: International Norms against Trafficking in Women* (17 April 1999)
- Administrative Academy Vienna: *Basic Rights in Austria - Human Rights in Europe* (4 Mai 1999)
- 24. Österreichischer Völkerrechtstag (3-5 June 1999), St. Gilgen: *Immunity and Crimes against Humanity (The Pinochet Case)*
- University Vienna - Course on Humanitarian and Health Action - International Master of Humanitarian Medicine, Vienna: *Preventive measures and control mechanisms against human rights violations: The view from the European Committee for Prevention of Torture* (25 June 1999)
- Meeting of Austrian NGOs concerned with people in pre-expulsion detention, Innsbruck: *CPT- Standards for the detention of foreigners* (18 September 1999)
- Deutscher Richterratschlag, Munich: *The role of international courts in the relation between international and internal law* - (ECJ, ECHR, ICC, ICTY, ICTR) (31 October 1999)
- Symposium, Vienna: *Torture and Persecution* (25/26 November 1999): *Torture as a fundamental problem of human rights* (FHS Favoriten)
- Millenniums Conference Ankara Bar Association, Ankara: *Principles of ethics and human rights as basic premises of law*, 13 January 2000
- Master Program University Frankfurt/ Oder, Vienna: *The prohibition of Torture in Public International Law* (23 February 2000) (Vienna)
- University goes public, Vienna: *All human rights for all* (29 February 2000)
- University goes public, Vienna: *Who is a refugee* (9 March 2000, 22 March 2000)
- Renner Institute – Symposium, Vienna: *Crimes against humanity: Handling of violence – the examples of Latin America, Asia and the Balkans: the possibilities of international criminal law* (6 May 2000)
- Council of Europe, VII. EUROPEAN LAW WEEK, Matej-Bel University Banská Bystrica, Banská Bystrica: *Other European instruments for the protection of Human Rights: The Convention for the prevention of torture and inhuman or degrading treatment* (6 - 10 November 2000)

- Prison Watch International, Vienna: *The situation in Turkish prisons - international law aspects* (18 November 2000)
- ÖH -AI – Human Rights Week, Vienna – 10 December 2000: „*Racial Discrimination a First Step on the Way to Torture*“.
- 26. Österreichischer Völkerrechtstag, Wien - 14-16 June 2001: „*Human Rights and Sharia*“.
- Austrian Institute for East and Southeast-Europe/Institute for International Studies of the Faculty for Social Sciences of the Karls-University Prag/Masaryk University Brno, Symposium, Brno: *Restitution for expropriation and forced labour: The Austrian Restitution Agreement of 17.1.2002* (1-2 July 2002)
- Symposium, Diplomatic Academy, Vienna, Indigenous People: International Law, Conflict Resolution, Sustainable Development - 28. Oktober 2002: „*The Protection of Indigenous Peoples Rights under Article 27 ICCPR*“.
- OIIP Expert Forum on Southeast Europe, Vienna: *The war crimes tribunal in The Hague a success story?* (Panellist) (February 2003)
- Univerzita Karlova V Praze, Evropské Informační Strědkisko, International Conference on the Implementation of the Optional Protocol to the UN Anti Torture Convention under the auspice of the Czech Minister of Foreign Affairs, Prague: *The Austrian Human Rights Advisory Council* (9-10 February 2004)
- EU Twinning Project TR02-JH-01 “Improvement of Statement-taking Methods and Rooms”, Opening Conference, Ankara: *Measures to avoid ill-treatment in the context of Statement-taking* (8 September 2004)
- EU Twinning Project TR02-JH-01 “Improvement of Statement-taking Methods and Rooms”, Final Conference, Ankara: *The Development of Standards for Statement Taking and Statement taking rooms in the Turkish Context* (4 February 2006)
- Gesellschaft österreichischer Völkerrechtlerinnen, Wien - 7. Februar 2006: “*Protection against expropriation without compensation under international investment law*”.
- 31. Österreichischer Völkerrechtstag, München - 29. Juni -1. Juli 2006: “*Permissible Regulation or Indirect Expropriation*”.

c. *Other activities in the field of human rights*

- Deputy Member of the Human Rights Advisory Board of the Austrian Ministry of the Interior nominated by Amnesty International: July 1999 – June 2002
- Member of the Jury for the “Bruno Kreisky Preis für Verdienste um die Menschenrechte“

V. **Publications**

- *27 publications: 1 book, 26 articles or contributions in books*
- “Prevention of Human Rights Violations”, 2 ARIEL 1997, p. 155-189.
- “Freiheitsbeschränkungen im Transitbereich”, in: R. Thienel/C. Grabenwarter (Hrsg.), *Kontinuität und Wandel der EMRK. Studien zur Europäischen Menschenrechtskonvention*, 1998, p. 71-95.
- “Folterprävention in Europa. Die Europäische Konvention zur Verhütung von Folter und unmenschlicher oder erniedrigender Behandlung oder Bestrafung”, 2000, 786 pages.
- “Etik İlkeleri ve Hukukun Temel Öncüleri Olarak İnsan Hakları, (Ethische Prinzipien und Menschenrechte als Grundvoraussetzungen des Rechts)”, in: HUKUK KURULTAYI 2000, p. 11-15.
- “Menschenrechte und Scharia”, in: I. Marboe/A. Reinisch/S. Wittich (Eds.), *Österreichischer Völkerrechtstag 2001, Favorita papers No. 2* (Vienna 2002), p. 113-139.
- “Restitution Claims for Massive Violations of Human Rights During the Nazi Regime – the Austrian Case”, in: G. Ulrich / L. Krabbe Boserup (eds.) *Reparations: Redressing Past Wrongs, Human Rights in Development Yearbook 2001, 2003*, p. 163- 210.
- “Privatising Human Rights, The Interface between International Investment Protection and Human Rights”, in A. Reinisch / U. Kriebaum, *The Law of International Relations – Liber Amicorum Hanspeter Neuhold*, 2007, p. 165-189.
- “The Concept of Property in Human Rights Law and International Investment Law”, in S. Breitenmoser aO (Eds.), *Liber Amicorum Luzius Wildhaber, Human Rights Democracy and the Rule of Law*, 2007, p. 743-762, (together with C. Schreuer).

VI. Languages

a. First language

- German*
- Reading: VG
 - Writing: VG
 - Speaking: VG

b. Official languages

- English*
- Reading: G
 - Writing: G
 - Speaking: G

- French*
- Reading: G
 - Writing: G
 - Speaking: G

I will take up permanent residence in Strasbourg if elected a judge to the Court,

Ursula Kriebaum m.p.

CURRICULUM VITAE
Stefan ROSENMAYR

I. Personal details

Sex: male

Date and place of birth: 23 December 1954, Vienna, Austria

Nationality: Austrian

II. Education and academic and other qualifications

1960 - 1973: elementary and secondary education (humanistisches Gymnasium) in Vienna

1973 - 1978: studies of law and political science at the University of Vienna, Dr. iur. 1978

1978 - 1979: clerkship at different courts in Vienna

1979 - 1980: studies of law at the Columbia University, School of Law, New York, LL.M. 1980

III. Relevant professional activities

a. Judicial activities

1993-1999: Member of the Austrian Independent Environmental Board

since 1995: Justice at the Supreme Administrative Court

b. Non-judicial legal activities

1981 - 1988: Assistant Professor at the Institute of Constitutional and Administrative Law at the University of Vienna, Lecturer of Administrative, Constitutional Law and Human Rights Law

1987: Professeur stagiaire, Council of Europe, Directorate of Human Rights

1988 - 1995: Legal expert at the Directorate of Constitutional Law of the Federal Chancellery of Austria

c. Non-legal professional activities

None.

IV. Activities and experience in the field of human rights

The law of human rights has been a main focus of my work since the beginning of my professional career at the Institute of Constitutional and Administrative Law at the University of Vienna in research and teaching. Apart from that I attended court proceedings as a human rights observer and participated in fact-finding missions in other countries. As a professeur stagiaire at the Directorate of Human Rights of the Council of Europe 1987 I became directly acquainted with the protection machinery of the ECHR.

As an expert nominated by the Austrian Government I participated in the drafting of Protocol No. 11 to the Convention. I was the Austrian expert of the Committee of Experts for the Development of Human Rights (DH-DEV) for several years (until 1994). I was chairman of the working group of experts which elaborated a Declaration and a Recommendation of the Committee of Ministers on the Protection of Journalists in Situations of Conflict and Tension of 3 May 1996.

Within the Directorate of Constitutional Law of the Federal Chancellery I was engaged in the drafting of a new code of constitutional basic social rights for a high ranking commission ("Grundrechtskommission").

I have presented reports and participated in a number of international congresses and workshops dealing with human right law.

As a legal expert at the Directorate of Constitutional Law of the Federal Chancellery of Austria I have prepared a considerable number of memoranda for the Austrian government in proceedings before the European Commission and Court of Human Rights. I have prepared and presented reports to the Committee on Economic, Social and Cultural Rights (CESCR) under the International Covenant on Economic, Social and Cultural Rights.

As a judge at the Supreme Administrative Court since 1995 I apply the European Convention of Human Rights, which is part of Austrian constitutional law.

V. Public activities

Member of the Austrian Commission of Jurists
Member of the International Association of Refugee Law Judges
No member of a political party

VI. Other activities

Ownership of a few acres of agricultural land (forest)

VII. Publications and other works

Artikel 3, in: Ermacora/Nowak/Tretter (eds.), Die Europäische Menschenrechtskonvention in der Rechtsprechung der österreichischen Höchstgerichte, 1983, 139 ff;

Sechstes Internationales Kolloquium über die Europäische Menschenrechtskonvention in Sevilla (with Manfred Nowak and Christoph Schwaighofer), EuGRZ 1986, 232; english version: Human Rights Law Journal 1986, 117 ff;

Aufenthaltsverbot, Schubhaft und Abschiebung, Zeitschrift für Verwaltung 1988, 1 ff;

Das Recht auf persönliche Freiheit und Freizügigkeit bei der Einreise von Ausländern, EuGRZ 1988, 153 ff;

Anmerkungen zu Grundrechten von Minderjährigen, in: Österreichische Juristenkommission (ed.), Kritik und Fortschritt im Rechtsstaat, 1994, 35 ff;

Asylrecht, in: Machacek/Pahr/Stadler (eds.), Grund- und Menschenrechte in Österreich, III 1997, 535 ff;

Die Ablehnung von Beschwerden gemäß § 33a VwGG - Rechtliche Grundlagen und Handhabung in der Praxis, in: Thienel (ed.), Verwaltungsgerichtsbarkeit im Wandel, 1999, 75 ff;

Environmental Damage in Europe: Austria, in: Cordini/Postiglione (eds.), Prevention and remedying of environmental damage, Bruxelles 2005, 63 ff

Several other publications.

VIII. Languages

- a. First language: German (mother tongue)
- b. Official languages: - English: reading VG, writing VG, speaking VG
- French: reading VG, writing G, speaking VG
- c. Other languages: - Italian: reading G, writing F, speaking G

IX. Other relevant information

Married, two children.

X. Confirmation

I confirm that I will take up permanent residence in Strasbourg if elected a judge on the Court.

CURRICULUM VITAE
Elisabeth STEINER

I. Personal details

Name, forename Steiner, Elisabeth
Sex Female
Date and place of birth 21 March 1956 in Vienna
Nationality Austrian
2 children

II. Education and academic and other qualifications

Sacré Coeur, Preßbaum (primary and secondary school, Matura (school leaving certificate), specialising in modern languages (eight years' French)

Academy for Music and the Performing Arts, Vienna: Diploma in Culture Management, June 1978

Faculty of Law, University of Vienna: Master of Law, April 1980

Faculty of Law, University of Vienna: Doctor of Law, 1981

Economics University (Academy for International Trade), Vienna: Master's degree (business administration), November 1983

Diploma dissertation on China

Economics University (Academy for International Trade), Vienna: Doctorate (business administration), January 1985

Dissertation: Obstruction of service and the Employee: legal, legislative and historical aspects

III. Relevant professional activities

a. Judicial activities

As of 1 November 2001: Judge at the European Court of Human Rights

b. Non-judicial legal activities

Nine months as legal trainee in the courts: District Court, Hietzing, District Criminal Court, Vienna (assistant to the President), and Commercial Court, Vienna

Training as lawyer, experience in legal drafting, with special emphasis on labour law (individual and collective labour law)

Admission to the Bar, Chamber of Attorneys for Vienna, Lower Austria and the Burgenland, December 1987

Established legal practice in Vienna, January 1988: in practice independently since that date.

1.11.2001 Election to the European Court of Human Rights.

IV. Activities and experience in the field of human rights

Before becoming a judge at the European Court of Human Rights I was always actively involved in human rights and civil liberties issues, even before I worked as a practising lawyer.

When I worked as a lawyer I was intensively involved with:

- the law applying to aliens
- women's issues

- for almost 20 years, daily forensic experience in pursuit of fundamental civil and human rights in all types of legal action, in all the courts and before all types of administrative authorities in Austria, in the context of my labour law activities, including both individual and collective labour law, legal activities in relation to cases involving practices repugnant to human dignity, e.g.:

- certain piecework systems
- violations of secrecy of the post
- unauthorised telephone and e-mail surveillance
- mobbing
- sexual harassment
- unwarranted invasion of personal privacy
- conditions of employment which, in the absence of adequate legal provisions governing aliens, border on exploitation
- conditions repugnant to human dignity in the training of apprentices by employers
- dismissal and notice of termination of employment on the grounds of membership of a trade union or political party, or on the grounds of age
- collective bargaining agreements

- legal representation of foreigners wishing to establish residence and permanent homes in Austria

- March 1999 – October 2001, acting for some 80,000 former slave and forced labourers from Ukraine, Belarus and Russia, involving extensive fact-finding missions to those countries
- 1999 – January 2001, representing Holocaust victims from various countries (USA, Austria, etc.)
- in January 2001, signatory to the Joint Statement on Restitution in Washington, D.C.

- appointed member of the Expert Committee on Labour Law of the Chamber of Attorneys, Vienna (until 1 November 2001)

- membership of various international lawyers' associations and of a European lawyers' network (until 1 November 2001)

- Since I became a judge at the European Court of Human Rights I have participated in various conferences and colloquia relating to human rights, examples include: discrimination against women and foreigners; terrorism and human rights; development of the case-law of the European Court of Human Rights from 1998 to the present; leading cases of the European Court of Human Rights in the last 5 years.

V. Public activities

VI. Other activities

Since 1980, extensive travel for study purposes to:

- China (including Central and West Tibet), Nigeria, Bhutan, Nepal (including the semi autonomous kingdom of upper Mustang), Morocco, Sierra Leone, Algeria, Belarus, Ukraine

Where possible in these countries, contacts with women's rights organisations (where they exist) and to private individuals and other organisations.

VIII. Languages

Language	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
German	x	"	"	x	"	"	x	"	"
b. Official languages:									
- English	x	"	"	x	"	"	x	"	"
- French	x	"	"	x	"	"	x	"	"

IX. Other relevant information

X. Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court.

I am happy to live currently together with my two children in Strasbourg. Both attend school here: my daughter Anna at Lycée International des Pontonniers and my son Alexander at Collège de l'Esplanade.



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)82 6 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights - Election of judges – List of candidatures in respect of Azerbaijan

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).



*Azərbaycan Respublikasının
Avropa Şurası yanında
Daimi Nümayəndəsi*

*Représentant Permanent
de la République d'Azerbaïdjan
auprès du Conseil de l'Europe*

CE- 30 /07
Strasbourg 2 April 2007

Dear Secretary General,

With reference to your letter of 21 December 2006 initiating the procedure for the election of 20 judges to replace those whose term of office will expire by the end of October 2007, I hereby inform you of the Azerbaijani candidates in order of preference:

Dr. Khanlar HAJIYEV	Judge at the European Court of Human Rights elected in respect of Azerbaijan Professor of Law
Mr. Zakir GULIYEV	Judge of the Supreme Court of the Republic of Azerbaijan
Ms. Saadat NOVRUZOVA	Adviser, Unit for Human Rights Protection Issues. Department for Coordination of Law Enforcement Agencies, Administration of President of the Republic of Azerbaijan

The Curricular Vitae of the candidates are enclosed herewith.

I avail myself of this opportunity to express the assurances of highest consideration.

Yours sincerely,

Arif MAMMADOV
Ambassador Extraordinary and Plenipotentiary

H.E. Mr. Terry DAVIS
Secretary General
Council of Europe
Strasbourg

CURRICULUM VITAE
Khanlar HAJIYEV

I. Personal details

Khanlar HAJIYEV, m, born 9 September 1956 in Azerbaijan
Married in 1983 to Aybeniz Hajiyeva, born in Baku, PhD (Econ). One daughter, Aysel (1985).

6 rue du Bon Pasteur, 67000 Strasbourg, France
tel. : +33 3 88 45 03 26, e-mail : khanlar.hajiyev@echr.coe.int

II. Education and academic and other qualifications

2001 Doctor of Law

1983 Post-graduate course at the Law Faculty of the Moscow State University

1980 Moscow Institute of State and Law at the Academy of Science.
Institute of Philosophy and Law of the Academy of Science of Azerbaijan

1978 Faculty of Law at the Baku State University

III. Relevant professional activities*a. Judicial activities*

Since May 2003 Judge at the European Court of Human Rights elected in respect of Azerbaijan

1998 – 2003 President of the Constitutional Court of Azerbaijan

1993 – 1998 President of the Supreme Court of Azerbaijan

1992 – 1993 Vice-President of the Supreme Court of Azerbaijan

1990 – 1992 Judge at the Supreme Court of Azerbaijan

b. Non-judicial activities

1999 – 2003 Lecturer at the Baku State University on *the Legal Aspects of the Struggle against International Criminality*

1988 – 1990 Senior Adviser at the Supreme Court of the USSR

1985 – 1988 Editor of the Penal Law and Penal Procedure Department of the *Soviet Justice (Sovetskaya Yustitsiya)* Journal

1983 – 1985 Advisor at the Supreme Court of the Russian Federation

c. Other activities

1996 Associate member of the European Commission for Democracy through Law of the Council of Europe (Venice Commission)

2001 Full-fledged member of the European Commission for Democracy through Law of the Council of Europe (Venice Commission)

IV. Activities and experience in the field of human rights

Nov. 2006 Participation in the Conference on the European Convention of Human Rights organised by the Supreme Court of Azerbaijan, Baku

- Dec. 2005 Participation in the VIII International Forum on Constitutional Justice "Implementation of decisions of the European Court of Human Rights into the practice of the European Constitutional Courts", Moscow
- Nov. 2005 Participation in the Conference "The role of the Constitution in formation of the State governed by the Rule of Law" held on the occasion of the 10th Anniversary of the Constitutional Court of Azerbaijan), Baku
- Nov. 2004 Participation in the Democracy and Jurisdiction Symposium organised by the Turkish Bar Association, Ankara
- Sept. 2004 Participation in the Seminar on the role of precedents for Constitutional Courts organised by the Venice Commission, Baku
- July 2003 Participation in the Conference on the role of the Constitutional Court in protection of democratic values, Baku
- Nov. 2002 Participation in the Round Table on the Protection of fundamental rights and freedoms by the Constitutional Court by means of an individual complaint, Baku
- Nov. 2002 Participation in the Conference on the Human Rights protection systems, Bishkek
- Sept. 2002 Participation in the Conference "Partners for the protection of Human Rights: Reinforcing interaction between the European Court of Human Rights and National Courts", Strasbourg
- August 2002 Participation in the Seminar "Ensuring constitutional rights within the new criminal procedures in Azerbaijan Republic", Baku
- May 2002 Participation in the International Judicial Conference "Courts and Terrorism", Strasbourg
- June 2001 Participation in the Seminar on the "Ensuring protection of the basic rights and freedoms: theory and practice", Baku
- Dec. 2000 Participation in the Seminar "The European Convention on Human Rights as a source of constitutional rights", Baku
- Oct. 2000 Participation in the Conference on the "Freedom of religion and Belief", Baku
- April 2000 Participation in the Seminar "Constitutional Court as protector of individual rights and freedoms", Baku
- 1999 – 2000 Organisation of the Legal Competition for law students "Constitution, an Individual and the Rule of Law", Baku

V. Political activities

None.

VI. Other activities

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VII. Publications and other works

- The role of the Judiciary in the consolidation of democracy (Ankara, 2006), Proceedings of the "Democracy and Judiciary" Symposium, pages 185-194.
- The principles of the interpretation of the European Convention of Human Rights and their influence on the development of the constitutional law (Baku, 2005), Newsletter No. 3/2005.

- The Precedent in the case-law in the European Court of Human Rights (Baku, 2004), Newsletter No. 2-3/2004.
- The role of the Constitutional Court and of the courts of general jurisdiction in the protection of human rights (Baku, 2003), Newsletter No. 1/2003.
- Interpretation of Provisions of Constitution and Law by Constitutional Courts (Baku, 2002), 174 pages, in English and Russian
- Influence of the Constitutional Court's functioning on the development of legislation of the Republic of Azerbaijan (Moscow, 2002), Proceedings of International Conference, pages 20-25, in Russian
- The role of a Constitutional Court and ordinary courts in the protection of human rights (Bishkek, 2002), Proceedings of the Conference on human rights systems, 4 pages, in English
- Resolution of conflicts between Central State and entities with legislative power by a Constitutional Court (Rome, 2002), Proceedings of the UniDem Seminar, 4 pages, in English
- Problems of Interpretation of Constitution and Laws by Constitutional Court: Comparative Research, monograph (Moscow, 2001), 14 pages, in Russian
- The Constitutional Court of the Republic of Azerbaijan : Early years and problems of perfection of constitutional review (Baku, 2001), Bulletin of the Constitutional Court of Azerbaijan, No. 3, pages 55-62, in Azeri
- Concept of Interpretation and its significance (Baku, 2001), Bulletin of the Constitutional Court of Azerbaijan, No. 1, pages 137-144, in Azeri
- Republic of Azerbaijan's Constitutional Court's activity in the field of ensuring the supremacy of the Constitution (Baku, 2001), Bulletin of the Constitutional Court of Azerbaijan, No. 31, pages 74-77, in Russian
- Some remarks concerning the nature of the constitutional justice bodies (Moscow, 2001), "Law and Life" Journal, No. 35, 7 pages, in Russian
- Legal significance of the interpretation of legal rules by a Constitutional Court (Moscow, 2001), "Law and Life" Journal, No. 12, 7 pages, in Russian
- Problems of interaction between the Constitutional Court of the Russian federation and other courts (Moscow, 2001), "Law and Life" Journal, No. 2, 6 pages, in Russian
- Constitutional Court as Legal Interpreter (Baku, 2000), Bulletin of the Constitutional Court of Azerbaijan, No. 1, pages 41-46, in Russian
- Ensuring the protection of human rights within the functioning of the Constitutional Court of the Republic of Azerbaijan (Baku, 2000), Bulletin of the Constitutional Court of Azerbaijan, No. 2, pages 81-86, in Russian
- Decisions of a Constitutional Court as a Source of law (Moscow, 2000), "Law and Life" Journal, No. 26, 8 pages, in Russian
- Concept and Need for Interpretation of Law, (Moscow, 2000), "Law and Life" Journal, No. 27, 8 pages, in Russian
- Correlation between Law and Legislation (Moscow, 2000), "Law and Life" Journal, No. 30, 5 pages, in Russian
- Concept of Interpretation and its significance (Moscow, 2000), "Law and Life" Journal, No. 30, 5 pages, in Russian
- On the determination of the Subject of Interpretation (Moscow 2000), "Law and Life" Journal, No. 31, 3 pages, in Russian

- Ways of interpretation of the Constitution and Laws (Moscow 2000), "Law and Life" Journal, No. 32, 2 pages, in Russian
- Limits of Interpretation of the provisions of Constitution by a Constitutional Court (Moscow 2000), "Law and Life" Journal, No. 12, 7 pages, in Russian
- Interpretation of Law and Legislation , monograph (Moscow, 2000), 6 pages, in Russian
- Status of Judges in the countries of new democracy: Independence with respect to other branches of state power (Moscow, 1999), Proceedings of the International Judicial Conference, 5 pages, in Russian
- On the principles of a free society (Baku, 1998), "Azerbaijan on the Eve of the 21st Century" Collection, 5 pages, in Russian
- Judiciary in the Republic of Azerbaijan on the Eve of the 21st Century (Baku, 1997), "Azerbaijan on the Eve of the 21st Century" Collection, 4 pages, in Azeri
- Structure and Interrelations of Courts – Organization of Judiciary (Washington, 1996), proceedings of International Judicial Conference, pages 1-6, in Russian
- Judicial Acts and the Right to Legal Defence (Strasbourg, 1996), Proceedings of International Conference, pages 63-67, in Russian
- Legal Procedures and State Frontiers (Strasbourg, 1994), Proceedings of International Judicial Conference, pages 59-60

VIII. Languages

- a. Mother tongue: Azerbaijani
- b. Official languages: English speaking *good*, reading *good*, writing *good*
French reading *good*
- c. Other languages: Russian speaking *very good*, reading *very good*, writing *very good*

CURRICULUM VITAE
Zakir GULIYEV

I. Personal details

Zakir GULIYEV, born 6 July 1964 in Baku, Azerbaijan
Married in 1986 to Sevinj Yusifzade, PhD (History), born in Baku

Postal address: Supreme Court, Zahid Xalilov street, 540th mahalla, Baku AZ-1073, Azerbaijan
Private address: Lermontov street 113/117, apt 19, AZ 1001 Baku, Azerbaijan
Phone: (+994 12) 493 49 56 Fax: (+994 12) 493 49 56

II. Education and academic and other qualifications

1986 Institute of Oil and Chemistry named after M.Azizbekov (Oil Academy) diploma N° 010170, specialty: electromechanical engineer

1994 Baku State University
diploma AB-I N° 016352, specialty: lawyer

Author of dissertation under the chair of theory and history of the state and law of Baku State University

III. Relevant professional activities*a. Judicial activities*

Since 2006 Supreme Court of the Azerbaijan Republic Judge

2000-2006 Local Economic Court N° 1 Judge

b. Non judicial activities

1999-2000 Executive Power of the Baku city
Department of Foreign-Economic Relations and Investment Programs Chief of Law-Contract department
Deputy Chairman of the Department

1997-1999 "VneshExpertService" Consulting Company Legal adviser, consultancy

1992-1997 Ministry of Foreign Economic Relations of the Azerbaijan Republic
Deputy Chief of the Contract-Law Department
Head of the International Cooperation Department
Deputy Chief of the Organizational-Law Department

1991-1992 Main State Tax Inspection of the Azerbaijan Republic
Legal consultant of the Main State Tax Inspection, Baku Leading lawyer of the Main State Tax Inspection

1990-1991 Ministry of Internal Affairs of the Azerbaijan Republic Inspector for social-legal service of the employees, Personnel inspector

1986-1990 "Metalkultbyt" Factory
engineer, metrological engineer, quality engineer

IV. Political activities

None.

V. Publications and other works

- Problems of judicial interpretation, Bulletin of the Baku University (Baku, 2004), No 1-2, pages 105-115
- Aspects of theory of the law-enforcement activity of the court, Bulletin of the Baku University, Social-political sciences (Baku, 2004), N°1-2, pages 59-66
- Problem of concrete definition of legal norms in judicial law-enforcement activity. Actual problems of the state and law construction in the Azerbaijan Republic in transition. Code of scientific articles. Issue 11 (Baku), "Adiloglu" Publishing House, 2005, pages 18-23
- Legal acts of the economic courts of the Azerbaijan Republic, Bulletin of the Baku University, Social-political sciences, 2005, N° 1
- Stages of judicial law enforcement. "Legitimacy" Law Journal, Law Theory, 2006, N° 10.

VI. Languages

- a. Mother tongue: Azerbaijani
- b. Official languages: English speaking *satisfactory*, reading *good*, writing *good*
- c. Other languages: Russian speaking *very good*, reading *very good*, writing *very good*

CURRICULUM VITAE
Saadat NOVRUZOVA

I. Personal details

Saadat Novruzova, f, born on 01 February 1975 in Baku, Azerbaijan

Marital status – single

Postal address: Administration of President, 19, Istiglaliyyet Street, AZ-1066 Baku, Azerbaijan

Phone: (+994 12) 492 14 65

Fax: (+994 12) 492 43 40

Private address: 124, Gara Garayev Street, apt. 140, AZ-1119 Baku, Azerbaijan

Phone: (+ 994 12) 476 92 49

e-mail: s_novruzova@apparat.gov.az

II. Education and academic and other qualifications

2006-to present *PhD Student*

School of Law Hamburg University, Germany

School of Law Khazar University, Azerbaijan

2002- to present *PhD Student (Dissertant)*

Institute of Political and Legal Research

Azerbaijan National Academy of Sciences

2000 – 2002 *LLM on International Human Rights Law*

Lund University, Sweden

Raoul Wallenberg Institute on Human Rights and Humanitarian Law

1997 – 1999

JD Law

Khazar University, Azerbaijan

1993 –1998

B.Sc Philology –Russian and Literature (instruction by correspondence)

Baku State University, Azerbaijan

1992 –1996

School of Law and Social Sciences

B.Sc. Major-International Relations, Minor –Legal Studies

Khazar University, Azerbaijan

III. Relevant professional activities*a. Judicial activities*

None.

b. Non-judicial activities

Since October 2006

Adviser

Unit for Human Rights Protection Issues, Department for Coordination of Law Enforcement Agencies, Administration of President of the Republic of Azerbaijan

2002-2006

Head of the Department of Legal Education

Office of the Commissioner for Human Rights (Ombudsman) of the Republic of Azerbaijan

2002-to present	Lecturer at Khazar University on the International Human Rights Law, International Humanitarian Law
2002-to present	Instructor at Khazar University, Legal Clinic, Section Human Rights
1998 – 2002	Coordinator at Khazar University, Legal Clinic
1997- 2002	Assistant at the Department of Law, Khazar University

c. Other activities

October 2005 – October 2006	Local Expert EU Tacis-TRACECA, Maritime Trainings for Azerbaijan, Georgia, Kazakhstan, Turkmenistan and Ukraine
April 2003 - September 2004	Local Representative of Consortium HPTI - Uniconsult - HPC EU Tacis –TRACECA, Supervision and Training of Navigation Aid Equipments Azerbaijan, Kazakhstan and Turkmenistan
January 2003 – to March 2004	Local Representative of Consortium HPTI – Uniconsult - HPC EU Tacis –TRACECA, Railway Transit Oil Logistical Center Azerbaijan - Georgia

IV. Activities and experience in the field of human rights

July 1999	Summer School on Human Rights and Humanitarian Law Organized by Khazar University and generously funded by a grant from the Soros Foundation Baku, Azerbaijan
November 1999	Training Programme for Human Rights Lawyers and Specialists Organized by the Netherlands Helsinki Committee, the Constitutional and Legal Policy Institute, Interights, and the Open Society Institutes in Armenia, Azerbaijan and Georgia, financed by the Constitutional and Legal Policy Institute, with a contribution from the Council of Europe Tbilisi, Georgia
December 1999	IX International Session, “Human Rights, Culture of Peace – Contents and Methods of Education” Organized by the Commissioner for Human Rights of the Russian Federation, State University -Higher School of Economics, Moscow School of Human Rights Moscow, Russia
January 2000	Training Programme, Introduction to Teaching Democracy Organized by Foundation for Education for Democracy and Open Society Institute – Azerbaijan Baku, Azerbaijan
May 2000	Training Programme, Legislation and Practice of Implementation in the CIS countries. Other Protection of Women Rights Organized by American Bar Association (ABA), CEELI, by financial support of United States Agency of International Development (USAID) Moscow, Russia
August 2002	International Summer School, European Mechanisms on Protection of Human Rights Organized by Moscow School of Human Rights and Open Society Institute Saratov, Russia

October 2002	Seminar Workshop, Improvement of Professional Skills of the Officials of the Ombudsman Offices Organized by the "STRATEGY" – Humanitarian Political Studies Center, Ombudsman Office in Russian Federation Sankt-Petersburg, Russia
June 2003	The First Baku International Conference of Ombudspersons Organized by the European Commission and the Office of the Commissioner for Human Rights (Ombudsman) of the Republic of Azerbaijan Baku, Azerbaijan
July 2003	Seminar, Improvement of Professional Skills of the Staff Members of the Ombudsman Office Organized by the Ministry of Justice of Azerbaijan Republic and the Office of the Commissioner for Human Rights (Ombudsman) of the Republic of Azerbaijan Baku, Azerbaijan
September 2003	Democracy Leadership Programme for the Caucasus Region Armenia, Azerbaijan, Georgia I Phase Organized by the Youth Center of the Council of Europe Strasbourg, France
September, 2003	Conference on International Humanitarian Law Organized by the Moscow Office of the International Committee of Red Cross Moscow, Russia
November 2003	The Second International Round Table of Ombudsmen Organized by UNDP and Office of the Commissioner for Human Rights (Ombudsman) of the Republic of Azerbaijan Baku, Azerbaijan
February 2004	Democracy Leadership Programme for the Caucasus Region Armenia, Azerbaijan, Georgia II Phase Organized by the Youth Center of the Council of Europe Strasbourg, France
May 2004	Programme in Classroom Teaching Techniques Organized by the ABA/CEELI Baku, Azerbaijan
August 2004	Neuwaldegg Seminar on Philosophy for PhD Students Organized by Educational Initiative for Central and Eastern Europe Vienna, Austria
November 2004	Training on "Strengthening the Implementation of Human Rights Treaty Recommendations at the National Level" Organized by the Office of the United Nations High Commissioner for Human Rights (OHCHR) Geneva, Switzerland
November 2004	The 3rd Baku International Conference Devoted to the End of UN Decade on Human Rights 1995-2004 Organized by UNESCO and the Office of the Commissioner for Human Rights (Ombudsman) of the Republic of Azerbaijan Baku, Azerbaijan
November 2004	First Annual Executive Education Workshop, "Doing Policy Analysis: How to Confront Policy Problems" Organized by the Institute of Politics, Khazar University, the Eurasia Foundation/Azerbaijan and the Embassy of the United States of America in Azerbaijan Baku, Azerbaijan

December 2004	Training-Seminar on Legal Clinics Education Organised by ABA CEELI and with the financial support of USAID Saint Petersburg, Russia
January 2005	Mediation and other Alternative Means of Dispute Resolution, I Phase Organized by the Council of Europe and the Office of the Commissioner for Human Rights (Ombudsman) of the Republic of Azerbaijan Baku, Azerbaijan
April 2005	Prevention of Crimes in the Countries of Transition Period Organized by Western University Baku, Azerbaijan and Max Planck Institute For Foreign and International Penal Law Freiberg, Germany Baku, Azerbaijan
April 2005	European Standards for the National Human Rights Protection Institutions Organized by the Council of Europe and the Office of the Commissioner for Human Rights of the Republic of Azerbaijan Baku, Azerbaijan
May 2005	International Conference on Sustainable Development of Legal Clinics in Azerbaijan Organized by ABA CEELI, Office of the Commissioner for Human Rights and with the financial support of USAID Baku, Azerbaijan
June 2005	Mediation and other Alternative Means of Dispute Resolution, II Phase Organized by the Council of Europe and the Office of the Commissioner for Human Rights (Ombudsman) of the Republic of Azerbaijan Baku, Azerbaijan
August 2005	Forum of DLP Democratic Leadership Program Alumni Organized by the Council of Europe and SONS NGO of Serbia Montenegro Novi Sad, Serbia and Montenegro
December 2005	Balkan-Caucasus-challenges and opportunities for the young people Organized by the Council of Europe and DLP members of Macedonia Ohrid, "the former Yugoslav Republic Macedonia"
May 2006	DLP Democratic Leadership Programme – Mediation, Negotiation and Intercultural Learning Organized by the Council of Europe and Youth Centre Local NGO Famagusta, Cyprus
December 2006	Forum of DLP Democratic Leadership Programme Organized by the Youth Centre of the Council of Europe Budapest, Hungary

V. Political activities

None.

VI. Other activities

2006-2008 EU INTAS award PhD Fellowship grant. Young Scientist Fellowship to Scientists from New Independent States. For PhD Programme at Hamburg University EU Country and Khazar University NIS country.

January, 2004 Winner of the International Project of “Famous Intellectuals of Azerbaijan” with the decision of Prize Commission of “Vector” International Scientific Center. Is awarded with International Diploma of “Famous Intellectual of XXI century”

2000-2002 Scholarship from Swedish Government “Svenska Instituteten” for Master Program at Lund University Raoul Wallenberg Institute on Human Rights and Humanitarian Law

VII. Publications and other works

November, 2000

“Human Rights, Contents and Methods of Teaching”, “XXI century. Restore” magazine, Baku, Azerbaijan

December, 2002

“The role of Ombudsman in the Guarantee of Human Rights”, “Khronika” newspaper, Baku, Azerbaijan

May, 2004

“The Guarantee of Human Rights in the Countries of the European Community”,
“The Compilation of the Scientific Articles” magazine, Baku, Azerbaijan

July, 2006

“Concept of Legal interests of individual in the Criminal Process” N 6 Qanun (146) Scientific Legal magazine, Baku, Azerbaijan

October, 2006

“Procedural guarantees of the legal interests of the individual”, N 16, Actual problems in the building of state ruled by law of the Republic of Azerbaijan, magazine, Baku, Azerbaijan

January, 2007

“About some problems of the role of the defender in the criminal procedure”, Azerbaijan Legal Magazine, Baku, Azerbaijan

March, 2007

“Rights of individual and criminal procedural compulsion”, Actual Problems of Court Expertise, Criminalistics and Criminology. Compilation of Scientific Articles, magazine, Baku, Azerbaijan

OTHER

April, 2005

ADELPA – Azerbaijan Democratic Leadership Programme, Alumni Association, Member
Baku, Azerbaijan

September, 2000

ELSA-European Law Student Association, Member
Lund, Sweden

OPPONENT

December, 2001

“Human Rights and Human Genetics: Regulating and Revolution”
RWI, Lund, Sweden

February, 2002

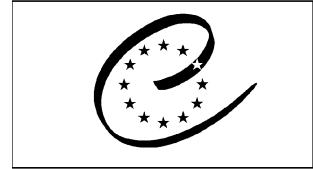
“International Child Rights Monitoring Mechanisms and Procedures”
RWI, Lund, Sweden

March, 2002

“Administrative Detention in China”
RWI, Lund, Sweden

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Azerbaijani	X			X			X		
b. Official languages:									
English	X			X			X		
French		X							
c. Other languages:									
Russian	X			X			X		
Turkish		X			X			X	
Swedish			X						



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)50 1 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights -
Election of judges – List of candidatures in respect of Denmark

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

MINISTRY OF FOREIGN AFFAIRS OF DENMARK

Mr. Philippe Boillat, Director General of Human Rights
Directorate General of Human Rights
Council of Europe
67075 Strasbourg Cedex

Asiatisk Plads 2
DK-1448 Copenhagen K
Denmark
Phone +45 33 92 00 00
Fax +45 32 54 05 33
E-mail: um@um.dk
<http://www.um.dk>



Enclosure	File	Department	Date
4	38.M.4	Legal Service	15 March, 2007

List of Danish candidates to the European Court of Human Rights.

Dear Director General,

The Danish Ministry of Foreign Affairs refers to the letter dated 21 December 2006 from the Secretary-General of the Council of Europe, Mr. Terry Davis, requesting the Danish Government to nominate three candidates to the European Court of Human Rights in the event that the term of office for the present Danish judge, Mr. Peer Lorenzen, expires before the coming into force of Protocol No. 14 to the European Convention on Human Rights.

The Danish Government has decided to nominate the following three persons as candidates for judgeship of the European Court of Human Rights (in alphabetical order by surname):

- Mr. Stig Glent-Madsen, Judge at the High Court of Western Denmark
- Ms Nina Holst-Christensen, Commissioner in European Union Law and Human Rights, Ministry of Justice
- Mr. Peer Lorenzen, Judge of the Supreme Court and present Judge at the European Court of Human Rights

Enclosed with this letter are the curriculum vitae, in English and French, for each candidate together with their contact details.

Yours sincerely,

Ambassador Peter Taksøe-Jensen,
Under-Secretary for Legal Affairs

Candidates Contact Details

High Court judge Stig Glent-Madsen

Private address: Nørremøllevej 98, DK-8800 Viborg, Denmark

Private telephone: 0045 8662 0502

Professional address: Vestre Landsret, Gråbrødre Kirkestræde 3, DK-8800 Viborg, Denmark

Telephone: 0045 8662 6200

Fax: 0045 8662 6365

E-mail: stiggkentmadsen@vestrelandsret.dk

Commissioner in European Union Law and Human Rights Nina Holst-Christensen

Private address: Solsortvej 9, DK-2000 Frederiksberg, Denmark

Private telephone: 0045 3887 2885

Private e-mail: ninaogjens@gmail.com

Professional address: Justitsministeriet, Lovafdelingen, Slotsholmsgade 10, DK-1216 København K, Denmark

Telephone: 0045 7226 8810

Fax: 0045 3392 2741

E-mail: nhc@jm.dk

Judge at the European Court of Human Rights Peer Lorenzen

Private address: 14 rue du docteur François, 67000 Strasbourg, France

Private telephone: 0045 2076 9230 ou 0033 6652 94367

Professional address: The European Court of Human Rights, Council of Europe, F-67075 Strasbourg Cedex, France

Telephone: 0033 (0)3 90 21 44 89

Fax: 0033 (0)3 88 41 27 30

E-mail: Peer.Lorenzen@echr.coe.int

CURRICULUM VITAE
Stig Glent-Madsen

I. Personal details

Name, forename: Glent-Madsen, Stig
Sex: Male
Date and place of birth: 15 April 1958, Brabrand, Denmark
Nationality: Danish

II. Education and academic and other qualifications

1983: Law Degree from Aarhus University
1987: Journalism Degree from the Danish School of Journalism

III. Relevant professional/ activities

a. Judicial activities

1996 to date: Judge in High Court

b. Non-judicial legal activities

1983 - 1986: Lawyer in law firm Storm Mortensen
1988 - 1989: Lawyer in law firm Bøgh Andersen and Henriksen
1989 - 1992: Head of the Department of Law and Property at Danish Supermarkets
1992 - 1996: Partner in law firm Aaboulevarden Advocates

c. Non-legal professional activities

IV. Activities and experience in the field of human rights

1993 - 1997: Lecturer in Human Rights at Aarhus University;

1993 - 1996: Member of the Danish Refugee Appeal Board (Flygtningenaevnet);

1993 - 1996: Founder member of the Danish Section of The International Commission of Jurists and member of the board;

1994: Member of EU. Human Rights mission to Ghana on behalf of the Danish Institute for Human Rights;

1998 - 2003: Vice-Chairman of The Board of the Danish Refugee Council (Dank Flygtningehjælp);

1993 – 2005: Board Member of DanChurchAid (Folkekirkens Nødhjælp - www.noedhjælp.dk), and from 1997 to 2005 Chairman of the board. This organisation has an annual budget of 50 million Euros and plays a significant role in Human Rights in developing countries, In my capacity as Chairman of the board I have been involved in a number of Human Rights missions to India, Palestine, Angola, Sudan, Rwanda, Malawi, Ethiopia, Kosovo, South Africa, The Philippines, Uganda, Tanzania, Congo etc. As Chairman I was head of several Human Rights Legal Delegations in Central America in 1996, 1998, 2001, 2003 and 2005;

2003 and 2005: Short missions for the World Bank to Albania, Macedonia, Guatemala, El Salvador and Honduras;

2005 and 2007: I was head of a legal delegation to Cambodia and Burkina Faso arranged in co-operation with the Danish Institute for Human Rights.

V. Public activities

- a. Public office
- b. Elected posts
- c. Posts held in a political party or movement

I have not been politically active.

VI. Other activities

- a. Field
- b. Duration
- c. Functions

VII. Publications and other works

(You may indicate the total number of books and articles published, but mention only the most important titles (maximum 8))

I have written several articles about human rights issues in developing countries especially about India, Angola, Guatemala and Honduras.

VIII. Languages

Language	Reading	Writing	Speaking
a. First language: Danish	VG	VG	VG
b. Official languages: - English - French	VG F	VG	VG F
c. Other languages: - German - Spanish	G F	F	G F

IX. Other relevant information

X. Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court.

I will take up permanent residence in Strasbourg.

CURRICULUM VITAE
Nina Holst-Christensen

I. Personal details

Name, forename: Holst-Christensen, Nina
Sex: Female
Date and place of birth: 25 February 1960, Copenhagen
Nationality: Danish

II. Education and academic and other qualifications

Master of law (cand.jur.) 1984 University of Copenhagen

III. Relevant professional activities

a. Judicial activities:

1993-1994: Part time deputy judge (deltidsdommerfuldmgtig) at the Court of Taarnby

1994: Part time deputy judge (deltidsdommerfuldmgtig) at the Court of Bailerup

b. Non-judicial legal activities:

1984-1987: Legal Adviser, Ministry of Foreign Affairs

1987-1994: Legal Adviser, Ministry of Justice

1987-1993: Part time deputy public prosecutor (deltidspolitifuldmægtig) at the Copenhagen Police, the Director of Public Prosecutions and the Regional Public Prosecutor for Sealand

1994: Senior Legal Adviser, Ministry of Justice

1995-2000: Head of Division of European Union Law and Human Rights, Ministry of Justice

Since 2000: Commissioner in European Union Law and Human Rights, Ministry of Justice

Since 2000: Agent of the Government of Denmark before the European Court of Human Rights in applications concerning alleged violations of Article 6 of the European Convention on Human Rights. Co-Agent in the other applications against Denmark

1984-1989: Lecturer of European Union Law at the University of Copenhagen

Since 1989: Assistant professor of European Union Law at the University of Copenhagen

Since 1998: Editor of the Danish general commentary on European Union Law Legislation (EU-Karnov), Thomson Publisher

IV. Activities and experience in the field of human rights

1987-1989: Representative of Denmark in the Council of Europe Committee of Experts for the Improvement of Procedures for the Protection of Human Rights (DH-PR)

1999-2001: Member of the Government Committee on Incorporation of Human Rights Conventions into Danish Legislation on behalf of the Ministry of Justice

Since 2000: Representative of Denmark in the Council of Europe Steering Committee of Human Rights (CDDH)

Since 2000: Agent of the Government of Denmark before the European Court of Human Rights in applications concerning alleged violations of Article 6 of the European Convention on Human Rights. Co-Agent in the other applications against Denmark (see above)

V. Public activities

VI. Other activities

Since 1999 member of the Executive Committee of the Danish Association of European Law (Dansk Forening for Europaret)

Since 2000 member of the Executive Committee of the Danish Association of European Penal Law (Dansk Selskab for Europæisk Strafferet)

Since 2006 member of the Editorial Committee of the Danish European Union Law and Human Rights Journal (EU-Ret & Menneskeret)

VII. Publications and other works

(Jointly with four others): Commentary on the European Convention on Human Rights (Den Europæiske Menneskerettighedskonvention med kommentarer), 2nd edition, DJOEF Publishing, Copenhagen 2003 and 2004 (two volumes)

(Together with another author): Free Movement in the European Union, Cases, Commentaries and Questions, DJOEF Publishing, Copenhagen 1998 (1st ed.), 2000 (2nd ed.), 2003 (3rd ed.), 2007 (4th ed.). 3rd ed. also published in English in 2004

Furthermore, I have written 17 articles on European Union Law and Human Rights related issues (published in the period from 1989 to 2006) of which the following are the most important titles concerning Human Rights:

Is the ECHR enforceable in Denmark? (Gælder menneskerettighederne i Danmark?), The Danish Law Journal (Juristen) 1989 p. 48

Screening of the consistency with the ECHR and other international conventions on human rights of the Danish Governmental Bills (Screening af danske regeringslovsforslags overensstemmelse med Den Europæiske Menneskerettighedskonvention og andre internationale konventioner om menneskerettigheder), The Icelandic Law Journal (Timarit lógræðinga), 2003 p. 421

A reform of the European Court of Human Rights - Protocol No. 14 to the ECHR (En reform af Den Europæiske Menneskerettighedsdomstol - protokol nr. 14 til Den Europæiske Menneskerettighedskonvention om ændring af konventionens kontrolsystem), The Danish European Union Law and Human Rights Journal (EU-ret & Menneskeret) 2004, p. 209

The European Court of Justice' application of the jurisprudence from the European Court of Human Rights since 1991 (EF-Domstolens anvendelse af retspraksis fra Den Europæiske Menneskerettighedsdomstol siden 1991), article in a homage volume to Carl Aage Norgaard, 2004, p. 151

(Together with another author): The jurisprudence from the European Court of Human Rights in the Danish applications (2002-2005), (Den Europæiske Menneskerettighedsdomstols praksis i danske klagesager (2002-2005)), The Danish European Union Law and Human Rights Journal (EU-ret & Menneskeret) 2005 P. 281

New jurisprudence from the European Court of Human Rights in applications on length of procedure (Ny praksis ved Den Europæiske Menneskerettighedsdomstol i sager om lang sagsbehandlingstid), The Danish Weekly Law Reports, Ugeskrift for Retsven 2006 B p. 311

VIII. Languages

Language	Reading	Writing	Speaking
a. First language: Danish	VG	VG	VG
b. Official languages: - English - French	VG G	VG F	VG F
c. Other languages: - Swedish, Norwegian	VG	F	G

IX. Other relevant information

I hereby confirm that I will take up permanent residence in Strasbourg if elected a judge on the Court.

CURRICULUM VITAE
Peer Lorenzen

I. Personal details

Sex: male
Date and place of birth: born on 20 May 1944 in Copenhagen, Denmark
Nationality: Danish

II. Education and academic and other qualifications

Master of law (*juridisk embedseksamen*) University of Aarhus, 1969

III. Professional activities

a. Judicial activities

1982-92: Judge of the Court of Appeal of Western Denmark
1989-90: Investigating Judge concerning a case of alleged maladministration in the Ministry of Housing and related institutions
1992-94: President of the Court of Appeal of Western Denmark
Since 1994: Justice of the Supreme Court of Denmark

b. Non-judicial activities

1969-74: Assistant professor of public law at the University of Aarhus (1969-70), and of constitutional law at the University of Copenhagen, (1970-74)
1970-78: Legal Adviser, Ministry of Justice, 1973-78 in the Law Department with subjects relating to administrative, constitutional law and human rights. In the same period secretary to the Government Committee on revision of the Act on access to the files of administrative authorities.
1978-82: Head of Department at the Parliamentary Ombudsman's Office
1985-86: Chairman of the Aliens Appeals Board
1992-96: Chairman of the National Council for Prevention of Crime
1992-96: Chairman of the Permanent Law Reform Commission on Administration of Justice.
1994-95: Chairman of the Working Environment Council
1997: Chairman of the Government Committee on access to files concerning civil servants

IV. Activities and experience in the field of human rights

1983-92: Representative of Denmark in the Council of Europe Committee of Experts on Development of Human Rights, and Chairman of that committee, 1991-92
1989-91: Member of the Government Committee on Incorporation of the European Convention on Human Rights in Danish Law
1995-99: Member of the European Commission of Human Rights

Since 1998: Judge of the European Court of Human Rights. In December 2005 elected President of the Court's fifth Section.

1999-2001: Chairman of the Government Committee on Incorporation of Human Rights' Conventions in Danish Law

V. Public activities

VI. Other activities

1987-91: Member of the Executive Committee of the Danish Association of Judges

Since 1988: External examiner at the University of Aarhus

Since 1992: Member of the Editorial Committee of the Law Journal Juristen

Since 1994: Member of the Editorial Committee of the Danish Human Rights Journal EU & Menneskeret

VII. Publications and other works

(jointly with two others) *EMRK-Kommentar* (Commentary on the European Convention on Human Rights) Copenhagen 1994 (544 pages). A second edition (jointly with four others) was published in February 2003 and November 2004 (two volumes)

VIII. Languages

Language	Reading	Writing	Speaking
a. First language: Danish	VG	VG	VG
b. Official languages: - English - French	VG VG	VG G	VG VG
c. Other languages: - German - Swedish, Norwegian	VG VG	G F	G G

IX. Other relevant information

I have permanent residence in Strasbourg



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)71 1 June 2007¹

998 Meeting, 13 may 2007

4 Human Rights

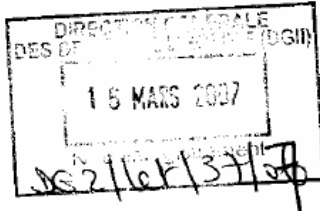
4.1 European Court of Human Rights - Election of judges – List of candidatures in respect of Georgia

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).



საქართველოს მუდმივი წარმომადგენლობა ევროპის საბჭოსთან
PERMANENT REPRESENTATION OF GEORGIA TO THE COUNCIL OF EUROPE

№ 04/40/07



G. Nougat
CC FB/UR
CG
NS

Strasbourg, 15 March 2007

Dear Mr Boillat,

With reference to the Secretary General's letter dated 21 December 2006, I would like to inform you that the Government of Georgia has selected the following candidates for the election of judges to the European Court of Human Rights.

The names of the candidates appear in order of preference:

1. Ms Nona Tsotsoria

Deputy Prosecutor General of Georgia

2. Mr Konstantine Vardzelashvili

Vice-President of the Constitutional Court of Georgia

3. Mr Irakli Adeishvili

Judge of the Tbilisi City Court



The curricula vitae of the candidates are attached to this letter.

I take this opportunity, Mr Boillat, to renew to you the assurances of my highest consideration.

Sincerely yours,

Zurab Tchiaberashvili
Permanent Representative

Mr Philippe Boillat
Director General
Directorate General II – Human Rights
Council of Europe

Encl.: Candidates' CVs

CURRICULUM VITAE
Nona TSOTSORIA

I. Personal details

Name, forename: Nona Tsotsoria
 Sex: Female
 Date and Place of birth: April 13, 1973. Batumi, Georgia
 Nationality: Georgian

II. Education, academic and other qualifications

- THE UNIVERSITY OF PENNSYLVANIA, FELS INSTITUTE OF GOVERNMENT, Philadelphia, Pennsylvania
- MGA candidate, '07
- TBILISI STATE UNIVERSITY, FACULTY OF LAW, Tbilisi, Georgia Diploma with Honors (09/1990-06/1996), MA in Law

III. Professional activities

PROSECUTOR'S OFFICE OF GEORGIA (*August 2004 to present, currently on leave to complete MGA program in the USA*)

Deputy Prosecutor General

- Responsible for the activities of the following units: Legal Department (including the Human Rights Unit, International Legal Cooperation Unit and the Juridical Unit); Department of Human Resources; Finance and Logistics Department; Anti-Money Laundering Unit;
- Coordinating reforms within the Institution;
- Coordinating international relations and donor activities (EU funded Procuracy Reform Project, implemented by the British Council, US DOJ, CoE, OSCE, etc.).

CONSTITUTIONAL COURT OF GEORGIA (*July 1996 to September 1999*)

Assistant to Judge

- Participate in different activities relating to establishment of the Constitutional Court
- Prepare cases for hearings, (more than 95% of cases on the human rights issues)
- Provide assistance to the judge in performing his duties
- Work on proposals concerning improvement of regulative legislation of the Constitutional Court
- One of the organizers and a member of jury at the legal Competition *Human and Constitution* held by the Constitutional Court, which aimed at popularization of the constitutional rights of individual designed for school pupils and law students.

LAW FIRM KORDZADZE & SVANIDZE -- ATTORNEYS / TBILISI

Attorney (*September 1999 to April 2000*)

- Prepare cases and other documents for court hearing
- Participate in trials and other judicial activities

IRIS CENTER AT THE UNIVERSITY OF MARYLAND, IRIS / GEORGIA OFFICE-USAID

funded 4-year RoL project Chief of Party (*July 2003 to August 2004*)

- Manage the office and projects implemented/funded by IRIS
- Develop and implement programs to strengthen the Rule of Law — (Promotion of human rights and support administrative and constitutional reforms)
- Serve as a liaison between field office and USAID/Caucasus Mission representatives and IRIS home office

IRIS / GEORGIA OFFICE (*August 2002 to July 2003*)

Deputy Chief of Party

- Assist the chief of party in managing the office and in maintaining relations with the partner organizations
- Replace Chief of Party in his absence
- Develop and implement programs to strengthen the Rule of Law (Promotion of human rights and support administrative and constitutional reforms)
- Create institutional linkages with Georgian and international organizations working in the field

Senior attorney (*October 2001 to August 2002*)

- Monitor and analyze legislative policy (human rights, administrative reforms) •Design and administer workshops, training programs, and legislative reviews
- Provide Georgian government agencies, NGOs, USAID contractors and others with legal advice concerning Georgian administrative law
- Assist as necessary in annual work plan preparation
- Coordinate the activities of the Georgian Young Lawyers' Association (GYLA)

Legal Advisor (*April 2001 to September 2001*)

- Develop and implement programs to strengthen the Rule of Law (Administrative law, Constitutional Law)
- Design and administer workshops, training programs, and legislative reviews
- Monitor and analyze legislative policy
- Create institutional linkages with Georgian and international organizations working in the field.

AMEX INTERNATIONAL, INC. / GEORGIA OFFICE-USAID funded RoL program (*March 2000 to March 2001*)

Legal Advisor

- Design and administer workshops, training programs, and legislative reviews
- Monitor and analyze legislative policy (Administrative law, licensing legislation)
- Participate in legislative drafting; Draft amendments to the General Administrative Code of Georgia (Mainly to the Freedom of information chapter of the code (in cooperation with the Georgian, European and American experts), licensing legislation)
- Assist various public agencies in implementation of the General Administrative Code Act as a liaison with administrative law experts

GEORGIAN YOUNG LAWYERS' ASSOCIATION

Legal Consultant (*September 1997 to September 1998*)

- Provide citizens with free legal advice within the framework of GYLA's free legal hotline project.

Expert (*1997 to 2000*)

- Contribute to TV shows prepared by GYLA and Studio RE on the most significant and relevant human rights issues facing Georgia, namely prepare texts on the legal aspect of the shows.
- Organize and coordinate preparation of legal video films related to awareness raising in the field of human rights, by the studio Publicist of Channel 1 of the State Television of Georgia in cooperation with GTZ and ZDF.
- Organize moot courts designed for the better understanding of legal provisions guaranteeing the rights of individuals.

TBILISI STATE UNIVERSITY/FACULTY OF INTERNATIONAL LAW AND INTERNATIONAL RELATIONS

(*February 2001 to 2004*)

Teacher of law

- Lectures in Constitutional Justice

TBILISI STATE UNIVERSITY, AKHALTSIKHE BRANCH (*September 1999 to September 2000*)

Teacher of law

- Lectures in Constitutional Justice and Constitutional Law

IV. Activities and experience in the field of human rights

PROSECUTOR'S OFFICE OF GEORGIA (*August 2004 to present, currently on leave to complete MGA program in the USA*)

In the capacity of the Deputy Prosecutor General, supervise the Human Rights Unit at the Office of the Prosecutor General of Georgia

- Being one of the initiators of creation of the Human Rights Unit at the Office of the Prosecutor General of Georgia concentrated, among others, on the issues of torture, inhuman and degrading treatment and punishment, religious freedoms and trafficking in human beings
- Supervise the edition of a quarterly newsletter on the situation and developments related to torture, inhuman and degrading treatment and punishment, religious freedoms and trafficking in human beings
- Supervise preparation of the relevant parts of the state reports to be submitted to international organizations
- Promote and popularize human rights among prosecutors, including organization of trainings and special programs, preparation and publication of guidelines, manuals and best practice paper

Member of the Anticorruption Working Group created by special decrees of the President of Georgia

- Participate in the preparation of anti-corruption strategy of Georgia with the cooperation of the Council of Europe
- Participate in drafting the strategy concerning the improvement of transparency in civil service, promotion of public participation in anti-corruption policy, improvement of the system of access to information, development of witness protection system and strengthening the Public Defender's Office
- Participate in drafting the Action Plan for the Implementation of Anti-corruption strategy with the cooperation of the Council of Europe

Secretary of the Anti-trafficking Working Group headed by the Prosecutor General of Georgia created by special decrees of the President of Georgia (June 2005 - September 2006)

- Coordinate the activities of various government bodies in the field of prevention, protection and prosecution of human trafficking
- Participate in drafting the Law on Combating Trafficking in Human Beings
- Participate in the establishment of the Fund for the Protection and Assistance for Victims of Trafficking in Human Being and the first shelter for victims.
- Coordinate preparation of Anti-trafficking Action Plan
- Coordinate the initiation and development of international cooperation between Georgia and neighbouring countries in the field of effective fight against trafficking

MEMBER OF THE SCIENTIFIC-CONSULTATIVE COUNCIL OF LEGAL COMMITTEE OF THE PARLIAMENT OF GEORGIA (*2001 to 2002*)

FAIR ELECTIONS FOUNDATION (September 2003 to July 2004) Member of the Board of Trustees

GEORGIAN YOUNG LAWYERS' ASSOCIATION / TBILISI

Member (*1994 - 2005*)

- Assist in setting up GYLA's library
- Conduct lectures on various questions of constitutional law

Member of the Board (*1997 - 2002*)

V. Other activities

EUROPEAN UNION VISITORS PROGRAMME - visitor, May 2006

US DEPARTMENT OF JUSTICE, OFFICE OF OVERSEAS, PROSECUTORIAL DEVELOPMENT, ASSISTANCE AND TRAININGS

Program on US & Republic of Georgia Cooperation to Combat Financial Crime
New Orleans, Louisiana and Washington D.C., USA (*August -September 2004*)

CENTER FOR INSTITUTIONAL REFORM AND THE INFORMAL SECTOR

Special Recognition for the important contribution to IRIS's mission in the year 2003

ABA/CEELI, AGENCY FOR INTERNATIONAL DEVELOPMENT

Constitutional Court Development Program
Washington D.C., Chicago, IL, and New York, NY USA, (*February - March 1997*)

VI. Publications

Publication in the Legal Journal Almanakhi, Constitutional Law # 10, April 1999

"Upper Chamber of the Par/lament in the Federal and Decentralized Unitary State"

Publication in Human Being and the Constitution, 1999, #1

"Protection of Economic and Social Rights in Georgia"

Publication in Human Being and the Constitution, 1997, # 3

"Certain Characteristics of the Exercise Regionalism by Examples of Italy and Spain"

Handbooks designated for promotion of the implementation of the Administrative Code of Georgia,
member of the authors' group (2001-2004)

Handbook -Freedom of Information, periodic edition, member of the authors' group (2001-2004)

VII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Georgian	X			X			X		
b. Official languages:									
English	X			X			X		
French									
c. Other languages:									
Russian		X			X			X	

VIII. Other relevant information

Member the Group of Experts on the Reform of Criminal Justice System in Georgia (2005-2006)

- Participate in the development of the Action Plan for the reform of the Criminal Justice System of Georgia
- Participate in the development of the Action Plan for the reform of the Prosecutor's Office of Georgia

IX. Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court

CURRICULUM VITAE
Konstantine VARDZELASHVILI

Address:

20, Kiacheli St., Tbilisi 0108, Georgia
(+995 32) 92 08 31 (office tel.)
(+995 32) 93 69 23 (office fax)
E-mail: kote.vardzelashvili@const.gov.ge

I. Personal details

Gender: male
Date of birth: July 26, 1972
Place of birth: Tbilisi, Georgia
Nationality: Georgian
Marital status: Married

II. Education and academic and other qualifications:

2002 - graduated from Tbilisi Institute of Law, Tbilisi, Georgia.
Diploma in Law.
Field of Research: Constitutional Law

1997 - University of Edinburgh, Faculty of Social Sciences, Department
of Economic and Social History, Edinburgh, UK.
Ph.D. Research Program.
Field of research: Theory of Nationalism: Comparative Study

1995 - Central European University, History Department, Budapest, Hungary.
MA in Modern History.
Field of research: Development of Nationalism: Georgia Case Study

1994, Jun - Tbilisi State University, History Department, Tbilisi, Georgia
Diploma with honours.
Field of research: Ancient History of Nation.

1996-2004: participated in number of trainings carried on: international instruments of human rights protection, criminal justice, freedom of speech, minority rights, civil monitoring practices, fighting corruption, etc.

III. Relevant professional activities:

2006, October

Elected as a Vice-President of the Constitutional Court of Georgia, Chairman of the First Board of the Constitutional Court of Georgia.

- Presiding over the board, chairing the court hearings
- Supervision of the court personnel in charge of research and analysis
- Strategy development for the reforming of court procedures
- Coordination of relations with the relevant local and international organizations
- Coordinating international relations and public education activities

2006, July

Appointed as a Member of the Constitutional Court of Georgia

IV. Non-judicial legal activities

2004-2006 – Ministry of Justice of Georgia,

as a Deputy Minister was in charge of:

Elaboration of the draft laws and regulations in support of reforms in areas such as: citizenship and migration, civil and public registries, registration of non-profit organizations and entities of public law, notary; Law drafting process on restitution and rehabilitation of the victims of conflict in South Ossetia. In charge of the relations with the Venice Commission, other foreign legal bodies and expert as well as with the Parliament of Georgia.

Negotiating readmission agreements with foreign states

Drafting the special law on repatriation of persons deported by Soviet regime (so called deported Meskhetians), as a member of the governmental commission;

Developing strategy for the standard of legal education.

2001 – 2004 - The British Council, Tbilisi, Georgia

as Development Projects Manager (being in charge of development project in law, human rights and education) was;

Coordinating activities in support of criminal justice reform, including preparation of concepts, recommendations and darts for the reform of criminal procedure legislation; acting as a liaison between the government agencies, national and foraging legal experts.

Design and supervision of the project on the Reform of the Prosecutor's Office of Georgia;

Organizing legal and human rights education programs, including trainings for young lawyers, moot court competitions, etc.

2002 - 2003 – was part of the process developing strategy and framework legislation for establishment of the Public Service Broadcasting in Georgia as a member of Task Force on Communications and Broadcasting Law.

V. Activities and experience in the field of human rights law

2001 – 2004 - The British Council, Georgia

Development Project Manager

Designed and implemented human rights projects

Compiled and published the Freedom of Expression manual for the students of Human Rights Course.

Together with the team of experts developed recommendations and draft amendments to strengthen rights of defence in the criminal process.

Managed voters education projects

1999 - 2001 – Liberty Institute NGO, Tbilisi, Georgia

Coordinator of Public Education and Monitoring Programs

Monitoring and reporting on human rights and religious liberties

Designed and implemented human rights projects

Supervised legal aid and consultancy groups

1998 – 2000 - Tbilisi Press-Club, Tbilisi, Georgia

Coordinator of Media Development Project (including regional partnership project between Armenia, Azerbaijan, Georgia)

Design and coordination of trainings for journalists on: legal rights and responsibilities of the press, journalist ethics, freedom of speech, investigating reporting, etc.

2000 – 2002 – as a member of Independent Council of Public Oversight of the Ministry of Justice of Georgia was **monitoring human rights conditions in the penitentiary**, drafting relevant recommendation and requests.

VI. Public Activities

2004-2006 – Deputy Minister of Justice

Areas for supervision :

- Department on Citizenship and Migration: improving efficiency and security of the procedures, working on issues of readmission. Acting as a Head of Delegation during the negotiations on readmission agreements.
- Legal aid service, enhancing the capacity of the service, improving public knowledge, understanding as well as access to the service, elaboration of laws and procedures, working in partnership with local and foreign experts.
- Civil Registry Agency.
Reform projects developed and implemented in partnership with various international organizations, including OSCE, European Union, USAID, OSGF. The aim of the reform was to create legislative base, established European standards of management, ensuring protection of privacy of personal data, ensuring transparent and free from corruption system of public service.
- National Agency of Public Registry.
Reform projects implemented in partnership with USAID, EBRD. The aim of the reform was to introduce modern technologies in registration of moveable property, create relevant legislation framework, ensure transparent and free from corruption system of public service.
- Acting as a liaison with Venice Commission, UNHCR, Council of Europe and others on the issues of restitution of the victims of the conflict in South Ossetia, representing the governmental structures during the conferences and meetings with international and Ossetian counterparts.

VII. Other Activities

1998– 2003 - acted as International and Local Observer during local national elections

September 2000 – September 2001 - Reform Support Agency (RSA), Education Mega-Project, Open Society Georgia Foundation, Tbilisi, Georgia in cooperation with Research Triangle Institute (RTI), North Carolina, USA

Position: Member of the Analytical Team in Support of the Education Reform.

Main fields of activities:

Preparation of analytical reviews and recommendations

Development of simulation models for education funding and policy decisions strategies

Filed assessment and strategy development

Project development

1997 – University of Edinburgh, Edinburgh, UK.

Summer School on Nationalism at Faculty of Social Sciences

Position: Lecturer

2000 – 2002 - Member of Independent Council of Public Oversight of the Ministry of Justice, Tbilisi, Georgia.

Member of Chevening Scholars Association

Member of CEU Alumni Association

VIII. Publications:

Constitutions of the Foreign States (member of editorial board), published 2006.

Human Rights: Freedom of Expression Manual, published in 2003

Number of articles in electronic bulletin Press Club, 1999/2000.

Non-Orthodox Christian Sects – Trail of Christian Evangelists. Media Caucasia, 1999.

IX. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Georgian	X			X			X		
b. Official languages:									
English	X			X			X		
French									
c. Other languages:									
Russian	X			X			X		

X. I do confirm that I will take up permanent residence in Strasbourg if elected as a judge of the Court.

CURRICULUM VITAE
Irakli ADEISHVILI

I. Personal details

Name and forename: Irakli Adeishvili
 Sex: Male
 Date and place of birth: October 9, 1974 Rustavi, Georgia
 Nationality: Georgian

II. Education and academic and other qualifications

- Central European University; Budapest, Hungary (1997-1998)
 Department of Political Science (1997-1998)
 Master of Arts Master of Arts in Political Science
 Thesis defended with Honors
- Tbilisi State University; Tbilisi, Georgia (1992-1997)
 Diploma of Lawyer with Honours , faculty of Jurisprudence
 Juris Doctor
- Qualification Exam for Judges ; Batumi, Georgia (07/2003)
 Awarded a certificate
- Cambridge Law Studio, Cambridge, UK (14-18, Oct. 2002)
 A Course in Intensive Legal English for Lawyers
 Awarded a certificate
- Georgian Bar Examination in Civil Law, Tbilisi, Georgia (09/2004)
 Awarded a certificate

III. Relevant professional activities

1. Tbilisi City Court,
Tbilisi, Georgia, (2005 - present)
Positions: Chairman of the Chamber of Civil Cases
2. Tbilisi City Court, Tbilisi, Georgia (June-July 2005)
 Positions: Judge of the Chamber of Civil Cases
3. European Court of Human Rights (1 June 2006)
 Strasbourg, France
 Position: Ad Hoc Judge
 Case: Molashvili vs. Georgia
4. Georgian Legal Partnership LLC, Tbilisi, Georgia (Feb. 1999 – June 2005)
 Position: Lawyer/partner
5. Georgian Investment Advisors LLC. Tbilisi, Georgia (Oct. 1996 – Aug. 1997)
 Position: Lawyer

IV. Activities and experience in the field of human rights

OSCE Mission to Georgia, Tbilisi, Georgia (07/1998-01/1999)
 Position: Lawyer/Human Rights Assistant

V. Public activities

Consultative Council of Judges of Europe, Strasbourg, France (11/2006 - present)
Position: Georgian Representative

VI. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Georgian	X			X			X		
b. Official languages:									
English			X			X			X
French									
c. Other languages:									
Russian			X			X			X

VII. I confirm that I will take up permanent residence in Strasburg if elected a judge on the Court.



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)84 1 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights - Election of judges – List of candidatures in respect of Hungary

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

*A Magyar Köztársaság Allandó Képviselete
az Európa Tanács mellett
Strasbourg*

4, rue Richard Bruck - 67000 Strasbourg

19/2007.

Strasbourg, 19 March, 2007

Dear Mr. Boillat,

In accordance with Article 23 of the European Convention on Human Rights, the term of office of Mr András Baka, Judge at the European Court of Human Rights, will expire on 31 October 2007. In response to the letter of the Secretary General concerning the subject, I am pleased to send you herewith the list of the Hungarian candidates in alphabetical order.

- 1. Dr. Jenő KALTENBACH*
- 2. Dr. Erzsébet KARDOS KAPONYI*
- 3. Dr. András SAJÓ*

Please find enclosed the curriculum vitae and the contact details of the candidates.

I remain,

Yours sincerely



*Zoltán Taubner
Ambassador*

CURRICULUM VITAE
Erzsébet KARDOS-KAPONYI

I. Personal details

Name: KARDOS-KAPONYI
 Forename: Elisabeth (Erzsébet)
 Sex: female
 Date and place of birth: 21-06-1947, Pécs, Hungary
 Nationality: Hungarian

II. Education and academic and other qualifications

Institutions: Corvinus University of Budapest 2006
 Budapest University of Economic 2000
 Utrecht University, Molengraaf Institute of Int'l Private Law, Holland 1975/76
 Dijon University, Faculty of Law, France 1971
 Janus Pannonius University of Sciences Faculty of Law, Pécs / Hungary 1965-1971

Degrees and diplomas: Doctor habilitatus - The international relations
 Ph.D. of Int'l Relations -The international protection of Human Rights
 Practice of comparative law
 Diplôme d'Étude Française
 Degree doctor of law

III. Relevant professional activities

- a. *No judicial activities*
- b. *Non-judicial legal activities:*

36 Years within the university as a professor of law in Corvinus University of Budapest, (former names: Budapest University of Economic Sciences and Public Administration, Karl Marx University of Budapest), full-time job

Present position:

- o Dr. Habil. professor of the Corvinus University of Budapest
- o Deputy-head of the Institute for International Studies

- c. *No non-legal professional activities*

IV. Activities and experience in the field of human rights**Key qualifications:**

My teaching and research activity has been in three distinct fields: Human Rights, European Community Law and Int'l Business Law. More than 20 years I run several courses and two diploma- seminars on human rights issues in particular on the work of the Council of Europe and the European Union. I have special PhD courses about the European human rights mechanisms.

Main human rights topics in my activities:

- o international human rights mechanisms;
- o the European human rights mechanisms;
- o the case – law of the European Court of Human Rights;
- o the case – law of the European Court of Justice;

- the causes and consequences of human rights violations;
- the concept to the prohibition of discrimination of human rights:
- the fight against discrimination in society;
- women rights as human rights, gender discrimination;
- combating racism, xenophobia and anti-Semitism special focus is on the Roma/Gypsy in Europe;
- protection of people belonging to minorities national and ethnic minorities;
- countering terrorism and human rights, protection of freedom of expression and freedom of association;
- how to develop capacity to combat and prevent discrimination through building and strengthening inter-organizational dialogue?
- how to promote values underlying the fight against discrimination through awareness-raising activities?

Specific experiences:

I gave lectures in several foreign university and institute: e.g. visiting professor “la Sapienza” University of Rome, ScPO de Paris, Pantheon University of Athens, Freie Universität Berlin, Diplomatische Akademie Wien, Jules Verne Université Amiens, Institute of International Studies of Oxford, European Institute of Nicosia, Institut Européen des Hautes Études Internationales de Nice etc.

Membership of professional bodies:

- International Law Association, Hungarian Branch
- International Association for European Studies
- Hungarian Association for Intellectual Property
- WFUNA Hungarian Branch Presidency

V. Other activities

- a. No public office*
- b. Elected post in the Council of Europe see: hereinafter*
- c. No post held in political party or movement*

VI. Professional experience:

<i>Date from - Date to</i>	<i>Location</i>	<i>Institutions</i>	<i>Position</i>	<i>Description</i>
2002-2003	Strasbourg	“Non – Discrimination Review” Council of Europe under the Stability Pact	Independent expert proposed by the Ministry of Justice of Hungary	The Hungarian Country Group tried to identify the areas of life in which members of different groups falling within the scope of the project on “Anti-discrimination” are in an unequal position and analyse the scope of the problem.

2000- 2002	Strasbourg	Group of Specialists on Balanced participation of women and men in political and public decision making of Council of Europe (EG-S-BP)	Expert elected by the CDEG of the Council of Europe	We prepared draft Recommendation on the balanced participation women and men in political and public decision for the Council of Ministers of the CoE. (Rec. 2003/3)
1990 -2003	Strasbourg	Steering Committee of Equality between women and men of the Council of Europe (CDEG)	Member of the Committee	As Hungarian delegate, I started working in the Steering Committee of CEEG/CDEG of the Council of Europe in 1990 in the field of international protection of human right in particular concerning equality between women and men.
1997 -1999	Strasbourg	Group of Specialists on Future Priorities, Strategies and Working Methods in the Field of Equality between Women and Men (EG-S-FS)	Chair of the Committee	This Group was given specific terms of reference and entrusted, <i>inter alia</i> , with the task of defining “priorities, aims, strategies, tools and working methods for future activities in the field of equality between women and men”.
1994-1996	Strasbourg	Steering Committee for Equality between Women and Men of Council of Europe (CDEG)	Chair of the Committee	The experts who form the Committee were entrusted with the task of stimulating action at the national level, as well as within the Council of Europe, to achieve effective equality between women and men.

VII. Publications and other works

Publications in English (selected)

1. Elisabeth Kardos-Kaponyi: Sharing power: Hungary
In. Sharing Power, Women, Parliament, Democracy Chapter 3.
Ashgate Publishing Co. England/USA
2005, Hampshire pp. 25-36.
2. Elisabeth Kardos-Kaponyi : „Non-Discrimination Review of Hungary”
Under the Stability Pact for South-Eastern Europe,
Co-authors: Judit Tóth - Katalin Szajbély - Eszter Regényi:
Strasbourg, Council of Europe Press, 2003. p.196.
3. Elisabeth Kardos-Kaponyi: Transformation in Central and Eastern Europe and its impact on the international system – The Consequences of Political, Social and Economic Changes for the Position of Women in Central and Eastern Europe.
BIGIS Papers №3, Budapest, 1995. pp. 151-157.
4. Erzsébet Kardos-Kaponyi: The Protection of Human Rights, the Main Principles and Instruments in Europe
Society and Economy in Central and Eastern Europe, 1998/2, pp. 284-304.
5. Elisabeth Kardos- Kaponyi: The Charter of Fundamental Rights of the European Union, In.: Society and Economy in Central and Eastern Europe
2001/1-2
Quarterly Journal of BUESPA, Aula Kiadó Kft. 2001. pp. 137-170.
6. Elisabeth Kardos-Kaponyi: Recent developments of Community employment and social policy In.: The International System at the Turn of the Millennium
BIGIS Papers №7, Budapest, 2001. pp. 123-150.
7. Elisabeth Kardos-Kaponyi: Policies in the field of equality between Women and men. Information forum on national policies in the field of equality between women and men.
Council of Europe Publishing, Strasbourg, 1995
ISBN 92-871-3031-0 pp. 68-77.

International conferences (selected)

2007. Rome, Welfare and Social Cohesion. Corporate Social Responsibility (CSR) in view of multinational enterprises
2006. Paris, Colloque international de Sorbonne Nouvelle Paris III, conférencière: Emploi de deux ou plusieurs langues pour mieux comprendre
2005. Peking, EU-China Human Rights Dialogue Seminar, chair, speaker: Freedom of expression and counter-terrorism measures
2003. Rome, Interdepartmental Research Centre for European and International Studies, lecturer: Discrimination: situation of Hungary
2000. Bruxelles, „Séminaire international sur non-discrimination”: conférencière: Les pays candidats et les tâches qui découlent de l'Agenda social européen
1997. Åbo/Turku, UN Workshop, speaker: "Promoting women's enjoyment of their economic and social rights",
1997. Nizza, Colloque International sur les droits de l'homme, conférencière: L'égalité entre les femmes et les hommes: un critère fondamental de la démocratie,
1995. Budapest, CoE, „Forum d'information sur les politiques national en matière d'égalité " Rapporteuse générale: Politique en matière d'égalité entre femmes et les hommes.
1995. Peking, UN World Conference of the Women: The situation of the women in the Central and Eastern Europe, expert
1995. Strasbourg, European Conference on Women: "The women rights: utopia or challenge?", speaker: Féminisation de la pauvreté.
1995. Strasbourg, Project Group "Human Rights and genuine Democracy"
(CAHDD), speaker: Equality between men and Women: Diversity and tolerance.

VIII. Languages

<i>Language</i>	<i>Reading</i>	<i>Written</i>	<i>Spoken</i>
a. First language Hungarian	VG	VG	VG
b. Official languages French	VG	VG	VG
English	VG	VG	VG
c. Other languages German	G	F	G

IX. Other relevant information

2005 Member of the EU Delegation, EU-China Dialogue on Human Rights, Beijing

2004 Award for Human Rights (Ministry of Justice of Hungary)

Since 2003 Inspector of Legal Examination Board of Ministry of Justice (European Community Law, Business Law)

2002 Head of the Hungarian Delegation of CEDAW Report. New York

1996 Head of the Hungarian Delegation of CEDAW Report, New York

X. Declaration

I confirm, that in case of being elected a judge on the Court I will take up permanent residence in Strasbourg.

CURRICULUM VITAE
András SAJÓ

I. Personal details

Family name: Sajó
First names: András
Sex: Male
Date of birth: 25 March, 1949
Place of birth: Budapest, Hungary
Nationality: Hungarian

II. Education and academic qualifications

1972 Law degree, Eötvös Loránd Tudományegyetem – ELTE, Law Faculty, Budapest
1977 Diplôme, premier cycle, Faculté Internationale de Droit Comparé, Strasbourg.
1978 PhD, Hungarian Academy of Science
1980 Diplôme, deuxième cycle, Faculté Internationale de Droit Comparé, Coimbra
1982 Doctor of Science (Habilitation) Hungarian Academy of Sciences
1995 Member, Hungarian Academy of Sciences

III. Relevant professional activities

a. Judicial activities

b. Non-judicial legal activities

1972- Researcher, Hungarian Academy of Sciences, Institute of Law, Research Professor since 1995
1979-84 Associate professor of law, University of Economics, Budapest (part-time)
1984-95 Professor of law, University of Economics, Budapest (part-time)
1986-87 Humboldt Fellow, Universitaet Saarbruecken
1991-92 Legal counsel to the President of Hungary
1992 Founding dean, Legal studies, Central European University, Budapest
1992- Visiting professor (recurrent), Cardozo School of Law, New York
1993- Admitted to the Budapest Bar
1993,1995 Visiting Professor of Law, University of Chicago, Law School
1994- Chair, Comparative Constitutional law and Co-director, Ll. M. Program in Human Rights, Central European University, Budapest
1996- Global Faculty (recurrent Professor), New York University Law School, Global Program
1997- Professor of law, Eötvös Loránd Tudományegyetem, ELTE University, Budapest (part time)

c. Non-legal professional activities

IV. Activities and experience in the field of human rights

1988-1994 Founder and spokesperson of the [Hungarian] League for the Abolition of Death Penalty, Budapest (legalized in 1990)
1991-93 Founder and chairperson, Constitutional and legislative policy institute, Budapest (COLPI) (providing legislative, human rights and judicial training for post-communist countries)
1995 Organizing and running training in human rights for East European and Central Asian high level civil servants for the United Nations High Commissioner for Human Rights
1997-2000 member, strategic litigation advisory board, European Roma Rights Center (including Nachova v Bulgaria *Application no. 43577/98* ECHR)

1999-2006	member, advisory board, Hungarian Helsinki Committee
2002-2004	Board of Trustees, Mental Disability Advocacy Center, Budapest
<u>2001-</u>	<u>Board of directors, Open Society Justice Initiative, New York</u>
2005, 2006	consultant to the OSCE Representative on Freedom of the Media (freedom of expression)
2006	expert to ECRI (Council of Europe) (freedom of expression)

Courses on human rights law and constitutional law at Columbia University (New York); University of Toronto Law School; University of New South Wales (Sidney); the Blackstone lecture at University of Oxford etc.

V. Public activities

a. Public office

1989-90	Deputy Chairman, Hungarian Deregulation Board
1997-2001	National Council of Public Health, Board of Bio-Ethics

b. Elected posts: -

c. Posts held in a political party or movement: -

VI. Other activities

1992, 1994	Consultant, the World Bank, Environmental legislation in Russia
1991-92	Chair, Drafting committee, Hungarian Environmental Law
1993	Advising the Democratic Party in the South African Constitution-making
1993-94	Working group on constitutional drafting, Georgian Parliament, Republic of Georgia
1994	Chair, Drafting committee, Hungarian Broadcasting Act
<u>2003-</u>	<u>Executive committee, International Association of Constitutional Law</u>

VII. Publications

FREEDOM OF EXPRESSION, ISP Warsaw (2004) 184 pp. (translated to Russian and Hungarian too)

COMPARATIVE CONSTITUTIONALISM, (with Norman Dorsen, Michel Rosenfeld, & Susanne Baer), American Casebook Series, Thomson West (2003) lxiii+1382 pp.

LIMITING GOVERNMENT. AN INTRODUCTION TO CONSTITUTIONALISM. CEU Press (2000) XVI + 292pp. (Russian, Georgian, Hungarian translations)

GLOBAL JUSTICE AND THE BULWARKS OF LOCALISM: HUMAN RIGHTS IN CONTEXT, Christopher L. Eisgruber and András Sajó (Eds.), Martinus Nijhoff Publishers (2005).

HUMAN RIGHTS WITH MODESTY: THE PROBLEM OF UNIVERSALISM, (Ed.), Leiden, Boston: Martinus Nijhoff Publishers (2004).

Articles

Spreading liberal constitutionalism: an inquiry into the fate of free speech rights in new democracies [with Michel Rosenfeld], in Sujit Choudhry, (Ed.) THE MIGRATION OF CONSTITUTIONAL IDEAS, Cambridge University Press (2006).

The Concepts of Neutrality and the State, in Ronald Dworkin et al. (Eds.), FROM LIBERAL VALUES TO DEMOCRATIC TRANSITION, New York/Budapest: CEU Press, (2003) 107-144.

Government Speech in a Neutral State, in N. Dorsen and P. Gifford (Eds.), DEMOCRACY AND THE RULE OF LAW, Washington, D.C., CQ Press, (2001) 417-454.

Additional: 8 books, 9 edited volumes and about 210 articles in Hungarian, English, German, French, Russian, Bulgarian, Italian, Ukrainian, Chinese.

VIII. Languages

Language	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
- Hungarian	x			x			x		
b. Official languages									
- English	x			x			x		
- French	x				x			x	
c. Other languages									
- Italian	x				x		x		
- Russian		x				x		x	
- German		x				x		x	

IX. Other relevant information**X. Declaration**

I confirm that I will take up permanent residence in Strasbourg if elected a judge to the Court.

Budapest, March 7 2007

CURRICULUM VITAE
Jenő KALTENBACH

I. Personal details

Name: Kaltenbach, Jenő
 Sex: Male
 Date and place of birth: 27 September, 1947, Ófalu, Hungary
 Nationality: Hungarian

II. Education, academic and other qualifications

1989 Scholarship of the “Friedrich Ebert Foundation” at the University of Regensburg, Germany
 PhD Thesis: “Judicial Review of the Local Government”

1970 - 1975 Faculty of Law “József Attila University, Szeged
 Degree: Doctor of Law

III. Relevant professional activities*a. Judicial activities*

February, 2005 – present Vice-president of the European Ombudsman Institute

May, 1997 — present Representative of the Republic of Hungary in the Council of Europe’s Commission against Racism and Intolerance (ECRI), Strasbourg, France

July 1995 — present Parliamentary Commissioner for the Rights of National and Ethnic Minorities

1998 – 2003 First Vice-chair of ECRI

1997 – 2003 Deputy Member of the Management Board of the European Monitoring Centre on Racism and Xenophobia, Vienna, Austria

1990 – 1993 Chief Counsellor of the Constitutional Court of the Hungarian Republic

b. Non judicial legal activities

1996 – present Member of the Scientific Commission on Public Administration of the Hungarian Academy of Science

1993 – 1995 Director of the Hungarian Institute of Public Administration

1990 – 1993 Associate Professor of the Faculty of Law of the University of Science “Attila József”, Szeged

1977 – 1990 Assistant and senior lecturer of the Faculty of Law of the University of Science “Attila József”, Szeged

1993 — present Head of the Public Administration Department of the Faculty of Law of the University of Science, Szeged

1999 — present Lecturer at the Department of Public Administration at the Faculty of Law of the University of Science “Loránd Eötvös”, Budapest

IV. Activities and experience in the field of human rights

March, 1997

Council of Europe expert at international seminar on the establishing of Ombudsman Institution in Kiev, Ukraine

March, 1997

Presentation on "Minority Rights Protection in Hungary" at the Birmingham University, United Kingdom

April, 1997

Presentation on "Legal situation of national and ethnic minorities in Hungary" at the University in Mainz, Germany

May, 1997

Paper presented on "Multicultural Autonomy" at international seminar for experts on education of minority languages, Baja, Hungary

July, 1997

Paper presented on "Legal situation of national and ethnic minorities in Hungary" at an international seminar organized by Polish Institute of International Relations in Warsaw, Poland

September, 1997

Paper presented on "Promoting Tolerance in Central and Eastern Europe" with a special accent on the role of ombudsman institution at an international seminar, organized by Friedrich Naumann Stiftung, Budapest, Hungary

October, 1997

Presentation on "Minorities in the Public Media" at international seminar devoted to representation of the values of multiculturalism in public media, organized by Romedia Foundation in Budapest, Hungary

March, 1998

Presentation on "Legal protection of minorities" at international seminar organized by European Centre on Minority Issues in Flensburg, Germany

April, 1998

Council of Europe expert at international seminar on the establishing of Ombudsman Institution in Tbilisi, Georgia

May, 1998

Council of Europe expert and presentation "Establishing and Running Ombudsman Institution" at international seminar on the establishing of Ombudsman Institution in Sofia, Bulgaria

May, 1998

Presentation on "Minority Rights in Hungary" at OSCE Human Rights seminar in Warsaw, Poland

June, 1998

Council of Europe expert and presentation on "Minority Issues and the European Enlargement" at academic seminar in Florence, Italy

July, 1998

Presentation on "Situation of Roma in Hungary" at international workshop "Plight of the Gypsies" at the Central European University Summer Academy, Budapest, Hungary

September, 1998

OSCE (ODIHR) expert and presentation on "Human Rights and Minority Rights Aspects of Ombudsman Institution" at international seminar on the establishing of Ombudsman Institution in Tallinn, Estonia

October, 1998

Presentation on “Hungarian Ombudsman Institute – General and Specialized Human Rights Protection” at international conference “Combating Racism: The place and role for national specialized bodies”, Lausanne, Switzerland

December, 1998

Paper presented on “Ethnic Groups and State” at international conference “Combating Racism, Xenophobia, Anti-Semitism and Nationalism in Europe” in Wilton Park, United Kingdom

December, 1998

Presentation on “Minority Protection in Central and Eastern Europe” at international workshop of Central European University, Budapest, Hungary

April, 1999

Presentation on “Minorities in Europe” at international seminar “Religions, Ethnic Groups and the State”, organized by the German Ministry of Internal Affairs, Berlin, Germany

May, 1999 – 2007

Rapporteur to the Council of Europe’s Commission against Racism and Intolerance, responsible for preparing Reports on Member States as regards racism and intolerance in the country

June, 1999

Expert at International Conference on establishing Ombudsman Institution in the Czech Republic, organised by the Parliament of the Czech Republic, Prague, Czech Republic

June, 1999

Paper presented on “Discrimination in Public Education” presented at international seminar “Ways of Roma Integration in Hungary”, organised by the Bureau for European Comparative Minority Research, Budapest, Hungary

June, 1999

Presentation on “Lessons learned from the function of minority self-governments in Hungary” at international seminar “Minority Self-government System in Hungary”, organised by Project on Ethnic Relations and the Minority Research Workshop of the Hungarian Academy of Science, Budapest, Hungary

June, 1999

Presentation on “Ombudsman, as Minorities’ Advocate” at international workshop “Advocacy and Rights” for human rights activist from CEE Region, organised by Minority Rights International and Legal Policy Institute, Budapest, Hungary

September, 1999

OSCE (ODIHR) expert and presentation on “Human Rights and Minority Rights Aspects of Ombudsman Institution” at international seminar on the establishing of Ombudsman Institution in Astana, Kazakhstan

September, 1999

Lectures on “Legal Status of National and Ethnic Minorities in Hungary” at Summer Courses of the University Bolzano, Italy

October, 1999

Initiator and organiser of International Conference on “Representation and Participation of Minorities in Decision Making Process”, held in Budapest, Hungary

December, 1999

Paper presented on “National human rights institutions with mandates in one or more specific areas of the field of human rights” at International Meeting „Independent National Human Rights Institutions” organised in the frame of the South-Eastern European Stability Pact by the Council of Europe, Budapest, Hungary

January, 2000

Presentation on "Ombudsman, as Minorities' Advocate" at international workshop "Advocacy and Rights" for human rights activist from CEE Region, organised by Minority Rights International and Legal Policy Institute, Budapest, Hungary

February, 2000

Presentation on "Combating racism and racial discrimination by national human rights institutions in Europe" at international expert meeting organised in preparation to the World Conference against Racism by the Office of UN High Commissioner on Human Rights.

June, 2000

Presentation on "Human Rights Protection in the Countries of New Democracy of Central and Eastern Europe" at Ombudsman Meeting of the United States in San Francisco, USA

July, 2000

Presentation on "Role of Education in the Fight against Racism" at European Seminar in preparation of World Conference against Racism, organised by National Consultative Commission of Human Rights, Paris, France

October, 2000

Rapporteur of Educational Workshop of European Conference against Racism, Strasbourg, France

October, 2000

Presentation on "Migration and New Minorities" at international seminar, organised by Friedrich Naumann Foundation, Budapest, Hungary

February, 2001

Paper presented on "Abuse of Constitutional Rights and the Role of Ombudsman Institution" at international seminar "Countries of Central and Eastern Europe for Modern European Constitutional Rights", organised in the frame of Stability Pact by German Foundation for International Judicial Cooperation, Budapest, Hungary

March, 2001

Presentation on "Children Rights – Combating Segregation in Education" at international seminar organised by the Swedish Embassy, Budapest, Hungary

May, 2001

Presentation on "Discriminative attitude towards gypsies" at 15th Conference of European Psychology Students, Budapest, Hungary

May, 2001

Presentation on "Practice of the Hungarian Parliamentary Commissioner for the Rights of National and Ethnic Minorities" at the 7th session of the Working Group on Minorities of the UN High Commissioner on Human Rights, Geneva, Switzerland

May, 2001

Presentation on "Roma conflicts and chances for integration" at Ombudsman Meeting of the CEE Region, Warsaw, Poland

October, 2001

Paper presented on "National Human Rights Institution in promotion multiculturalism" at UN expert seminar "Human Rights and Democratization", Dubrovnik, Croatia

December, 2001

Paper on "Legal aspects of Principle of Equal Treatment and Prohibition of Discrimination" at international conference, organised by the Office of the Parliamentary Commissioner for the Rights of National and Ethnic Minorities, Budapest, Hungary

March, 2002

Presentation on "Running Ombudsman Institution in Hungary" at international seminar organised by Inter Ethnic Initiative for Human Rights, Sofia, Bulgaria

June, 2002

International expert meeting "Establishment of a Pan-European Roma Advisory Body", organised by the Parliamentary Commissioner for the Rights of National and Ethnic Minorities together with the Representation of the Finnish Republic in Hungary, Budapest, Hungary

July, 2002

Paper presented on "Internal borders: minority and majority" at Summer Academy "Central-Europe: new border" organised by Spanish Section of European Journalists' Federation, San Sebastian, Spain

September, 2002

Council of Europe expert and presentation on "Experience of Ombudsman Institute" at international seminar "Development of Ombudsman Institute in Northern Caucasus", Pyatigorsk, Russian Federation

September, 2002

Presentation on "Institutional Protection of Minority Rights" at European Ombudsman Meeting on minority issues, organised by European Centre for Minority Issues, Flensburg, Germany

October, 2002

Presentation on "Minority Protection – Crisis Prevention" at international seminar, organised by Bundesakademie für Sicherheitspolitik, Bad Honnef, Germany

March, 2003

Presentation on "Power –sharing methods in Central and South Europe" at international seminar organised by Minority Rights International and Association for Democratic Initiatives, Tetovo, Macedonia

May, 2003

Paper presented on "Status of minorities in Europe and the EU Enlargement" at 48th Congress of Federal Union of European Nationalities, Bozen, Italy

June, 2003

Presentation on "Discrimination in Education" at International Conference, organised by World Bank and Open Society Institute, Budapest, Hungary

September, 2003

UN expert-paper on "Role of Ombudsmen and National Human Rights Institutions in Protection and Promotion of Minority Rights" at regional expert meeting organised by UN HCHR on realisation of "Durban Action Plan", Prague, Czech Republic

December, 2003

Presentation on "Minorities and Migration" at international conference, organised by Hellenic Centre of European Studies on "Racism/Xenophobia: combating stereotypes by a new migration policy", Athens, Greece

February, 2004

Presentation on "Special treatment" Programmes to Achieve Equality" at Round Table of Race Relations or Race Discriminations Commissioners, organised by the New Zealand Human Rights Commission and the Office of the United Nations High Commissioner for Human Rights, Auckland, New Zealand

September, 2004

Presentation on "Role of national human rights institutions in promoting cultural diversity" at the Conference of International Ombudsman Institute, Quebec, Canada

May, 2004

Presentation on "Special protection requirement of minorities" at international seminar "Protection of Minorities and Ombudsman Reality" organised by the European Ombudsman Institute together with the Hungarian Parliamentary Commissioners, Budapest, Hungary

June, 2005

Presentation on "The Human Rights Commissioner as Seismograph and Early Recognizer of Social Conflicts/Tensions" at the General Assembly of the European Ombudsman Institute, Kazan, Russian Federation

September, 2005

Presentation on "The role of ombudsmen and similar bodies in the implementation of EU law in the field of discrimination" at the Fifth Seminar of the National Ombudsmen of EU Member States, The Hague, Netherlands

V. Public activities

1991 – 1993 Founder member of the "Minorities Round Table"
Member of the "Six Parties Expert Corporate Body" on establishing new legislation

1995 President of the National Self-Government of Germans

VI. Publications (selected):

a. Books

1. The judicial review of local authorities, Universum, Szeged, 1991. 227 pp.
2. Hungarian report. In: Law and Practice of Central European Countries in the Field of National Minorities Protection After 1989, Centre for International Relations, Warsaw, 1998 61-106. pp.
3. Ruling and Controlling of the Public Administration. /Kaltenbach Jenő. In: Hungarian Public Administration Law (edited by Lajos Ficzere) Osiris, Budapest., 1998. 226-243.pp.
4. Explanation to the self-government system. Chapter X/a., Közigazgatási és Jogi Könyvkiadó, Budapest, 1999. 561-613.pp
5. From paper to practice in Hungary: The Protection and Involvement of Minorities in Governance. In: Diversity in action. Budapest, 2001. 171 – 205 pp.

b. Articles, Studies (selected):

1. L'informatique au coeur des relations entre le centre et la périphérie.
Annuaire des collectivités Locales, 1982. Paris
2. Vers une disparition de l'arrondissement comme échelon intermédiaire entre la commune et la département.
Annuaire des collectivités Locales, Paris, 1983.
- 3. A la porte des reformes.**
Annuaire des collectivités Locales, 1984. Paris (G.N.R.S.G.R.A.L.)
4. Comparaison entre l'administration des départements et celle de la capitale.
Annuaire des collectivités Locales, Paris, 1985.
5. Die Entwicklung der kommunalen Selbstverwaltung in Ungarn in Jahrbuch für Ostrecht XXXI/1. München, 1990

6. The establishment and development of reviewing the local administration until the end of 19th. Century, *Legal Science Gazette (Jogtudományi Közlöny)*, 1990/1. 9-17 pp.
7. Western European model of central supervision tools upon local municipalities, *Hungarian Public Administration (Magyar Közigazgatás)* 1990/ 40./12 1073-1098 pp.
8. The supervision of local municipalities in international context (Kaltenbach Jenő: In *Public municipalities in Hungary*) Pécs, 101-118 pp.
9. Die Rechtsstellung der Minderheiten in Ungarn in *Ethnos - Nation Eine europäische Zeitschrift* Jg. 5 (1997) Nr. 1-2., Verlag Wissenschaft und Politik, Köln, 1997.
10. Aus der Sicht der Deutschen in der Republik Ungarn. In: *Fortentwicklung des Minderheitenschutzes und der Volksgruppenrechte in Europa, Staats- und völkerrechtliche Abhandlungen der Studiengruppe für Politik und Völkerrecht* Bonn, 1992.
11. Das ungarische Minderheitengesetz: Zielsetzung und Akzeptanz. In: *Minderheiten als Konfliktpotenzial in Ostmittel- und Südosteuropa, -Südosteuropa-Gesellschaft, München, 1995.*
12. Legal status of minorities in Hungary. In: *Acta Universitatis Szegediensis de Attila József Nominatae. Acta Juridica et Politica.* 52 (7) Szeged, 1997. 39.pp.
13. Forerunners and advancers, The main characteristic of the European anti-discrimination legislation / Kaltenbach Jenő. In: *A hátrányos megkülönböztetés tilalmától a pozitív diszkriminációig/ Budapest, 1998. 13-18. pp.*
14. Die Rechtstellungen der Minderheiten in Ungarn / Kaltenbach Jenő. In: *Szabó András emlékkönyv. Acta Universitatis Szegediensis de Attila József Nominatae. Acta Juridica et Politica.* 53 (13) Szeged 1998. 171-183. pp.
15. Roma Conflicts and opportunity for integration from Ombudsman's point of view (Cigány konfliktusok és integrációs esélyek az ombudsman szemszögéből.) *Belügyi Szemle*, 1999. 7-8. pp.
16. National human rights institutions with mandates in one or more specific areas in the field of human rights (presentation made on „The Stability Pact Conference”) Kaltenbach Jenő 13-14 December 1999, Budapest. (manuscript)
17. Gleiche und noch Gleichere (Eine mitteleuropäische Perspektive zur Minderheitenpolitik)/ Kaltenbach Jenő. In: *Die Neue Gesellschaft Frankfurter Hefte*, September 1999. 810-816. pp.
18. Why do minorities need self-government? (Presentation on the Conference „Autonomy of minorities – The Hungarian Model”, organised by the Hungarian Academy of Sciences. Kaltenbach Jenő, June 1999, Budapest.
19. Menschen- und Minderheitenrechte in Ungarn/ Kaltenbach Jenő – Polt Péter, 1000 Jahre Ungarn. *Osteuropa* 2000. N.: 3-4.. 242-254. pp.
20. The Principle of Equality and the Nation-State (Az egyenlőség elve és a nemzetállam.) Kaltenbach Jenő In: *Representation and participation of minorities (A kisebbségek képviselete és részvételük a politikai döntéshozatalban.) Tanulmánykötet OBH Budapest, 2000. 3-18.pp.*
21. National Institutions against Racism, Good Practices in East Europe/ Kaltenbach Jenő Presentation at the conference of the UN High Commissioner for Human Rights. Geneva, February 2000. 15 pp. (manuscript)
22. Hate speech rhetoric in the light of four complaints filed to the minority Ombudsman (Gyűlöletbeszéd-retorika a kisebbségi ombudsmanhoz érkezett négy panasz tükrében) *Hate and Politics /Gyűlölet és politika/* 2002. 156 – 165. pp.
23. Role of Ombudsmen and national human rights institutions in protection of rights of national, ethnic, religious and linguistic minorities (Az ombudsmanok és a nemzeti emberi jogi intézmények szerepe a nemzeti, etnikai, vallási és nyelvi kisebbségek jogainak védelmében) *Belügyi Szemle* 2-3/2004. 19-29. pp.
24. About equal treatment and equal opportunities (Az egyenlő bánásmódról és az esélyegyenlőségről.) *Chance /(Esély) Társadalom- és szociálpolitikai folyóirat/* 4/2003: 86-94.pp.
25. Öffentliche Verwaltung, Gesetzlichkeit, Menschenrechte. Wie sich die Erwartungen gegenüber der Verwaltung wandeln. In: *Kontinuität und Neubeginn Staat und Recht in Europa zu Beginn des 21. Jahrhunderts.* Baden-Baden 2001. 38-46. pp.
26. Minorities on the threshold of EU accession (Kisebbségek az uniós csatlakozás küszöbén, avagy 2003. mint az uniós csatlakozás nulladik éve.) *Political Yearbook of Hungary (Magyarország Politikai Évkönyve)* Budapest 2004. 532-547. pp.
27. Minorities' Rights in the Third Republic (1990-2006) In: *A magyar jogrendszer átalakulása 1985/1990 – 2005, Gondolat Kiadó, ELTE ÁJK Budapest, 2007. 124 – 161 pp.*
28. Non-judicial review of the public administration In: *Martonyi Emlékkönyv, SZEK Juhász Gyula Felsőoktatási Kiadó, Szeged, 2007*

VII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Hungarian	X			X			X		
b. Official languages:									
English	X			X			X		
French									
c. Other languages:									
German	X			X			X		

VIII. Other Relevant Information*Awards:*

December, 1995

“For Minorities” awarded by the Prime Minister of the Republic of Hungary

March, 1999

1st Class Federal Cross of Merit of the Federal Republic of Germany, awarded by the President of the Federal Republic of Germany

March, 2004

“For Tolerance” awarded by the “Federation of Hungarian Resistance Fighters and Antifascists”

August, 2005

Commander’s Cross Order of Merit of the Republic of Hungary, awarded by the President of the Republic of Hungary

IX. Hereby I confirm that I will take up permanent residence in Strasbourg if elected a judge on the European Court of Human Rights.

Budapest, March 2007.



COUNCIL CONSEIL
OF EUROPE DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)64 4 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights - Election of judges – List of candidatures in respect of Italy

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

Translation

*The Ambassador
Permanent Delegation of Italy
to the Council of Europe*

Strasbourg, 15 March 2007

Prot. N. 365

Dear Director General,

I refer to the letter of the Secretary General of 21 December 2006 concerning the expiry of the term of office of Mr. Vladimiro Zagrebelsky, judge at the European Court of Human Rights, by the 31 October 2007.

In accordance with the decision taken by the Committee of Ministers on 28 May 1997, I am pleased to convey to you the list of the Italian candidates:

- Mr. Vladimiro Zagrebelsky
- Mr. Guido Raimondi
- Ms. Mariavaleria Del Tufo

The curricula vitae will be sent by E-mail.

Yours faithfully,

[signed]
Ambassador Pietro Lonardo

Mr Philippe Boillat
Director General of Human Rights (DG II)
Council of Europe

CURRICULUM VITAE
Vladimiro ZAGREBELSKY

I. Personal Details

Place of Birth: Turin
 Date of Birth: 25 March 1940
 Sex: Male
 Nationality: Italian
 Home address: Bld Président Edwards 6a, Strasbourg, (France)
 Professional address: European Court of Human Rights
 Telephone numbers: -home 0033 388 364131
 office 0033 390 214768
 E-mail : vladimiro.zagrebelisky@echr.coe.int

II. Education and Academic and Other Qualifications

Graduated in Law with honours at the University of Turin in 1963

Assistant lecturer in criminal law and criminal procedure at the University of Turin (1965-1970)

Professor (*Liberò docente*) in criminal law at the University of Turin (1970)

III. Professional Activities

3.1 Detail of Judicial Activities

Member of the Italian judiciary since 1965 – retired 2004;

- 1966-1968: Deputy Public Prosecutor in Turin;
- 1968-1970: Judge (*Pretore*) in Chieri;
- 1970-1978: Deputy Public Prosecutor in Turin;
- 1978-1981: Judge at the Court of Turin;
- 1986-1990: President of division of the Court of Turin (President of the Court of assizes and of the Division for preventive measures);
- 1990-1994: Chief Public prosecutor at the *Pretura* of Turin

September 2000: Appointed as Judge of the Supreme Court (*Corte di Cassazione*) by the Superior Council of Judiciary

1981-1985 and 1994-1998: Member of the Superior Council of Judiciary (*Consiglio Superiore della Magistratura*) and Member of the Disciplinary Division, twice elected by the members of the Italian Judiciary (Involved in particular in the professional training of judges and in the organisation of the courts; and, as a member of the Disciplinary Division, in the hearings and drafting judgements in cases concerning breaches of rules of conduct by members of the judiciary)

Beginning from May 2001 Judge of the European Court of Human Rights

3.2 Detail of Non-Judicial Legal Activities

General Director for Judicial Organisation and General Matters at the Ministry of Justice (1998).

Chief of the Legislation Department at the Ministry of Justice (1998-2001).

IV. Activities and Experiences in the Field of Human Rights

Before being elected Judge of the European Court of Human Rights, as Chief of the Legislation Department of the Ministry of Justice he:

a) supervised the drafting of laws and regulations such as:

- Regulations on the judiciary;
- Establishment of the *Giudici onorari aggregati* (Associated lay judges) and of the justices of the peace in civil and criminal matters; Regulations on competence and procedural matters;
- Provisions on the establishment of Alternative Dispute Resolutions procedures (ADR) for the settlements of civil litigation and the speeding up of civil proceedings;
- Regulations relating to the execution of custodial sentences and to the rights of prisoners;
- Provisions on the execution of custodial sentences applying to juveniles;
- Criminal provisions on torture and other inhuman or degrading treatments;
- Provisions relating to personal injuries;
- Provisions for the fighting of human beings trafficking;
- Procedural provisions relating to the introduction of the principle of "fair trial" as a constitutional provision.

b) supervised the participation of the Ministry of Justice in the drafting of Directives and Regulations in the ambit of the EU, as well as Conventions within the Council of Europe, the OECD and the UN (of which Convention on Corruption; Convention on Trans-national Organised Crime and Additional Protocols).

c) was a member of the National Committee for Human Rights at the Ministry of Foreign Affairs.

V. Public Activities

Before having being elected Judge of the European Court of Human Rights:

- Chairman of the U.N. Commission for the Prevention of Crime (Vienna 2000-2001);
- Italian delegate in the Committee (and in the relevant selected working group) of the Council of Europe for the Efficiency of Justice (CE-EJ) and in the Steering Committee for Legal Co-operation (CD-CJ);
- Member of the Intergovernmental Committee for the Settlement of Problems Arising from the Interpretation of Provisions of the Agreement between Italy and the Vatican;
- Representative of the Ministry of Justice in the Inter-Ministerial Delegation for the Italian Presidency of the Council of Europe;
- Representative of the Ministry of Justice in the working group *Gérard Boulvert* for the study of European legal traditions and history of legal systems, on European Citizenship and the European Legal Space;
- Member of the Commission for Criminal Law and Procedure of the *Centro Nazionale di Prevenzione e di Difesa Sociale* (Milan);
- Representative for Italy of the Board of Trustees of UNICRI (United Nations Inter-regional Crime and Justice Research Institute).

No electoral mandates of a political nature. No political activities.

VI. Other Activities

Before and after his election to the European Court, numerous lectures within the ambit of training courses for judges and lawyers organised by the Italian Superior Council of Judiciary and lawyers' organizations on Human Rights, the judicial system and the organisation of courts, as well as on judicial rules of conduct, criminal law and criminal procedure.

Numerous lectures on European judicial systems and Human Rights at the *Ecole Nationale de la magistrature (Direction de la formation continue)* (France), at the *Escuela Judicial Española* (Spain) and at the *Centro des Estudos Judiciarios* (Portugal) and seminars organized by the Council of Europe in the Russian Federation and in Ukraine.

Responsible for Italy for the *Themis Programme* of the Council of Europe for the training of European judges (1992-98).

1987-1989: President of the Governmental Committee for the adaptation of the judicial system to the New Code of Criminal Procedure (Drafting of the Regulations n. 449 of 22 September 1988 and n. 273 of 28 July 1989). 1992-1994: Member of the Governmental Committee for the Reform of the Judicial System

1999-2001: Member of the Governmental Committee for the drafting of a New Criminal Code.

VII. Publications and Other Works

Before his election to the European Court:

Publications of numerous articles and comments in specialised Italian law reviews and legal encyclopaedias

Monographic studies on the concurrence of offences, (*Reato continuato*, Giuffrè, 1st ed. 1970, 2nd ed. 1976); on personal injury and battery, in collaboration with P.L. Baima Bollone, (*Lesioni e percosse*, Giuffrè, 1980); *Commented Criminal Code*, in collaboration with V. Pacileo, (*Codice penale annotato*, 2 Volumes, UTET, 2000)

Participation to the Commentary of Case-Law on Criminal Code and specific criminal legislation (*Concurrence of Offences, Family Law offences, Offences against public safety*) in the series *Rassegna di giurisprudenza sul codice penale e sulle leggi penali speciali*, 8 volumes, UTET, 2nd ed., 1999.

Numerous legal and historical studies on the judicial system and the judiciary, of which

- *Stabilire le priorità nell'esercizio obbligatorio dell'azione penale*, in *Il Pubblico Ministero oggi*, Giuffrè, 1994;
- *Modello accusatorio e deontologia dei comportamenti processuali nella prospettiva comparatistica*, in collaboration with P.L. Comoglio, in *Rivista italiana di diritto e procedura penale*, 1993, p. 435;
- *La magistratura ordinaria dalla Costituzione a oggi*, in *Legge, Diritto e Giustizia*, Einaudi, 1998.

After his election to the European Court of Human Rights he has published:

Corte, convenzione europea dei diritti dell'uomo e sistema europeo di protezione dei diritti fondamentali, in *La Corte costituzionale compie cinquant'anni*, *Foro italiano*, 2006;

Questions autour de Bromiowski, in *Liber Amicorum Luzius Wildhaber. Human Rights – Strasbourg Views. Droits de l'homme – Regards de Strasbourg*, Kehl-Strasbourg-Arlington, N.P.Engel, 2007;

Diritti dell'Uomo e Libertà Fondamentali, La giurisprudenza della Corte europea dei diritti dell'uomo e della Corte di giustizia delle Comunità europee, volumes I and II, Milano, Giuffrè ed.2006-2007 (in collaboration with M.de Salvia).

He is a member of the Editorial Board of the judicial review *Cassazione penale* and Director of the series *Rassegna di giurisprudenza sul codice penale e sulle leggi penali speciali*, UTET.

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Italian	X			X			X		
b. Official languages:									
English	X			X			X		
French	X			X			X		

IX. I undersigned confirm that I would permanently reside in Strasbourg if I were re-elected judge of the European Court of Human Rights.

Strasbourg, 14 March 2007

CURRICULUM VITAE
Guido RAIMONDI

I. Civil status

Date and place of birth: 22 October 1953. in Naples
Sex: Male
Nationality: Italian
Addresses: home: Via Monterosi, 28 – 00191 ROME (Italy) tel.: 06 3294717
office: *International Labour Office* (ILO), 4 Route des Morillons, 1211 GENEVA
(Switzerland) tel. 0041 22 7996521 – fax 0041 22 7998570.
E mail: raimondi@ilo.org
Mobile: telephone: 0041 78 6732094.

II. Education, diplomas and other qualifications

- Master's degree in law, *cum laude*, on 22 July 1975 at the University of Naples (thesis on the international law topic "*Gli effetti della guerra sui trattati*" – effect of war on international treaties).
- In 1976, attended the summer session of lectures at the Université de Sciences Comparées, Luxembourg, on "*Le pouvoir exécutif aujourd'hui*" (*The executive power today*).

III. Relevant professional activities

a. Description of judicial activities

- Joined the judicial service in 1977, holding judicial office (particularly with the Naples District Court) until March 1986.
- In 1991 he was appointed for two years as alternate member of the Appeals Board (Administrative Tribunal) of the Western European Union (WEU) in London.
- In 1997 he was appointed magistrate in the Principal Public Prosecutor's Office of the Court of Cassation, acting as solicitor general at the Court's hearings, principally before the 1st Chamber and the Social Chamber, and drawing up the prosecution's submissions for the combined Chambers concerning conflicts of jurisdiction with foreign courts, as well as for the aforesaid 1st Chamber.
- En 1998 he was appointed for two years (3 September 1998 – 3 September 2000) as full member of the Appeals Board (Administrative Tribunal) of the Western European Union (WEU) in Brussels.
- In 2001 he was appointed *ad hoc* judge of the European Court of Human Rights in several applications concerning Italy.
- In 2002 he was appointed judge of the Court of Cassation and assigned to the 5th Civil Chamber.

b. Description of legal activities other than judicial

- From September 1976 to the end of 1977, assistant lecturer to the first Chair of International Law in the Law Faculty of the University of Naples (Professor Benedetto Conforti).
- From March 1986 onwards, seconded to the Ministry for Foreign Affairs, Diplomatic Legal Service. In this service, where he remained until September 1989, he dealt primarily with all activities relating to the defence of the Italian State authorities in the proceedings before the European Court and Commission of Human Rights, collaborating directly with the Head of the Service, Professor Luigi Ferrari Bravo.
- In addition, he co-operated with the Head of the Service in his capacity as legal adviser to the Ministry of Foreign Affairs, particularly in the fields of international law and criminal law. During this period, he assisted in legislative work relating to international law and participated, as member of the Italian delegation, in several international negotiations, whether bilateral or multilateral (UN, Council of Europe, ICAO, IMO).
- As member of various Council of Europe Steering Committees and Committees of Experts, has in particular served since 1 January 1993 on the Bureau of the Steering Committee for Human Rights and chaired it from 1 January 1999 to 31 December 2000.
- On 20 July 1989 the Minister for Foreign Affairs appointed him co-Agent for the Italian Government before the European Court and Commission of Human Rights, and he was transferred to the Italian Permanent Delegation to the Council of Europe in Strasbourg. He performed these functions – by conducting the defence of the Italian Government before the Strasbourg organs – until September 1997. At the same time, he was legal adviser to the Italian Delegation to the Council of Europe.

- Since September 1997 and his appointment to the Principal Public Prosecutor's Office of the Court of Cassation, he has concurrently been a consultant assisting the Diplomatic Legal Service of the Ministry of Foreign Affairs.
- In 1998 he gave lectures under contract in the Faculty of Law of the University of Naples on "The European system of human rights safeguards".
- Member of the Italian delegation to the Diplomatic Conference on the Establishment of an International Criminal Court (Rome, 15 June – 17 July 1998) and the "Prep-Com" on the Elements of Crimes and the Rules of Procedure and Evidence.
- Member of the Italian joint ministerial committee on human rights (1998-2003).
- Member of the committee set up in February 1998 by the Italian Ministry of Foreign Affairs to adapt Italian legislation to the treaties and to the rules of international humanitarian law.
- Member of the committee set up in July 1999 by the Italian Minister of Justice to adapt Italian law to the international instruments regarding criminal procedure. Within the committee, he was co-ordinator of the Group on "Transfer of criminal proceedings".
- Member of the Italian delegation to the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance (Durban, 31 August – 7 September 2001).
- Lecturer in European Union law in the colleges delivering specialist training for the legal professions at the Universities "La Sapienza" and "Tor Vergata" (2002-2003) and the "LUISS" in Rome.
- Since May 2003, Deputy Legal Adviser to the *International Labour Office* (ILO), Geneva.

c. *Description of professional activities other than legal*

- While serving with the Italian Delegation in Strasbourg, has also performed diplomatic functions, attending the meetings of the Committee of Ministers, ministerial level included, as well as participating in the Rapporteur Groups on Human Rights and Legal Affairs; has chaired the former Group on some occasions.

IV. Activities and experience in the human rights field

See under III above.

V. Public activities

No political activities.

Member of the *Associazione nazionale dei magistrati* (ANM).

VI. Other activities

- Member of the *Société française de droit international* (SFDI).
- Member of the *Società italiana di diritto internazionale* (SIDI).
- Frequently rapporteur at colloquies, seminars, etc.
- Expert in the context of the Council of Europe programmes of assistance to the countries of Central and Eastern Europe in the field of human rights (particularly activities in Croatia, Albania, Bulgaria and the Russian Federation).

VII. Studies and publications

Main publications:

Some thirty works, including:

Books

- 1- WACHSMANN, EISSEN, FLAUSS, ABRAHAM, PETTITI, STRASSER, RAIMONDI, COHEN-JONATHAN, *Le Protocole n. 11 à la Convention européenne des droits de l'homme. La mise en oeuvre de la réforme*, Bruxelles, 1995, In particular: *La procédure d'autorisation au réexamen des arrêts des Chambres*, p. 115 ff.
- 2- BARTOLE, CONFORTI & RAIMONDI, *Commentario alla Convenzione europea dei diritti dell'uomo*. Soon to be published by CEDAM, Padua. In particular: *Articolo 28, Articolo 29, Articolo 30, Articolo 31, Articolo 34*.

3- RAIMONDI, *Il Consiglio d'Europa e la Convenzione europea dei diritti dell'uomo*, Naples, Editoriale Scientifica, 2005.

Articles

- 1- *Sui limiti della giurisdizione italiana in materia di provvedimenti cautelari*, *Rivista di diritto internazionale*, 1978, p. 74 ff.
- 2- *Il regime penale e disciplinare dei militari italiani in Libano*, in *Le forze multinazionali nel Libano e nel Sinai*, ed. A. MIGLIAlIA, Milan, Giuffr , 1988 (in collaboration with G.GIACALONE).
- 3 *Un nuovo accordo contro il terrorismo internazionale: La Convenzione di Roma del 10 marzo 1988 sulla repressione degli atti illeciti diretti contro la sicurezza della navigazione marittima*, *Rivista di diritto internazionale*, 1988, p. 379 ff.
- 4- *La Convenzione europea dei diritti dell'uomo nella gerarchia delle fonti dell'ordinamento italiano*, *Rivista internazionale dei diritti dell'uomo*, 1990, p. 36 ff.
- 5- *Una Corte penale europea?* In *Europa e terrorismo internazionale*, ed. N. RONZITTI, Milan, Franco Angeli, 1990, p. 127 ff.
- 6- *L'informatica alla Corte ed alla Commissione europea dei diritti dell'uomo*, statement to the 5th International Congress "INFORMATICA E ATTIVITA' GIURIDICA", *Corte Suprema di Cassazione, Centro elettronico di documentazione - Informatica e attivit  giuridica – 5° Congresso internazionale Rome 3-7 May 1993*, Rome 1994, Vol. II p. 443 ff.
- 7- *Un nuovo status nell'ordinamento italiano per la Convenzione europea dei diritti dell'uomo*, *Cassazione penale* 1994, p. 443 ff.
- 8- *Il Protocollo n. 11 alla Convenzione europea dei diritti dell'uomo*, *Rivista internazionale dei diritti dell'uomo*, 1994, p. 61 ff.
- 9- *Defence of the Italian Government and the Problems of General Measures*, Council of Europe, *Government Agents before the Organs of the European Convention on Human Rights* (Prague, 31 October and 1 November 1995), Strasbourg, 1996, p. 30 ff.
- 10- *Le bureau de l'Agent du Gouvernement italien devant la Cour et la Commission europ ennes des droits del'homme*, Scritti in onore di G.VEDOVATO, *Rivista di Studi Politici Internazionali*, fuori serie 1,11,111 – Firenze, 1997, Vol. III, Contributi, p. 401-418.
- 11- *Effetti del diritto della Convenzione e delle pronunce della Corte europea dei diritti dell'uomo*, *Rivista internazionale dei diritti dell 'uomo*, 1998, p. 422 et seq.
- 12- *La Dichiarazione Universale e il sistema europeo di protezione dei diritti umani: La Corte europea dei diritti dell'uomo*, SIOI, *Il sistema universale dei diritti umani all'alba del XXI secolo*, Atti del Convegno nazionale per la celebrazione del 50° Anniversario della Dichiarazione Universale dei Diritti Umani – Roma. 10/11 December 1998, Rome, 1999, p. 61 ff.
- 13- *La reconnaissance automatique des d cisions en mati re d' tat des personnes et de droit de la famille: exp rience de deux ann es d'application de la nouvelle loi de droit international priv *, Record of the Colloquy of the CIEC (International Commission on Civil Status) *Questions d'actualit  en droit des personnes dans les Etats de la CIEC – Strasbourg*, 26 March 1999, Strasbourg, 1999, p. 28 ff.
- 14- *Le dessaisissement de la Chambre au profit de la Grande Chambre de la Cour europ enne des droits de l'homme: l'article 30 de la Convention europ enne des droits de l'homme r vis e par le Protocole N° 11*, in MAHONEY, MATSCHER, PETZOLD and WILDHABER (Eds), *Protection des droits de l'homme: la perspective europ enne*, *M langes   la m moire de ROLV RYSSDAL*, Kbin, Berlin. Bonn, M nchen, 2000, p. 1153 ff.
- 15- *L'Italia e La Convenzione europea dei diritti dell 'uomo*, *Affari Esteri*, n. 129, January 2001, p. 33 ff.
- 16- *La Corte europea dei diritti dell' 'uomo*, *Enciclopedia del diritto*, VI aggiornamento, Milan, 2002, p. 327 ff. (in collaboration with B. CONFORTI).
- 17- *La Carta di Nizza del 7 dicembre 2000 nel quadro della protezione dei diritti fondamentali in Europa*, *Cassazione penale*, 2002, p. 1885 ff.
- 18- *L'exp rience du Conseil de l'Europe*, dans *Dossier sur la peine de mort*, *Travaux et jours* (published by Universit  Saint-Joseph, Beirut), No. 70, 2002, p. 205 ff.
- 19- *Una figura discussa: l'esperto governativo*, in ZANGHI' and VASAK (eds), *La Convenzione europea dei diritti dell'uomo: 50 anni di esperienza. Gli attori e i protagonisti della Convenzione: il passato, l'avvenire* (Messina, 20-22 October 2000), Torino, 2002, p. 63 ff.
- 20- *La Corte europea dei diritti dell'uomo e le Corti nazionali*, in *Il Consiglio di Stato*, 2002, p. 1891 ffs. (in collaboration with G. BARBAGALLO).
- 21- *L'obbligo degli Stati di conformarsi alle sentenze definitive della Corte europea dei diritti umani negli affari nei quali essi sono parti: l'art. 46, primo comma, della CEDU*, *Quaderno No.7 of La Comunit  internazionale, La Corte europea dei diritti umani e l'esecuzione delle sue sentenze (Palazzetto Venezia, Roma, 6/7 giugno 2002)*, Naples, 2003, p. 39 ff.

22- *Réerves et conventions internationales du travail*, in *Les normes internationales du travail: un patrimoine pour l'avenir, Mélanges en l'honneur de Nicolas Valticos*, Geneva, 2004, p. 527 ff.

23- Article ILO (*International Labour Organization*), in *Dizionario di diritto pubblico*, ed. S. CASSESE, Milan, 2006, Giuffré, Vol. IV, p. 2871 ff.

VIII. Language skills

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Italian	X			X			X		
b. Official languages:									
English	X			X			X		
French	X			X			X		
c. Other languages:									
Spanish			X			X			X

14 March 2007

CURRICULUM VITAE
Mariavaleria DEL TUFO

Full professor of Criminal Law at the Law School of the University of Naples "Suor Orsola Benincasa", Mariavaleria del Tufo also serves as Dean of the School of Advanced Studies for the Legal Professions. Her scientific production mostly concerns international cooperation, human rights, European criminal law and sources of law.

Since June 2001 she has been serving as *ad hoc* judge for Italy at the European Court of Human Rights. She has participated in drafting decisions on the protection of property, the freedom of association, the respect of private life and the length of procedures. The most important judgments affirmed the necessity of interpreting national law in the light of the European Convention of Human Rights and of the European Court case law. She also participates in the activities of the Council of Europe as legal expert.

She is a member of the Directory Council of the Italian Group of the *Association internationale de droit pénal* and of the Scientific Committee of the *Revue trimestrielle des droits de l'homme* (Brussels); she is member of the jury of the *Prix "Gabriel Tarde"* (Paris); she is member of the now quiescent Criminological Scientific Council of Council of Europe.

I. Personal Information

Name, forename: del Tufo Mariavaleria
Date and place of birth: 15/08/1951 in Naples , Italy,
Married, 1 daughter (born 1/9/1994)
Address : Rampe Montemiletto, 18
80135, Naples
tel. univ. 081.2522339
tel. home. 081.5441038
port. : 3483507322

II. Professional Experience

a. COUNCIL OF EUROPE

Ad hoc Judge for Italy at the European Court for Human Rights (she has also participated in sessions of Grand Chamber) (since 2001).

Legal expert, in charge of providing expertises on criminal codes of the following States (since 1998):

Albania: criminal code;
Azerbaijan: criminal code (mission to Baku 3-4 April 2007);
Armenia: criminal code (missions to Yerevan and Strasbourg); Draft Law on putting the criminal code into force; sections 3-6 (punishment) of criminal code; the new art. 73 of Criminal Procedural Code; amendments to Criminal code which exclude convicts sentenced to life imprisonment from the possibility of conditional release; expertise on the necessity of converting the capital punishment into life punishment in the Armenian criminal system;
Croatia: Criminal Procedural Code;
Ireland: expertise on the Irish law on terrorism (mission to Dublin);
Lithuania: criminal code (mission to Vilnius);
Moldova: criminal code (missions to Chisinau); expertise on the opportunity of introducing a penal responsibility for juridical entities (mission to Strasbourg);
Serbia: Kosovo criminal code (missions to Pristine); criminal code of Serbia and Montenegro (mission to Belgrade).

Coordinator of study group on the Draft for a *Transitional Criminal Code* (2004);

Member of the Working Group for the reform of the Law Schools in Albania, IV Joint Programme between European Commission and Council of Europe for Albania/Law Faculties (missions to Tirana) (2003 – 2005);

Member of the Group of Experts nominated by the Council of Europe to analyze the Russian Federation law on the suppression of terrorism (missions to Moscow and Strasbourg) (2001);

Member of the Reflection Group on developments in international co-operation in criminal matter (PC-S-NS) (2001);

Member of the Criminological Scientific Council (since 2001);

Legal expert of the Council of Europe for the Project on Kosovo University (2000-2001), (missions to Pristine and Bremen);

Speech (*Le Ministère Public: l'acquis du Conseil de l'Europe*) to the Pan-European conference *What Public Prosecution in Europe in the 21st Century*, Strasbourg, 22-24 may 2000;

Legal expert of the Council of Europe for the Project on the Development of democratic systems; speeches in Rostov on Don (*La participation populaire à l'administration de la justice: l'expérience italienne*) and in Moscow (*Les droits de la défense et les principes de la CEDH*) (1997-98);

Member of the Working Group on Psychiatry and Human Rights (CDBI-PH) (1996-2003). On the basis of the Draft proposed by the working group, the *Recommendation No Rec (2004) 10 on the Protection of Human Rights and of Dignity of Persons with Mental Disorders* has been adopted by the Committee of Minister on 22 September 2004.

b. EUROPEAN UNION

Member of the European Union Commission Experts of the PHARE Horizontal Programme "Reinforcement of the Rule of Law" (mission to Vilnius, 4-10 February 2002);

Member of the Group of Experts on compensation to crime victims in the European Union, Umeå, Sweden (2000);

Member of the Committee for crime victims, European Commission, Brussels (1998-99);

Lawyer/linguist at the Court of Justice of the European Communities, Luxembourg (1980).

c. UN

Member of the Italian Delegation at the United Nation Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court (Rome, 15 Juny-17 July 1998).

d. REPUBLIC OF SAN MARINO

Appointed as expert by the Council of XII in order to decide a case concerning the challenge of a judge (2004);

Appointed as expert by the Council of XII in order to decide on a case of review (1996).

e. MINISTRY OF JUSTICE (ITALY)

Member of the Study Committee for the adaptation of the Italian system to the international treaties in criminal matters (2001);

Member of the Committee for reforming legislation on crime victims (2001).

f. CONSIGLIO SUPERIORE DELLA MAGISTRATURA

Training activities for Italian judges, in Rome, Naples and Turin.

g. *Public prosecutors, Naples and Trento*

Expertises on international criminal law matters (case of Cermis; problems of jurisdiction (NATO)).

III. Language skills

Excellent spoken and written French, German and English.

Working knowledge of Spanish (reading).

Basic knowledge of Russian.

IV. Academic career

Law School, University of Naples Suor Orsola Benincasa	Full professor of Criminal Law (since 2004); Dean of the School of Advanced Studies for the Legal Professions (since 2004); Member of the Scientific Council of European Advanced School, Excellence Centre, Law Section. Collective project of the Universities of Naples Suor Orsola Benincasa and L'Orientale and the Italian Institute for Philosophical Studies (since 2006); Appointed Professor of Criminal Law (1996 – 2004).
Law School, University of Naples 2	Coordinator of the Doctorate in <i>Internationalization of Criminal Policy and Penal Systems</i> (2001 – 2004); Dean of Advanced Studies for the Legal Professions (2001 – 2004); Professor of <i>European Union and Penal System</i> (within the EU Jean Monnet Project) (1997 – 2004); Full Professor of Criminal Law (1996 – 2004); Appointed Professor of Economic Criminal Law (1995 – 1996).
Law School, University of Perugia	Appointed Professor of Criminal Law (1996 – 1999); Full Professor of Criminal Law (1995 – 1996).
UNESCO, Paris	Visiting Scholar (1993).
School of Economics, University of Salerno	Full Professor of Economic Criminal Law (1993– 1995).
School of Political Sciences, Istituto Universitario Orientale, Naples	Appointed Professor of Principles of Criminal Law (1993 – 1994).
School of Political Sciences, University of Urbino	Full Professor of Criminology (1992 – 1993).
Law School, University of Urbino.	Appointed Professor of Criminology (1990 – 1992).
Law School, University of Naples, Federico II.	Researcher of Criminal Law (1980 – 1992); Taught course on International Criminal Law Treaties, Advanced School of Criminal Law (1990– 1992); Research Assistant of Criminal Law (1973 – 1976).
Max-Planck-Institut für ausländisches und internationales Strafrecht, Freiburg i.Br., Germany	Awarded Fellowship in Criminal Law (1976 – 1980).

V. Qualifications

- 1995 Qualified as Full Professor in Criminal Law.
- 1992 Qualified as Associate Professor in Criminal Law.
- 1982 Passed the bar exam to become Lawyer
- 1980 Qualified as Researcher in Criminal Law.

VI. Education

- 1971 - 1975 Coursework and research at Universities of Heidelberg; Wien; Salzburg; Regensburg; Budapest; Council of Europe, Max-Planck-Institut für ausländisches öffentliches Recht und Völkerrecht, Heidelberg;
- 1976 Master in Administrative Law, dissertation in European Law, University of Naples (*summa cum laude*);
- 1973 BC/MA in Law *summa cum laude*, thesis in Criminal Law (Attempts of Harmonizing Criminal Law in Europe), University of Naples.

VII. Selected Publications

- 2007 *L'efficacia delle sentenze della Corte europea dei diritti dell'uomo nel sistema italiano* (in corso di stampa);
- 2006 voce *Estradizione*, in Dizionario di Diritto pubblico (a cura di Cassese), Giuffrè, Milano;
- 2006 *Lo Statuto della Corte penale internazionale e il problema delle riparazioni*, in La Corte Penale Internazionale (a cura di V. Monetti - G. Lattanzi), Giuffrè, Milano;
- 2005 *La disciplina del mandato d'arresto europeo (II), Profili di diritto penale sostanziale*, in *Diritto penale e processo*;
La doppia punibilità e Il rifiuto della consegna motivato da esigenze di diritto sostanziale, in Il mandato d'arresto europeo (a cura di G. Pansini e A. Scalfati), Jovene, Napoli;
Le riforme penali nei Paesi dell'Est: uno sguardo di sintesi, in (a cura di S. Canestrari e L. Foffani) *Il diritto penale nella prospettiva europea: quali politiche criminali per quale Europa?*, Giuffrè, Milano;
- 2004 *I Trattati europei e il diritto penale*, in *Ambito e prospettive di uno spazio giuridico-penale europeo* (a cura di S. Moccia), Quaderni di Critica del Diritto, n. 4, ESI, Napoli;
La tutela della libertà delle persone e l'Europa, in *Questione giustizia*;
Treatment of persons co-operating with justice and witnesses: Italian system and good practices, con F. De Leo, G. Michelini, F. Patrone in *Crime Policy in Europe, Good practices and promising examples*, Council of Europe Publishing, Strasbourg;
- 2003 *Le système des peines dans les Pays de l'Est, Communication à l'Association Française de Criminologie*, Paris, 8 marzo 2003, disponibile sul sito dell'Association Française de Criminologie;
Linee di politica criminale europea e internazionale a protezione della vittima, in *Questione giustizia*;
Vittime del reato: le nuove tendenze nel diritto penale, in *InterAzioni*;
Problemi di adeguamento ai Trattati internazionali in materia penale, in (a cura di G. Ziccardi Capaldo) *Attuazione dei Trattati internazionali e Costituzione italiana. Una riforma prioritaria nell'era della Comunità globale*, ESI, Napoli;
- 2000 *Prokuratura w dokumentach Rady Europa*, in *Prokuratura i Prawo*;
Déclaration à la presse et devoir de réserve des magistrats à l'épreuve du principe d'impartialité (in collaborazione con G. Fiandaca), in *Revue trimestrielle des Droits de l'homme* ;
La salvaguardia dei diritti e della dignità delle persone affette da un disturbo mentale: verso un nuovo documento del Consiglio d'Europa?, in *InterAzioni*;
Public prosecution: the acquis of the Council of Europe, in *What Public Prosecution in Europe in the 21st Century*, Council of Europe Publishing, Strasbourg;
- 1999 *Il Codice penale della Federazione Russa* (introduzione e traduzione, con A.A. V.V.), Cedam, Padova;
- 1993 voce *Vittima del reato*, in *Enciclopedia del Diritto*, XLVI, Giuffrè, Milano;
- 1991 *La disciplina dei rapporti giurisdizionali con autorità straniere nel nuovo c.p.p.*, in *Il nuovo diritto processuale penale: gli altri gradi di giurisdizione*, III, Jovene, Napoli;
- 1990 *Profili critici della vittima-dommatica*, Jovene, Napoli (monografia);
- 1988 voce *Estradizione – diritto internazionale*, in *Enciclopedia Giuridica Treccani*, XIII, Roma;
- voce *Delitto politico*, in *Enciclopedia Giuridica Treccani*, X, Roma;
- 1985 *Estradizione e delitto politico*, Jovene, Napoli (monografia).

Ministers' Deputies

CM Documents

CM(2007)68 6 June 2007¹



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights - Election of judges – List of candidatures in respect of Moldova

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

Translation

*Permanent Delegation of Moldova
to the Council of Europe*

Strasbourg, 15 March 2007

N° CE – 022/2007

Dear Mr. Director General,

Following the letter from the Secretary General of the Council of Europe, I have the honour to convey to you the list of the three candidates for the position of judge to the European Court of Human Rights, as selected by the government of the Republic of Moldova.

The names of the candidates are presented in the alphabetical order:

1. Victoria IFTODI
2. Victor ORINDAS
3. Lilia VASELEVICI

The curricula vitae of the candidates mentioned above are enclosed.

Yours sincerely,

[signed]
Andrei NEGUTA
Permanent Representative

Mr Philippe Boillat
Director General of Human Rights (DG II)
Council of Europe

CURRICULUM VITAE
Victoria IFTODI

I. Personal details

Name, forename IFTODI Victoria
Sex : female
Date and place of birth: 13 January 1969, Lalova (Rezina), Republic of Moldova
Nationality : Moldovan

Contact details:

1 rue de Sfax, 16th arrondissement, Paris, France
tel: +33 (0) 1 40 67 79 17 - GSM: + 33 (0) 6 22 63 89 42 - fax: +33 (0) 1 40 67 11 23
e-mail: ambassadeur.moldavie@wanadoo.fr

II. Education and academic and other qualifications

Sept. 1988 - June 1993 Faculty of Law, specialist subject: international law, Moldova State University;
qualification obtained: first-class honours degree in law (equivalent to Bac + 4)

Sept. 1984 - June 1988 Teaching College, Orhei, Republic of Moldova; certificate in primary education (with distinction)

1994 - 2006 In-service professional training courses and lectures / specialisation in Italy, France, Romania.

III. Relevant professional activities*a. Details of non-judicial legal activities*

Since Sept. 2006 Ambassador Extraordinary and Plenipotentiary of the Republic of Moldova to France, Permanent Delegate to UNESCO and the Latin Union, Special Representative of the President of the Republic of Moldova to the Permanent Council of the Francophonie

July 2004 - Sept. 2006 Minister of Justice
Nov. 2003 - July 2004 First Deputy Minister of Justice
Mar. - Nov. 2003 Deputy Minister of Justice
Mar. 1994 – Mar. 2003 Notary, Chisinau
Jan. - March 1994 Chief specialist, Notary and Bar Unit, Ministry of Justice
Aug. 1993 - Jan. 1994 Notary, Chisinau

b. Details of non-legal professional activities

Feb. 2004 – Sept 2006 Represented the government in the French-speaking network of governmental institutions responsible for human rights in the French-speaking area (International Organisation of the Francophonie), which aims to foster co-operation among member states and to support them in their efforts to promote peace, democracy and human rights.

July 2004 – Sept 2006 Member of the government;
Member of the Presidium of the government (governing body consisting of the prime minister, the deputy prime ministers and the minister of justice, which organises the government's internal activities).

IV. Activities and experience in the field of human rights

July 2004 - Sept. 2006

Minister of Justice, co-ordinating the human rights sector and reform of the justice system, with special emphasis on monitoring the activities of the subdivisions responsible for international co-operation and representing the government in its dealings with the ECHR.

May - Sept. 2006

Head of the government commission on victims of political crimes, which seeks to promote government policy on the rehabilitation of victims of political crimes and to address problems arising in the process of implementing the relevant legislation, as well as finding solutions to the problems experienced by victims of political crimes and implementing action plans to protect them and reintegrate them into society.

August 2005 - Sept. 2006

Member of the National Commission for developing and implementing the Moldova- NATO Individual Partnership Action Plan, with special responsibility for democratic reform, human rights, the rule of law and combating corruption.

June 2005 - Sept. 2006

Member of the Interministerial Group for monitoring implementation of the European Commission/Council of Europe joint programme to support democratic reform in the Republic of Moldova over the period 2004-2006, with special responsibility for democracy and the rule of law, human rights and fundamental freedoms.

Jan. 2005 - Sept. 2006

Vice-chair of the permanent government commission responsible for organising the execution of final judgments delivered by the ECHR against the Republic of Moldova.

July 2004 - Sept. 2006

Vice-president of the Board of the Co-ordination Centre for the social integration of persons released from detention facilities, which organises the integration process and runs educational and monitoring programmes for ex-prisoners.

Jan. 2004 - Sept. 2006

Member of the Co-ordinating Committee responsible for developing and implementing the National Action Plan in the field of human rights for the period 2004--2008, which is aimed at introducing a single policy and strategy in state institutions and civil society with a view to improving the human rights situation.

Nov. 2003 - July 2004

Chair of the Permanent Co-ordinating Committee responsible for preparing Moldovan government reports and responses following visits by the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment.

Sept. 2003 - Sept. 2006

Head of the presidential commission on issues relating to citizenship and the granting of political asylum

V. Public activities

a. Public office

since September 2006	Ambassador
July 2004 – Sept. 2006	Minister of Justice
Nov. 2003 – July 2004	First Deputy Minister of Justice
March – Nov. 2003	Deputy Minister of Justice
Jan. – March 1994	Chief specialist, Ministry of Justice

b. Elected posts

None.

c. Posts held in a political party or movement

None.

VI. Other activities

2003-2004	member of the European Committee on Legal Co-operation (CDCJ) of the Council of Europe.
2003-2004	member of the CAUE and CAEM Commissions of the International Union of Latin Notaries.
July 2004-Sept 2006	member of the Judicial Service Commission, the self-regulatory body which oversees the functioning of the judicial system, mainly through its powers and responsibilities with regard to the nomination, promotion, transfer and dismissal of judges, disciplinary and ethical matters and the provision of pre- and in-service training for judges.
April - Sept 2006	member of the governmental commission for central government reform.
Feb. - Sept 2006	member of the central commission for the control of declarations of income and property.
Jan. - Sept 2006	member of the national commission responsible for drawing up the Blueprint for the Foreign Policy of the Republic of Moldova, which is designed to provide a better legal framework for the European integration policy.
Dec.2005 - Sept. 2006	member of the commission responsible for drawing up the Blueprint for the National Security of the Republic of Moldova.
Dec. 2005 - Sept. 2006	member of the Permanent Council responsible for monitoring the development of the financial sector.
July 2004 - Sept. 2006	member of the national commission on European integration, which aims to develop and implement strategies and action plans connected with the implementation of the European integration policy, with special emphasis on the sections of the Moldova-European Union Plan of Action for the period 2005-2007 focusing on political dialogue, reforms, justice and internal affairs (co-ordination of the Interministerial Committee on Legal and Security Issues).
July 2004 - Sept. 2006	member of the EU-Moldova Cooperation Council.
June - July 2004	chair of the working group responsible for bringing domestic law into conformity with the Constitution.
April 2004 - Sept 2006	member of the governmental commission responsible for monitoring the development and implementation of the automated information system "State register of legal entities".
Mar. 2003 - Sept. 2006	member of the National Committee on Foreign Aid to the Republic of Moldova, which aims to co-ordinate the content of foreign aid programmes to promote social and economic development in the Republic of Moldova, and to monitor any foreign aid programmes signed on behalf of the Moldovan government.
1998 - 2001	member of the Ministry of Justice commission responsible for examining qualifications in the notary profession.

Sept 1996 - June 1998 lecturer at Moldova State University, Faculty of Law, specialist subject: civil law (post held alongside my other work).

VII. Publications and other works

Addressed international conferences and seminars on legal reform, including in the field of human rights.

Participated in working groups, drafting and harmonising legislation in the judicial field, including in matters relating to human rights and fundamental freedoms.

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
Moldovan and Romanian	x			x			x		
b. Official languages									
English			x			x			x
French	x			x			x		
c. Other languages									
Russian	x			x			x		
Italian	x			x			x		

IX. Other relevant information

As Minister of Justice, I was mainly responsible for co-ordinating and implementing government policy in the field of justice, in particular co-ordinating activities related to the implementation of judicial and legal reform, with a view to ensuring respect for the rights and legitimate interests of citizens, enforcing court decisions and criminal penalties and drafting legislation and bringing it into line with Council of Europe recommendations and Community law, including in the field of fundamental rights.

I also managed the government’s dealings with the ECHR, acting as government agent, ensuring the execution of ECHR judgments and decisions vis-à-vis the Republic of Moldova, and taking the necessary action to prevent further violations of the Convention. A governmental commission for monitoring the execution of ECHR judgments and decisions was set up, on which I served as vice-chair. As part of the ongoing monitoring of the efforts to bring domestic legislation into line with the Convention, every time Moldovan legislation was found to be in breach of the Convention, proposals were put forward to amend the relevant provisions.

During my time in the Ministry of Justice, Moldova made considerable progress on the execution of court decisions, which is a vital requirement for an effective justice system.

There has been major progress in terms of the observance of human rights in prisons and pre-trial detention facilities. Following visits by the CPT, for example, the Ministry of Justice has drafted the government’s responses to the CPT reports and monitored the action taken on its recommendations. Although much remains to be done, the CPT itself has acknowledged the improvements made.

Co-operation with international organisations has been stepped up, in particular with the Council of Europe (as part of the monitoring of Moldova’s efforts to bring its laws into line with the European Convention on Human Rights), the Organization for Security and Co-operation in Europe and the European Union, to ensure that domestic laws and practice in the field of human rights are compatible with international standards.

X. Candidates are asked to confirm that, if elected, they will take up residence in Strasbourg as the seat of the Court.

I confirm that I will take up permanent residence in Strasbourg if elected as a judge in the Court.

CURRICULUM VITAE
Victor ORÎNDAS

I. Personal details

Name, surname: Victor Orîndas
 Sex: male
 Date and place of birth: 25 February 1969, Briceni, Republic of Moldova.
 Nationality: Moldovan

II. Education and academic and other qualifications

2003 Moldova State University, Law Department, Chisinau, Republic of Moldova, Doctor of law.
 2000 Moldova State University, Law Department, Chisinau, Republic of Moldova, Master in law, specialty: public law.
 1997 Special courses and research on protection of civil rights and reformation of judicial system, National Institute of Justice, Washington DC, USA.
 1995 Special courses and research on protection of civil rights and freedoms, Florida State University, Tallahassee, USA . Sponsored by American Bar Association, Central and East European Law Initiative.
 1989-1994 Moldova State University, Law Department, Chisinau, Republic of Moldova Diploma, GPA 9.4/10, specialty: international law.
 1976-1986 Specialized mathematics school of Lipcani town, Briceni district, Republic of Moldova - Silver medal for academic achievements.

III. Relevant professional activities*a. Judicial activities*

2003-present Judge at the Economic Court of Chisinau district, Chisinau, Republic of Moldova. Examination and settlement of a wide variety of commercial disputes.

b. Non-judicial legal activities

2003- present Part-time professor of business law, Moldova State University, Law Department, Chisinau, Republic of Moldova.
2003- present Part-time professor of American criminal procedure, Moldova State University, Foreign Languages Department, Division of American Studies, Chisinau, Republic of Moldova.
2003- present Part-time professor of civil law, European University of Moldova, Chisinau, Republic of Moldova.
 1997-2003 Full-time criminal procedure professor at Moldova State University, Law Department, Chisinau, Republic of Moldova.
 1997-2003 Licensed attorney, Chisinau, Republic of Moldova. Specialization: criminal, civil and administrative law.
 1998-2000 Jurist at East-West Management Institute, Center for Private Business Reform, Chisinau, Republic of Moldova. Provided legal advice on land and collective enterprises assets privatization as well as on investment in and creation of commercial enterprises.

1996-1997 Senior adviser to the General Prosecutor of the Republic of Moldova on interethnic and international law, Chisinau, Republic of Moldova. Investigated offences committed by members of Moldovan diplomatic missions and offences involving violation of rights of ethnic minorities. Examination of complaints regarding violation of rights of ethnic minorities.

1994-1996 Deputy prosecutor at Ciocana district Prosecutor's Office, Chisinau, Republic of Moldova

c. Non-legal professional activities

2002-2003 Tutor at the Law Clinic of Moldova State University, Law Department, Chisinau, Republic of Moldova. Paralegal assistance to persons who lack financial resources or have other reasons which impede their access to legal advice of a licensed attorney, in particular to women on family law cases and to inmates of Cricova penitentiary.

2000-2002 Regional Scholar/Consultant for the Civic Education Project, Chisinau, Republic of Moldova (sponsored by Yale University, USA). Provided academic assistance and consultation on higher education reform, curricula development and methodology of law teaching and research at Moldovan universities.

IV. Activities and experience in the field of human rights

Protection of human rights was the main focus of my professional activity for 13 years.

As a commercial judge, I am called to protect the citizens' rights to property.

As a defence attorney, I represented a large number of clients in criminal cases in Moldova and Ukraine. This involved enforcement or defence of such rights as:

- Right to a fair trial and right to be free from self-incrimination, provided by art. 6 of the European Convention of Human Rights (ECHR);
- Right to respect for private life, provided by art. 8 of the ECHR;
- Right to property provided by art.1 of Protocol No.1 to the ECHR;
- Equality between spouses provided by art.5 of Protocol No. 7 to the ECHR.

As a prosecutor, I was in charge of supervision of observance by the local authorities and police officers of human rights and liberties, such as:

- Right of the person to be informed promptly of the nature and cause of the accusation against him, provided by art.6 of the ECHR;
- Right to examine or have examined witnesses against him and to obtain the attendance and examination of witnesses on his behalf under the same conditions as witnesses against him, provided by art.6 of the ECHR;
- Right to liberty and security, provided by art.5 of the ECHR.

As tutor of the Law Clinic, I helped students provide legal advice to inmates of the Cricova Penitentiary on their rights, such as:

- Right to be free from torture and from inhuman and degrading treatment or punishment, provided by art.3 of the ECHR;
- Right to be free from forced or compulsory labour, provided by art.4 of the ECHR.

As a professor of law, I try to educate my students in the spirit of respect for human rights and liberties and intolerance towards their violation.

V. Public activities

- a. Public office - None*
- b. Elected posts - None*
- c. Posts held in a political party or movement - None*

VI. Other activities

Member of the Association of Judges of the Republic of Moldova .

Participation in the activity of the Moldova Alumni Resource Center, established by US Embassy in Chisinau for Moldovan alumni of US universities.

VII. Publications and other works

During my academic activity, I wrote and published more than 25 scientific articles and books on legal issues. The most important of these are listed below:

1. Criminal Procedure (course book), Moldova State University, Chisinau, 2001.
2. Doctoral thesis „Pre-trial release on bail in the system of preventive measures”, Chisinau, 2003.
3. Criminal Procedure, Special Part (course notes), Stefan Cel Mare Police Academy, Chisinau, 2004.
4. Criminal Prosecution (course notes), Stefan Cel Mare Police Academy, Chisinau, 2005.
5. Right to due process in the light of the European Convention of Human Rights, Scientific Yearly Book of Moldova State University, Issue V, Vol. 1, Chisinau, 2004, p. 143-145.
6. Moldovan Criminal Justice System: Criminal Prosecution, Current Practices and Proposed Reform, University of Dayton Law Review, Volume 27, Fall 2001, #1.
7. Types of pre-trial release on bail as a preventive measure in criminal proceedings. Scientific Yearly Book of Moldova State University, Vol. 1, Chisinau, 2002.
8. Judicial control and prosecutor supervision over legality of application of preventive measures during criminal proceedings, National Law Journal, 2001, #7.

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Moldovan	x			x			x		
b. Official languages:									
English	x			x			x		
French			x			x			x
c. Other languages:									
Russian	x			x			x		

IX. Other relevant information

Computer skills: Proficient in Word and Internet Explorer.

X. Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court.

I confirm that I will take up permanent residence in Strasbourg if elected a judge on the Court.

CURRICULUM VITAE
Lilia VASILEVICI

I. Personal details

Name, forename: Vasilevici Lilia
Sex: Female
Date and place of birth: 11 January 1967, Chisinau
Nationality: Moldovan
Marital status: Married

II. Education and academic and other qualifications

Law degree from the Faculty of Law of the Moldova State University (1992);

Certificate of attendance at the training seminar for judges on the European Convention on Human Rights held by the Council of Europe in co-operation with the in-service training centre of the Moldovan Ministry of Justice, Chisinau, Moldova, May 2006;

Training course on the establishment of services for the administration of courts, run by the SILI Institute, Prague, October 2005;

Training seminar on Article 10 of the European Convention on Human Rights, held by the Council of Europe with the Moldovan Ministry of Justice, Chisinau, Moldova, November 2005;

Seminar on "European standards and freedom of expression in Moldova", held by the Independent Centre of Journalism, Chisinau, Moldova, 2004.

III. Relevant professional activities

a. Judicial activities

Judge at the court of first instance (from 9 October 1996 to present)

Apart from investigating judges, judges at the court of first instance do not have any strict specialisation. Therefore, as a first-instance judge, I hear criminal, civil and administrative cases. When examining cases pertaining to such varied subject areas, both in the civil and the criminal law sphere, my rulings are based on the relevant national legislation and international instruments.

b. Non-judicial legal activities

President of the court of first instance from April 2002 to December 2006 (Central District, Chisinau). As president, I was vested with the administrative functions of managing the court, organising the judges' work, representing the court vis-à-vis other authorities and other duties devolving on a president.

c. Non-legal professional activities

Co-ordination by the Central District Court of a pilot project on the implementation of unpaid community service work as an alternative to imprisonment under the reform of criminal justice, in co-operation with the Institute of Criminal Reform and UNICEF.

IV. Activities and experience in the field of human rights

As a judge, trial of civil or criminal cases was impossible without ensuring strict compliance of proceedings with human rights standards. In particular, I have had repeated occasion to cite and apply directly in my judgments the provisions of the European Convention on Human Rights, especially Articles 6 and 8, in situations where the domestic legislation was not explicit as to the rights of plaintiffs.

V. Public activities

- a. *Public office:* -
- b. *Elected posts:* -
- c. *Posts held in a political party or movement:* -

VI. Other activities

- a. *Field:* Legal
- b. *Duration:* 1985-1996
- c. *Functions:*

Senior legal adviser in the division for review of disputes on civil appeal cases at the Supreme Court of Moldova (1 September 1994 – 9 October 1996);

Registrar at the court of first instance (11 March 1985 to 9 December 1991 and 2 March 1993 to 1 September 1994);

Legal adviser to a commercial firm (9 December 1991 – 11 February 1993).

VII. Publications and other works**VIII. Languages**

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Moldovan	X			X			X		
b. Official languages:									
English			X			X			X
French	X				X			X	
c. Other languages:									
Russian	X			X			X		

IX. Other relevant information

Use a computer in my day-to-day work.

X. I confirm that I will take up residence in Strasbourg if I am elected as a judge of the European Court of Human Rights.



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)57 1 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights - Election of judges – List of candidatures in respect of Romania

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).



*Permanent Representation of Romania
to the Council of Europe*

No. 625

Strasbourg, 22 March 2007

Dear Mr. Director General,

Following the letter of the Secretary General of the Council of Europe dated 21 December 2006, on the commencement of the process of selection of the national judge to the European Court of Human Rights, I have the honour to inform you that the Romanian authorities selected the following candidates for the election of judges to the European Court:

- Mr. Corneliu BÂRSAN;
- Mr. Gheorghe BUTA;
- Mrs. Elena CÂRCEI.

Subsequently, the Permanent Representation of Romania to the Council of Europe will forward to you the Curricula Vitae of the three Romanian candidates, in both official languages of the Council of Europe.

Please accept, Mr. Director General, the assurances of my high consideration.

COMITÉ DES MINISTRES
22 MARS 2007
ENREGISTRÉ N° Transmis le : 156 à

Stelian STOIAN

Ambassador

CC: Mr. Simon PALMER, Secretariat of the Committee of Ministers

Mr. Philippe BOILLAT
Director General of the Directorate general of Human Rights / DGII
COUNCIL OF EUROPE

Strasbourg

Villa Schief
64, Allée de la Robertsau
67.000 Strasbourg
France

Tel.: +33 (0) 3 88 37 01 60
+ 33 (0) 3 88 37 92 21
Fax: + 33 (0) 3 88 37 16 70
E-mail: reprocoe@fr.oleane.com

CURRICULUM VITAE
Corneliu BÎRSAN

I. Personal details

Name, forename: BÎRSAN Corneliu
 Sexe: male
 Date and place of birth: 16 December 1943, Munteni di Jos, Vaslui, Romania
 Nationality: Romanian
 Married: 2 children

II. Education and academic and other qualifications**a. In Romania**

1961: Baccalaureate
 1961-66: Faculty of Law, University of Bucharest, First Degree in Law 1966
 1977: Doctorate of Law, Faculty of Law, University of Bucharest - Thesis on "The legal effects of *bona fides* in Romanian civil law"

b. Abroad

- International Comparative Law Faculty
 Study period I: Strasbourg, spring 1971
 Study period II: Strasbourg, spring 1972
 Study period III: Santiago de Compostela (Spain) 1974
 Diploma of Advanced Studies in Comparative Law
- European University Centre, Nancy
 Legal Department, Private Law Section, academic year 1974-75

c. Honorary distinctions

- 1977: Member of the French Comparative Law Society
- 1991: Honorary diploma for scholarship from the Centre for International Legal Studies, Salzburg (Austria)
- 1994: Honorary law doctorate from the New England School of Law, Boston (USA)
- 1997: Honorary diploma of the national union of lawyers – Romania
- 2003: Doctor honoris causa of Paris I Panthéon Sorbonne University
- 2002: Member of honor of the Bar of Bucarest
- 2004: Membre of honor of the National Union of the Bar of Romania
- 2006: Honorary diploma of the Association of Magistrates of Romania

d. Investiture

- Chevalier of the Legion of Honour – France – 1999

III. Relevant professional activities

a. Judicial duties

- 1977 - 1998: Judge, Court of International Commercial Arbitration, Romanian Chamber of Commerce and Industry
- 1991 - 1998: Judge, Board of Arbitration, Romanian Union of Craft Cooperatives
- Since 1990: Lawyer at the Bucharest Bar, activity currently suspended
- 1990-2003: Member of the Permanent Court of Arbitration, The Hague
- 22/03/95 -31/10/98: Romanian member of the European Commission of Human Rights
- Since 01/11/1998: Judge of the European Court of Human Rights, elected for a 3-year term of office, reelected for a 6 year term until 31 October 2007

b. Non-judicial legal duties

On 22 January 1967, after military service, appointed trainee assistant to the Chair of Private Law, Faculty of Law, University of Bucharest. Entire subsequent university career under the same Chair, as follows:

- 1967-70: Junior lecturer
- 1970-76: Assistant lecturer, by competition
- 1976-90: Lecturer, by competition
- 1990-92: Senior lecturer, by competition
- Since 15 February 1992: Professor, by competition

As assistant, I gave seminars in civil law, family law, private international law, international commercial law.

As professor, I specialised in civil law, international commercial law, community law. In 1990, I started giving lectures in community law for 4th year undergraduates at the Bucharest Faculty of Law and in international human rights protection for postgraduate students of humanitarian law.

c. Non-legal professional activities

- 20 January 1990 - 25 June 1998: Elected Dean of the Faculty of Law of Bucharest University
- 25 June 1993 - 25 June 1998: Director of the N Titulescu-H Capitant Franco-Romanian Institute of Business Law and International Co-operation and of the Franco-Romanian Law College of Bucharest University Law Faculty.

IV. Activity and experience in the human rights field

Activities first related to the teaching of human rights, as follows:

1991, 1992, 1993 and 1994: Organisation of seminars for students and practising lawyers on international human rights protection, (co-author) with the René Cassin International Institute of Human Rights in Strasbourg and with the assistance of the Council of Europe

From 1997 to 1999: Member of the teaching staff of the Institute of Advanced International Studies, Robert Schuman University (Strasbourg III), giving lectures and seminars on the reception and implementation of international human rights conventions in Romania

In 1994, 1996 and 1998: Lecturer on international human rights protection at Pantheon-Sorbonne University (Paris I) for the Diploma of Advanced Studies in Comparative Constitutional Law

In 1991, 1992, 1993, 1994 and 1995 : Member of the jury for the semi-finals of the René Cassin Human Rights Competition organised by the *Juris Ludi* Association, Robert Schuman University (Strasbourg III) and the Council of Europe. In 1999: Member of the jury for the finals of the same competition

Since 1995: Thorough experience of in the field of human rights protection acquired as a member of the European Commission of Human Rights (1995-1998) and, since November 1998, as a judge of the European Court of Human Rights

V. Participation in international scholarly gatherings

- IIIrd Congress of the International Faculty for the Teaching of Comparative Law, Amsterdam 1973: Paper on "Housing law in Romania"
- VIth Franco-Romanian Law Days: Joint paper on the Law governing State entities in Romania
- Collaborated on national report on "Ownership transfer *inter vivos* in Romanian Civil Law", Comparative Law Congress, Budapest, 1978
- VIIIth Franco-Romanian Law Day, Rennes, 1983: jointly presented the Romanian national report on "International commercial arbitration in Romania", published in the supplement to the International Comparative Law Review, 1983
- IInd Congress of the International Institute of French-Language Law, May 1990, Libreville (Gabon)
- International History of Law Day, Strasbourg, May 1992: presented the national report on "Adoption trends in Romanian law"; also appointed general rapporteur for the Free union-Adoption Section. Both reports published in "Family law in Europe from Antiquity to the present day", Strasbourg University Press 1992
- Seminar on environmental law, November 1991, organised by the European Conference of Vice-Chancellors, UNESCO and the Council of Europe, Angers (France)
- Conference on environmental law, organised by the Council of Europe, Milan. 1992: Paper on "Liability for ecological damage in Romania"
- 25th anniversary of the International Institute of Public Administration: Paper on "The process of transition towards a democratic society in Romania", Paris, November 1992
- Conference of Deans of Law Faculties of French-speaking Countries, Louvain-la-Neuve (Belgium), 1992
- International conference on change in east European countries, Boston (USA), October 1993
- International conference on "Federation, subsidiarity and democracy", organised by the Commission of the European Union and ECSA Europe, Brussels, May 1994
- Visit to Luxembourg at the invitation of the Luxembourg Association for Democracy in Romania and the Luxembourg University Centre: gave a lecture on "Economic and legal reforms in Romania", May 1994
- Conference for the 50th anniversary of the European Convention of Human Rights organised by the Parliament and the Ministry of Foreign Affaires of Bucharest, Romania, on 2nd October 2000

- Seminar organized by the International Association of Lawyers on “Rights and Guarantees of the Taxpayer from the Human Rights Point of View”, Bucharest – June 2003. Paper on “Implementation of the European Convention on Human Rights in the field of tax: Principles and limits”
- Colloquium organized by the “Collège juridique franco-roumain d’études européennes” on “L’Union européenne, entre réforme et élargissement” – September 2003 – Paper on “Case-law of the courts of Strasbourg and Luxemburg”
- Conference “Administrative law of property and human rights”, Nantes, 17 October 2003, contribution on “right of expropriation and right to a fair trial
- Seminar « The Civil code and Europe : influences and modernity » organised by the Council of Europe, Strasbourg, 21-22 October 2004, contribution on « Right of property in the European Convention on Human Rights »
- Séminar « The State Council and the Civil code » organised by the French State Council, Paris, 26 November 2004, contribution on « The codification of the civil law in Romania »
- Séminar « ECHR news : new challenges and procedures », University Nice Sophia-Antipolis, 13 May 2005, contribution on « Procedural aspects of the case-law of the European Court of Human Rights »
- Participation to the Seminar « Democracy and social justice : what future for the European private law », French Supreme Court of Appeal, 26 January 2007

VI. Other activities

- 1982-86: Member of the Legal Advisory Board, Romanian Ministry of Foreign Trade
- 1975-85: Member of the Drafting Committee for the new Civil Code and Family Code, Ministry of Justice
- Since 1993: Member of the Academic Board of the Romanian Institute of International Studies, appointed by the Minister for Foreign Affairs and the President of the Romanian Academy
- 1993-1998: Member of the National Council for Educational Reform, appointed by the Minister of Education
- 1994-1998: Member of the National Academic Assessment Board, elected by the Romanian Parliament (jointly by both Houses)
- Since 1994: Elected President of the Romanian Association of Community Studies, affiliated to ECSA Europe, Brussels
- Since 2000: Member of management committees in several Romanian law reviews edited recently: “Curierul judiciar”, “Revista romană de drept comunitar” (Revue roumaine de droit communautaire), etc.
- Since 1999: Member of Ph.D. examining board at the Faculty of Law, University Robert Schuman, Strasbourg III, universities of Nice-Sophia Antipolis and of Paris I Panthéon-Sorbonne

VII. Publications and other works

25 texts published (university courses, monographs, treaties) alone or as co-author, together with more than 150 articles, studies, comments on judiciary practice, scientific papers in Romania and abroad. The most important papers are listed hereafter:

↪ **University courses, monographs, treaties**

- *Drept civil. Teoria generala a drepturilor reale* “Civil law. General Theory of Rights *in Rem*” (co-author), T.U.B., Bucharest, 1980.
- *Subiectele colective de drept in Romania* “Legal Personality of Companies in Romania”, (co-author), Editura Academiei, Bucharest, 1981.
- *Tratat de drept civil. Teoria generala a obligatiilor* “Treatise on civil law. General Theory of Obligations”, (co-author), Editura Academiei, Bucharest, 1981, reprinted in 1991, 1992, 1993, 1994, 1995, 1998, 2001, 2004.
- *Regimul juridic al bunurilor imobile* “The Law of Real Property”, Editura Stiintifica si Enciclopedica, Bucharest, 1983.
- *Rechte beim Reisen*, “Rights while Travelling”, (in German, co-author), Verlag Die Wirtschaft, Berlin, 1974
- *Contractul in contrapartida. Probleme juridice* “The contract as consideration – legal issues”, (co-author), I.E.M., Bucharest, 1984
- *Clauza penala in contractele comerciale internationale* “Penalty clause in international commercial contracts”, (co-author), I.E.M., Bucharest, 1985
- *Legal Aspects of Doing Business in Eastern Europe — Romania* (in English), Kluwer Law and Taxation Publishers, West Publishing Co., St. Paul, Minn., USA, 1986, revised in 1990
- *Exportul in contrapartida. Probleme economice si juridice* “Export as consideration. Economic and legal issues”, (co-author), Editura Academiei, Bucharest, 1987
- *Drept civil. Drepturile reale* “Civil law. Rights *in Rem*”, (co-author), Iasi, 1997
- *Dreptul comertului international* “International commercial law”, (co-author), vol. I, 1988, vol. II, 1990
- *Societatile comerciale* “Commercial companies”, Bucharest, 1992
- *Drept civil. Drepturile reale principale* - Bucharest, 2001
- *Convenția europeană a drepturilor omului, Comentariu pe articole*, Vol. I 2005, Vol. II 2006

↪ **Studies, articles, case-law commentaries, papers, etc**

On questions of civil law, international trade law, family law, community law, international human rights’ protection, published mainly in Romanian, but also in French and German legal journals.

Since September 2002, I comment judgments of the European Court of Human Rights in the review “Dalloz”, and also in the “Révue pénale et pénitentiaire” and “Petites affiches”, in the sections dedicated to European law on Human Rights.

VIII. Languages

Language	Reading	Writing	Speaking
Mother tongue : Romanian	VG	VG	VG
Official languages : French English	VG G	VG G	VG G

IX. Other relevant information

None

X. I confirm that, should I be re-elected judge to the Court, I would continue to be permanently resident in Strasbourg.

Professional address: :

European Court of Human Rights
F-67075 STRASBOURG CEDEX
Te. : +33 3 88 41 30 64 – Fax : +33 3 88 41 27 30
e-mail : corneliu.birsan@echr.coe.int

Private address :

21, rue Goethe
F-67000 STRASBOURG
Tel. : +33 3 88 61 96 21

CURRICULUM VITAE
Gheorghe BUTA

I. Personal details

Name: BUTA
Forename: Gheorghe
Sex: male
Date and place of birth: 21 July 1955, Șercaia, Brașov County, Romania
Nationality: Romanian

II. Education and academic and other qualifications

- Doctorate in Law, Summa cum Laudae, Babeș-Balyai University in Cluj-Napoca; thesis: "Trade Action" (*Acțiunea comercială*) – 13 December 2002
Doctoral Studies in "Civil Procedural Law" at the Babeș-Balyai University in Cluj-Napoca during 1997-2002;
- Post-Graduate studies Diploma – 12 December 1986
Postgraduate studies in "Criminal Sciences", at the Faculty of Law of the Babeș-Balyai University in Cluj-Napoca during the year 1985-1986;
- Graduate in Law ("Diplomă de licență"), thesis "The Concept of Estate in Civil Law" (*Noțiunea de patrimoniu în dreptul civil*) – June 1979
University studies graduated with Merit Diploma at the Faculty of Law of the Babeș-Balyai University in Cluj-Napoca (1975-1979);
- Baccalaureate Diploma – June 1974
High school studies at the "Radu Negru" National College in Făgăraș (1970-1974).

III. Relevant professional activities

a. Judicial duties

- Judge of the High Court of Cassation and Justice of Romania since 18 June 2004;
- Member of the Steering College of the High Court of Cassation and Justice of Romania since September 2005;
- Member in the Superior Council of Magistracy of Romania (May 2003-January 2005);
- Judge and President of the Appeal Court of Cluj (February 1999-June 2004);
- Judge and Vice-President of the Appeal Court of Cluj (November 1998-February 1999);
- Judge and President of the Tribunal of the Bistrița-Năsăud County (January 1990-November 1998);
- Judge at the Bistrița Court of First Instance (September 1987-January 1990);
- Prosecutor at the Prosecution Office Bistrița-Năsăud of the Bistrița-Năsăud County (August 1983-September 1987);
- Prosecutor at the Local Prosecution Office Bistrița (August 1979-August 1983).

b. Non-judicial legal duties

- University lecturer at the Faculty of Political and Administrative Studies of the Babeș-Balyai University in Cluj-Napoca, since September 2004;

- University lecturer at the Faculty of European Studies of the Babeş-Bolyai University in Cluj-Napoca (September 1997-September 2004);
- Associate Professor (*conferențiar*) for Master Studies at Dimitrie Cantemir University in Bucharest.

IV. Activity and experience in the human rights field

a) As a judge:

- An important activity in the fields of Family Law, Civil Law and Employment Law;
- Rich experience in the implementation and the reform of the Civil Procedural Law and Criminal Procedural Law.

b) As a lecturer:

- Council of Europe expert to the international Conference organized by the Council of Europe “Judicial Reform in the Republic of Moldova and Human Rights” (23-25 August 2001, Chişinău, Republic of Moldova), lecturing on “The Access to justice and the right to defense in the case-law of the European Court of Human Rights” and chairing the workshop on this topic.

c) Participation to courses, seminars, round tables in the field of Human Rights:

- Training magistrates from South-East European countries on the implementation of the European Convention on Human Rights, activity organized under the Council of Europe’s aegis (10-17 November 2002, Thessalonica, Greece);
- European Community Law and Human Rights studies at Free University Brussels (October 1999);
- European Community Law courses at the European Court of Justice (April 1997, Luxemburg);
- Meeting between the judges of the High Court of Cassation and Justice and the President of the European Court of Human Rights (September 2006, Bucharest);
- Round table: “The influence of the European Court of Human Rights’ caselaw on the case-law of the High Court of Cassation and Justice” (26 October 2005, Bucharest);
- Seminar: “The caselaw of the Constitutional Court of Romania and the European Convention of Human Rights” (8 March 2005, Bucharest ; 22 April 2005 Cluj-Napoca);
- Seminar: “Prerequisites for democratic elections” , organized by the European Commission for Democracy through Law (17-18 February 2006, Bucharest);
- Summer School for European magistrates on “The magistrate in the European legal space. National magistrate – European magistrate” (4-10 July 2004, Sovata, Romania);
- International conference organized by the Council of Europe and the Ministry of Justice: “Building of a space of freedom, security and justice: a challenge for Europe” (March 2004, Sinaia, Romania);
- Information visit on the organization and functioning of the High Councils for the Judiciary in European Union countries (May 2003, Germany, Netherlands, Hungary);
- General Assembly for establishing the European Network of Councils for the Judiciary (May 2004, Rome);
- Course on Human Rights at the Black Sea University (July 1993).

V. Public activities

a) Public positions:

- Judge of the High Court of Cassation and Justice of Romania since 18 June 2004;
- Judge and President of the Appeal Court of Cluj (February 1999-June 2004);
- Judge and Vice-President of the Appeal Court of Cluj (November 1998-February 1999);
- Judge and President of the Tribunal of the Bistrița-Năsăud County (January 1990-November 1998);
- Judge at the Bistrița Court of First Instance (September 1987-January 1990);
- Prosecutor at the Prosecution Office Bistrița-Năsăud of the Bistrița-Năsăud County (August 1983-September 1987);
- Prosecutor at the Local Prosecution Office Bistrița (August 1979-August 1983).

b) Elected mandates:

- Member of the Steering College of the High Court of Cassation and Justice of Romania since September 2005;
- Member in the Superior Council of Magistracy of Romania (May 2003-January 2005).

VI. Other activities

a) Professional and scientific activities:

- Member of the editorial body of the periodical "*Buletinul Curților de Apel*" ("The Bulletin of the Appeal Courts");
- Collaborator to the following periodicals: "*Revista de Drept Comercial*" ("The Trade Law Review"), "*Curierul Judiciar*" ("The Judicial Bulletin"), "*Pandectele Române*" ("The Romanian Pandects");
- Member of the Drafting Commission of the new Criminal Code of Romania (2002-2003);
- Member of the Drafting Commission of the draft to amend the Criminal Procedural Code of Romania (2001-2003);
- Collaborator to the carrying out of scientific research by the Institute for Legal Research of the Romanian Academy.

b) Activities within non-governmental organizations:

- Member of the Institute for Intercultural and Inter-religious Studies – INTER, Cluj-Napoca;
- Member of the Union of Legal Professionals of Romania;
- Member of the Superior Council of Magistracy of Romania.

VII. Publications and other works

- *Codul de Procedură Civilă comentat și adnotat* "Annotated and Commented Civil Procedural Code", pending at the Universul Juridic Publishers, Bucharest (in cooperation with Prof. Dr. M. Tăbârcă), ab. 1300 pages;
- *Procedura somației de plată. Doctrină și jurisprudență* "The Injunction for Payment Procedure. Doctrine and Case-law", C H Beck Publishers, Bucharest, 2006, 540 pages (in cooperation with prof. dr. Ion Deleanu) – awarded the "Istrate Micescu" prize by the Union of Legal Professionals of Romania in 2006.

- *Jurisdicția Comercială. Teorie și jurisprudență* "The Trade Jurisdiction. Theory and Case-law", Lumina Lex Publishers, Bucharest, 2003, 545 pages - awarded the "I. L. Georgescu" prize by the Union of Legal Professionals of Romania in 2003;
- *Dreptul Afacerilor* "Business Law", EFES Publishers, Cluj-Napoca, 2003, 385 pages;
- *Buletinul jurisprudenței Curții de Apel Cluj* "The Bulletin of Case-law of the Appeal Court of Cluj", co-author, Lumina Lex Publishers, edited in 1999, 2000, 2001, 2002, 2003;
- Over 50 studies, articles, translations and different communications published in collective works and expert journals in Romania and abroad, or presented during congresses, conferences and seminars in the fields of human rights, trade, criminal and civil procedural law.

VIII. Languages

Language	Reading	Writing	Speaking
Romanian	VG	VG	VG
French	VG	VG	VG
English	G	F	F

IX. Other relevant information

X. I confirm that, should I be elected judge to the European Court of Human Rights, I would become a permanent resident in Strasbourg.

CURRICULUM VITAE
Elena CĂRCEI

I. Personal details

Name, Forename: CĂRCEI Elena
 Sex: female
 Date and place of birth: 20 March 1952, Beceni, Buzău County, Romania
 Nationality: Romanian

II. Education and academic and other qualifications

- 1979 – 1983 – Graduate of the Faculty of Law in Bucharest, compulsory frequency courses, average mark 10;
- 1990 – 1991 – Post-Graduate studies in Civil Law at the Faculty of Law of the University of Bucharest;
- 1995 – awarded the scientific title of Doctor at Laws of the University of Bucharest;
- 2000 – awarded the title of Associate Professor (*Conferențiar universitar*) after the contest at the Academy of Economic Studies in Bucharest;
- 1972 – 1974: Post-high-school in library administration, compulsory frequency courses, Bucharest.

III. Relevant professional activities

a. Judicial activities

- After Law School graduation, lawyer for almost 5 years: 1983-1989, within the Legal Assistance Office Buzău, experience which was necessary and useful in training for the future career as a judge; Starting April 1988, I have practiced as judge, in accordance to Courts' hierarchical order set in the Romanian legal system, as follows:
- 1988-1994: Judge at the Buzău Court of First Instance;
- 1994-2000: Judge at the Tribunal of Buzău County;
- 1999: promoted, after examination, to the professional degree of Appeal Court judge
- Since 2000 - judge at the High Court of Cassation and Justice of Romania;

During my career as a judge, I solved mainly civil and trade disputes and, also, criminal cases. The professional assessments have always been awarded at "very good" standing.

b. Non-judicial legal duties

Between 1997-2003, while practicing the activity of judge, I also practiced at graduate level education (the only activity compatible with the activity of judge, according to the national law) with the Academy of Economic Studies in Bucharest and the "Nicolae Titulescu" University in Bucharest, teaching Trade Law.

c. Non-legal professional activities

During 1974-1979, I worked as a librarian in public libraries in Buzău County - mainly the City Library in Buzău.

Beside the respect for the books and their readers, the librarian training, with its technical side, helped me in developing the future scientific research activity.

At present, I work exclusively as a judge to the High Court of Cassation and Justice of Romania – Trade Section.

IV. Activity and experience in the human rights field

V. Public activities

I have been practicing for 19 years the activity of judge and, according to the Romanian laws, this activity is incompatible with practicing other public or private activities, apart from teaching at graduate and post-graduate level.

VI. Other activities

- | | |
|-----------------|---|
| a. Field | Justice |
| b. Period | 23 years and 7 months |
| c. Attributions | lawyer (<i>avocat</i>): 4 years and 7 months
judge: 19 years |

At present, I am judge to the High Court of Cassation and Justice of Romania.

VII. Publications and other works

At total, I published 18 works and articles, of which I quote the following:

- *Societățile comerciale pe acțiuni*, “The Public Limited Companies”, Bucharest, All Beck Publishers, 1999, 428 pages;
- *Drept comercial român. Curs pentru colegiile universitare*, “Romanian Trade Law. Handbook for graduate studies” Bucharest, All Beck Publishers, 2000, 245 pages.
- *Funcționarea și încetarea societăților comerciale pe acțiuni* “The Operation and the Cessation of the Public Limited Companies”, Bucharest, Editura Economică, 1996, 263 pages;
- *Frauda în acțiunea revocatorie (pauliană) în literatura juridică și practica judecătorească* “The Revocatory Action in the Legal Literature and Judicial Caselaw”, in the Romanian Law Review (*Revista Română de Drept*), nr. 7/1985, pp. 23-28;
- *În legătură cu interpretarea legii și a convențiilor civile*, “On the interpretation of laws and civil contracts”, in The Law (*Dreptul*) nr. 1/1993, pp 40-47;
- *Aplicarea legii procesuale din perspective OUG nr. 58/2003 privind modificarea codului de procedură civilă* “The Implementation of the Procedural Law according to Governmental Emergency Ordinance nr. 58/2003 on the amendment and completion of the Code of Civil Procedure”, in the Romanian Trade Law Review (*Revista Română de Drept Comercial*) nr. 2/2004, pp. 31-36;
- *Constituirea Grupurilor de interes economic*, “The Establishment of the Economic Interest Groupings”, in the Romanian Trade Law Review (*Revista Română de Drept Comercial*) nr. 9/2003, pp. 58-71.

VIII. Languages

Language	Reading	Writing	Speaking
Romanian	VG	VG	VG
French	VG	G	G

IX. Other relevant information

Outstanding work capabilities, strength of mind, justice vocation, freedom of spirit and an innate respect for everything which defines the man as a supreme value.

X. I confirm that, should I be elected judge to the European Court of Human Rights, I would be permanently resident in Strasbourg.

Bucharest
6 March 2007

Conf. dr. Elena CÂRCEI- Judge
High Court of Cassation and Justice

Home Address: Nerva Traian Str., nr. 6, Bl. M 39, sc. 1, et. 2, ap. 8, sector 3, Bucharest, Romania
Office: High Court of Cassation and Justice, Batiștei Str. Nr. 25, sect. 2, Bucharest, Romania
Phone: home – 004021-327.56.75; office: 004021-310.38.43;
Fax: 004021-310.35.38.



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)85 6 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights -
Election of judges – List of candidatures in respect of San Marino

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

Translation

Permanent Representation
of the Republic of San Marino
to the Council of Europe

Prot. n. CDH/P 9265

Strasbourg, 13 April 2007

Dear Mr. Director General,

I have the honour to convey to you the list of the candidates of the Republic of San Marino for the position of judge to the European Court of Human Rights.

The names of the candidates appear in order of preference:

1. Mrs Antonella Mularoni
2. Mr. Giovanni Nicolini
3. Mr. Raimondo Fattori

Please find enclosed the curricula vitae of the persons quoted above.

I would be most grateful if the informal procedure of examination of the candidates of the Republic of San Marino could take place at the next meeting of the Rapporteur Group on Human Rights (GR-H) on 22 May next.

Yours sincerely,

(signed)
Guido Bellatti Ceccoli,
Ambassador

Mr Philippe Boillat
Director General
Directorate General II – Human Rights
Palais des Droits de l'Homme

**CURRICULUM VITAE
Antonella MULARONI**

I. Personal details

Surname, first name: Mularoni Antonella
Sex: Female
Address: 7 rue Brûlée - 67000 Strasbourg
Phone: 0033 3 90215243
Fax: 0033 3 88412730
e-mail : antonella.mularoni@echr.coe.int
Date and place of birth: 27 September 1961, San Marino
Nationality: Sanmarinese

II. Education and academic and other qualifications

- Translation diploma (English and German) at the School for Interpreters and Translators, Bologna (Italy) 1982-1983

- Law Degree, University of Bologna, with full marks (110/110) 1986

- Qualification to practise as a lawyer and notary public in the Republic of San Marino 1987

III. Relevant professional activities

- Barrister and Notary Public in the Republic of San Marino 1991-2001

- Member of the Board of the Bar of Lawyers and Notaries Public of the Republic of San Marino from April 1998 to April 2001.

- Judge of the European Court of Human Rights since 1 November 2001

IV. Activities and experience in the field of human rights

- Member in the 1980s of the San Marino Special Committee on gender equality issues in the legal field. During that period, the Committee had the task of drafting new legislation on family affairs, which was passed by the Grand and General Council (Parliament) in April 1986.

V. Political activities

a. Posts in the civil service

- Political Secretary to the Minister of Finance, Budget and Economic Planning of the Republic of San Marino, from July 1986 to June 1987.

- Director of the Office for relations with associations of San Marino nationals living abroad (Ministry of Foreign Affairs of the Republic of San Marino), from June 1987 to December 1990.

- Deputy to the Permanent Representative of the Republic of San Marino to the Council of Europe from October 1989 to December 1990.

b. Elected office

- Member of the Grand and General Council of the Republic of San Marino from May 1993 to March 2001.

- During the XXIIIrd and XXIVth legislature (1993-2001):

- President of the Popular Alliance of Democrats of San Marino parliamentary group, member of the Parliamentary Standing Committee on foreign affairs, emigration and immigration, information, transport and telecommunications, security and public order,
- Member of the Special Parliamentary Committee responsible for drafting the new Code of Criminal Procedure
- Member of the National Group in the Interparliamentary Union (with responsibility for questions concerning the status of women, 1998-2001).

c. *Posts held in political parties or movements*

- Member for some years in the 80s of the Executive of the Youth Movement of the Christian Democratic Party of San Marino, responsible for international relations, and member of the Central Committee of the same party.

- Founder member of the “Popular Alliance of Democrats of San Marino” political movement in January 1993.

- Co-ordinator of the movement from January to June 1993 and President of the Assembly from January 1998 to December 1999.

VI. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Italian	X			X			X		
b. Official languages:									
English	X			X			X		
French	X			X			X		
c. Other languages:									
German		X			X			X	
Spanish		X			X			X	

VII. I confirm that I will take up permanent residence in Strasbourg if elected a judge on the Court.

CURRICULUM VITAE
Giovanni NICOLINI

I. Civil status

Surname: NICOLINI
 First name: Giovanni
 Address: Via Nosadella, 45
 40123 Bologna - ITALY
 Telephone: +39 051.330981
 Email address: studio@studio-nicolini.it
 Sex: male
 Date and place of birth: 7 March 1958, Pisa (Italy)
 Nationality: San Marino

II. Studies, degrees, other qualifications

Master of Law, University of Bologna, 1982

Licensed as a barrister and notary in the Republic of San Marino 1983

Admission to the Bar (Italy) 1986

III. Relevant professional activities

- Barrister at Bologna regional court since 1986
- Barrister at the Italian Court of Cassation and other higher courts since 1998
- Partner in civil and commercial law firm of Nicolini, 1 Via Testoni, Bologna.

IV. Public activities

Civil service post

Honorary Consul of the Republic of San Marino at Bologna, since 2002

V. Language knowledge

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
Italian	X			X			X		
b. Official languages									
English			X						X

CURRICULUM VITAE
Raimondo FATTORI

I. Civil status

Surname: FATTORI
 First name: Raimondo
 Knight of Devotion of the Sovereign Order of Malta
 Address: Contrada di Borgoloto, 18
 San Marino Città
 Repubblica di San Marino
 Telephone: +378/ 991208
 Email address: tribunale.fattori@omniway.sm
 Sex: male
 Date and place of birth: 27 December 1945, Urbino (Italy)
 Nationality: San Marino

II. Studies, degrees and other qualifications

Master of Law, University of Urbino

III. Relevant professional activities

- Barrister and notary in San Marino from 1971
- Conciliation judge at the San Marino civil and criminal court from 1993
- Prosecutor at the San Marino Court from 1999
- Deputy military judge with lieutenant rank

IV. Other activities

- Volunteer, San Marino Red Cross, since 1970
- President of the San Marino Red Cross since 1981
- Legal adviser to the International Federation of the Red Cross
- Has attended many Red Cross assemblies and conferences
- Attendance at the Sanremo (Italy) seminars on international humanitarian law
- Attendance at the Stockholm international peace conference of the International Committee of the Red Cross and Federation of the Red Cross
- Volunteer with the Sovereign Order of Malta

V. Language knowledge

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
Italian	X			X			X		
b. Official languages									
English									
French		X			X			X	

Ministers' Deputies

CM Documents

CM(2007)92 8 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights

Election of judges – List of candidatures in respect of Spain

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

Translation

Permanent Representation of Spain
to the Council of Europe
Strasbourg

NOTE VERBALE

The Permanent Representation of Spain to the Council of Europe expresses its best wishes to the Parliamentary Assembly of the Council of Europe and has the honour to inform it that the Government of Spain has decided to submit as candidates for the position of judge to the European Court of Human Rights, replacing Mr. Francisco Javier Borrego who will complete his mandate in the immediate future, the persons who appear next, in order of preference:

1. Mr. Luis López GUERRA, Professor of Constitutional Law
2. Ms. Concepción ESCOBAR, International Legal Chief Adviser at the Ministry of Foreign Affairs.
3. Mr. José Alejandro SAIZ ARNAIZ, Professor of Constitutional Law

Please find enclosed the Curricula vitae of the persons quoted above.

The Permanent Representation of Spain to the Council of Europe avails itself of this opportunity to renew to the Parliamentary Assembly of the Council of Europe the assurances of its highest consideration.

Strasbourg, 29 March 2007

CURRICULUM VITAE
Luis LOPEZ GUERRA
(Leon, Spain, 1947)

Contents:

- 1) Personal Data
- 2) Degrees
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- 8) Articles on Human Rights (selection)
- 9a) Collaboration with the Council of Europe – Publications
- 9b) Collaboration with the Council of Europe – Reports drafted for the Venice Commission as Alternate Representative for Spain and Legal Expert
- 10) Participation as legal expert in international missions
- 11) Other professional activities

1) Personal Data

Professional Address:

Professor of Constitutional Law
Departamento de Derecho Público
Facultad de Ciencias Sociales y Jurídicas
Universidad Carlos III de Madrid
Madrid 126-128
28903 Getafe (Madrid), Spain
Phone: (34) 91 624 9668
Fax: (34) 91 624 9877
Email: lopez@der-pu.uc3m.es

Home Address:

Goya 135, 4-l.
28009 Madrid, Spain
Phone: (34) 91 401 0548
Mobile: (34) 609 260 195

2) Degrees

B.A. in Law (*Licenciatura en Derecho*), Universidad Complutense de Madrid, 1969
B.A. in Political Science (*Licenciatura en Ciencias Políticas*), Universidad Complutense de Madrid, 1970
M.A. in Political Science, Michigan State University, 1975
Doctor in Law (*Doctor en Derecho*), Universidad Complutense de Madrid, 1975

3) Scholarships

Fulbright Scholarship for graduate studies at Michigan State University, 1972-1975
Fundación Juan March Scholarship for graduate studies at Michigan State University, 1974-1975
Deutscher Akademischer Austauschdienst Scholarship for research at Heidelberg University, 1981

4) Professional Experience

Research Assistant, School of Law, Universidad Complutense, Madrid, 1970-1972
Teaching Assistant in Political Science, Michigan State University, East Lansing, 1972-1975
Assistant Professor of Constitutional Law (Profesor Adjunto), Universidad Complutense de Madrid, 1975-1978
Professor of Constitutional Law (Profesor Agregado), Universidad de Extremadura, Cáceres, Spain, 1978-1981
Professor of Constitutional Law (*Catedrático*), Universidad de Extremadura, Cáceres, Spain, 1981-1995

Clerk (*Letrado*), Constitutional Court of Spain, 1982-1986

Member, Central Electoral Board (Junta General Electoral), Madrid, 1985-1986 Judge, Constitutional Court of Spain, 1986-1995

Vice-President, Constitutional Court of Spain, 1992-1995

Professor of Constitutional Law, Universidad Carlos III de Madrid, 1995-present

Vice President, General Council of the Judiciary (Consejo General del Poder Judicial), Madrid, 1996-2001

Director of the Institute of Comparative Public Law (Instituto de Derecho Público Comparado), Universidad Carlos III de Madrid, 2001-2003

Deputy, Madrid Regional Parliament, 2003-2004

Secretary of State for Justice, Ministry of Justice of Spain, 2004-2007

Professor of Constitutional Law and Director of the Institute of Comparative Public Law (Instituto de Derecho Público Comparado), Universidad Carlos III de Madrid, 2007-present

Courses and lectures given at other universities include the European University Institute in Florence (Italy), University of California (Berkeley), University of Chicago and Michigan State University (USA), University of Paris (France), Universities of Rome, Palermo, Bologna and Siena (Italy), Universidad de San Carlos (Guatemala), Universidad Centroamericana (Managua), Universidad de San Marcos (Peru), Universidad of Puerto Rico and Universidad de Buenos Aires (Argentina), among others.

5) Books Published

Desarrollo político y constitución Española. Barcelona: Ariel, 1972 (with J. de Esteban, S. Varela, J. García Fernández. and L. García Ruiz).

La crisis del estado Franquista. Barcelona: Ariel, 1976 (with J. de Esteban).

Campanas Electorales en Occidente. Barcelona: Ariel, 1976.

De la Dictadura a la Democracia. Madrid: Sección de Publicaciones de la Facultad de Derecho de la Universidad Complutense, 1979 (with J. de Esteban).

Las elecciones legislativas de 1979. (ed.) Madrid: CIS, 1980 (with J. de Esteban).

El Régimen Constitucional Español. (2 vols.) Barcelona: Ariel, 1980-81 (with J. de Esteban).

Benjamin Franklin: Antología. (selection and introduction) Madrid: Editora Nacional, 1981.

Los partidos políticos en la España actual. Barcelona: Planeta, 1982 (with J. de Esteban). Constitución Española. Introduction. Madrid: Tecnos, 1983.

Derecho Constitucional. (2 vols.) Valencia: Tirant Lo Blanch, 1991, 1992, 1994, 1997, 2002 (with E. Espin, J. García Morillo, P. Pérez Tremps and M. Satrústegui). Zuzenbide konstituzionala. (version in Euskera) San Sebastián: Universidad de San Sebastián, 1994.

Comentarios al Estatuto de Autonomía de Extremadura. (dir.) Madrid: MAP, 1992.

Las Constituciones de Iberoamérica (Ed.). Madrid: CEPC-Colegio de Abogados, 1992, 1998, 2001, (4th ed. in preparation) (with L. Aguiar).

Introducción al Derecho Constitucional. Valencia: Tirant lo Blanch, 1994.

Las sentencias básicas del Tribunal Constitucional. Madrid: BOE – Centro de Estudios Políticos y Constitucionales, 1998, (2nd. ed. 2001; 3rd in preparation).

La Experiencia Constitucional, 1978-2000 (ed.). Madrid: CEPC, 2000 (with G. Trujillo). El Poder Judicial en el Estado Constitucional. Lima: Palestra Ediciones, 2001.

Estudios de Derecho Constitucional. Homenaje al Profesor Dr. D. Joaquín García Morillo. (coord.) Valencia: Tirant lo Blanch, 2001.

La justicia constitucional en la actualidad (Ed.). Quito: Corporación Editora Nacional, 2002.

La defensa del Estado. Actas del I Congreso de la Asociación de Constitucionalistas de España. (coord.) Valencia: Tirant lo Blanch, 2004.

6) Articles published in international journals and publications (selection)

"Electoral Rules and Candidate Selection," in Howard R. Penniman and Eusebio M. Mujal-León, Spain at the Polls 1977, 1979 and 1982: A Study of the National Elections. Durham, North Carolina: Duke University Press, 1985, pp. 48-72 (with J. de Esteban).

"La igualdad formal en la política: Clase política, partidos y ciudadanos," in Igualdad, desigualdad y equidad en España y México. Madrid: Instituto de Cooperación Iberoamericana-El Colegio de México, 1985, pp. 243-263.

"Análisis Comparativo de las constituciones española y norteamericana: Diferencias y similitudes básicas," in Revista Jurídica de la Universidad de Puerto Rico, Nos. 1-2, Vol. LVII (1988), pp. 95-116.

"National and Regional Pluralism in Contemporary Spain," in Richard Herr and John H.R. Polt, Iberian Identity. Essays on the Nature of Identity in Portugal and Spain. Berkeley: Institute of International Studies, University of California, 1989, pp.19-28.

"Controllo sui poteri e garanzie dei cittadini," in Giancarlo Rolla, Il X Anniversario della Costituzione Spagnola. Bilancio, Problemi, Prospettive. Siena: Università degli Studi di Siena, 1989, pp. 235-256.

"The Legacy of the Spanish Civil War Today," in Frieda S. Brown and Malcolm Compitello, Rewriting the Good Fight. Critical Essays on the Literature of the Spanish Civil War. East Lansing: Michigan State University Press, 1989, pp. 243-259.

"The Spanish Constitutional Court and Regional Autonomies in Spain," in University of Rome II, Department of Public Law Yearbook, 1989. Milan: Editoriale Scientifica, 1990, pp. 55-65.

"Intervention," in Avrupa Anayasa Mahkemeleri VIII Konferansi, Vol. V. Ankara, Turkey: Türk Anayasa Mahkemesi Yayinlari, 1990, pp. 33-34 and 128-29.

"Gli elementi che caratterizzano il potere esecutivo nella costituzione," in Giancarlo Rolla, Le forme di governo nei moderni ordinamenti policentrici. Milan: Guiffré Editore, 1991, pp. 31-43.

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"Il Tribunale Costituzionale Spagnolo e le Autonomie Regionali," in Antonio D'Atena and Pierfrancesco Grossi, Federalismo e Regionalismo in Europa. Milan: Giuffrè Editore, 1994, pp. 271-284.

"Politische Dezentralisierung in Spanien: Föderalismus oder asymmetrischer Regionalismus?" in Johannes C. Traut (Hrsg.) Verfassung und Föderalismus Russlands im internationaler Vergleich. Baden-Baden, Nomos Verlagsgesellschaft, 1995, pp. 77-91.

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"La réforme de la justice en Espagne" in Conférence Nationale sur la réforme de la justice, Argel: ONTE, 2005, pp. 73-84 (in French and Arabic)

"Organización y funcionamiento del Parlamento del futuro" in Francesc Pau i Vall and Miguel Carbonell, (Comp.) Temas y Problemas del Parlamento Contemporáneo. Mexico: Porrúa, 2006, pp. 521-540.

7) Articles published in Spain (selection)

"Sobre la personalidad jurídica del Estado" in Revista del Departamento de Derecho Político de la UNED, (6) 1980, pp. 17-35.

"Las dimensiones del Estado social de Derecho" Sistema (38-39) 1980, pp. 171-191.

"El Tribunal Constitucional y el principio stare decisis" in El Tribunal Constitucional (Vol. II) Madrid: Instituto de Estudios Fiscales, 1981, pp. 1433-1456.

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"Constitución y partidos en Iberoamérica" in Cuadernos de Catedra Furié Cerol, 7 (1994), pp. 5-20.

"Parlamento y jurisprudencia constitucional" in J. Cano Bueso and A. Porras Nadales, Parlamento y consolidación democrática. Madrid, 1994, pp. 65-76.

"Democracia y división del Poder" in José Félix Tezanos, La Democracia post-liberal. Madrid: Editorial Sistema, 1996, pp. 238-255.

"Modelo abierto y modelo cerrado del estado de las autonomías" in Asimetría y cohesión en el Estado autonómico, Madrid: MAP, 1997, pp. 33-47.

"La legitimidad democrática del Juez" in Cuadernos de Derecho Público, No. 1 (1997) pp. 43-76.

"Modelos de gobierno de los Jueces" in Anuario Jurídico de la Universidad de Castilla-La Mancha, 1998, pp. 11-32.

"Les quotes lingüístiques i la cinematografia" in Estudis Jurídics sobre la LLei de Política Lingüística. Instituto de Estudios Autonómicos, Generalitat de Catalunya, Barcelona: Marcial Pons Editores, 1999, pp. 381-406.

"Las controversias competenciales en la jurisprudencia constitucional" in El funcionamiento del Estado Autonómico. Madrid: INAP, 2nd ed., 1999, pp. 535-552.

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"La reforma constitucional. Elementos formales y materiales" in La reforma constitucional. XXVI Jornadas de estudio. Madrid: Ministerio de Justicia, 2004, pp. 515-520.

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8) Articles on Human Rights (Selection)

"Límites a las libertades de expresión e información. Honor e intimidad" in Información y libertades públicas en España. Madrid: Universidad Complutense, 1989, pp. 195-208.

"Presunción de inocencia, tutela judicial y motivación de sentencias penales" Los principios del proceso penal. Madrid: Consejo General del Poder Judicial, 1992, pp. 139-162.

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"Protection Constitutionnelle et Protection Internationale des Droits de L'homme," with A. Rodriguez Bereijo, in IX Conference des Cours Constitutionnelles Europeennes. Paris, 1993, pp. 263-313.

"Protección de los Derechos Fundamentales por la Jurisdicción Constitucional en Centroamérica y Panama," (Mexican edition of an article originally published in Costa Rica) in Justicia Constitucional Comparada. Mexico: Universidad Nacional Autónoma, 1993, pp. 67-121.

"Garantías Jurisdiccionales de los Derechos Fundamentales," in Enunciazione e Giustiziabilità dei Diritti Fondamentali nelle Carte Costituzionali Europee. Milan: Giuffre Editore, 1994, pp. 169-186.

"Derechos fundamentales y estados de excepción," in Rafael Nieto Navia, ed. La Corte y et Sistema Interamericano de Derechos Humanos. San Jose, Costa Rica: Corte Iberoamericana de Derechos Humanos, 1994, pp. 279-296.

"Algunas consideraciones sobre et derecho de resistencia: Insurrección, resistencia y desobediencia civil" in Constitución y Derecho Público. Estudios en Homenaje a Santiago Varela. Valencia: Tirant lo Blanch, 1995, pp. 261-280.

"La protección de los derechos fundamentales en et proceso de integración europea" in Liber Amicorum Héctor Fix Zamudio. San José de Costa Rica: Corte Interamericana de Derechos Humanos, 1998, pp. 987-1001.

"Igualdad, no discriminación y acción positiva en la Constitución de 1978" in Mujer y Constitución en España. Madrid: CEPC, 2000, pp. 19-42.

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"Constitución y género (consideraciones generales)" in Fernando Flores, ed. Género y Derecho Constitucional. Quito: Corporación Editora Nacional, 2003, pp. 15-36..

"Hacia un concepto europeo de derechos fundamentales" in A. Pizzorusso, et. al. La Carta Europea de derechos y su reflejo en la justicia y jurisprudencia constitucional. Los casos español e italiano. Milan: Giuffré, 2003, pp. 39-54.

9a) Collaboration with the Council of Europe – Publications

"The Role and Competences of Constitutional Courts," in The Role of the Constitutional Court in the Consolidation of the Rule of Law. Strasbourg: Council of Europe – Commission for Democracy Through Law, 1994, pp. 20-32.

"The Role of Constitutionalism in a Democratic Society" in The Role of a Judge in a Democratic Society. Strasbourg: Council of Europe, 1995, pp. 19-19.

"The Challenges to Candidate States" in Constitutional Implications of Accession to the European Union. Strasbourg: Council of Europe, 2002, pp. 21-34.

"Individual Appeals before the Constitutional Court. Some Considerations on Spain and Belarus" in Strengthening of the Principles of a Democratic State Ruled by Law in the Republic of Belarus by Way of Constitutional Control. Minsk, 2003, pp 116-124.

9b) Collaboration with the Council of Europe – Reports drafted for the Venice Commission as alternate Representative for Spain and Legal Expert (available at www.venice.coe.int)

CDL(2002)099 Draft Law on Modification and Amendment to the Constitution of the Republic of Moldova

CDL-EL(2002)004 Initial Comments on "Le patrimoine électoral européen"

CDL-JU(2002)024 Conflict resolution in Federal and Regional systems: Report by Professor Luis Lopez Guerra, Carlos III University, Madrid Conference on "Legal frameworks to facilitate the settlement of ethno-political conflicts in Europe" (Baku, 11-12 January 2002)

CDL(1999)020 Draft Consolidated Opinion of the Venice Commission on the Reform of the Judiciary in Bulgaria (with G. Hamilton and J. Said Pullicino)

CDL(2000)045 Questionnaire on the execution of Constitutional Court decisions (with R. Lavin, L. Sôlyom, H. Steinberger and H-H. Vogel)

CDL-JU(2000)021 The Judiciary and the Separation of Powers "Conference for Constitutional and Supreme Court Judges from the Southern African Region" (Siavonga, Zambia, 12 – 13 February 2000)

CDL(1999)077 Meeting between the Constitutional Court of Albania and Messrs Bartole and Lopez Guerra on the draft Law on the Organisation and Functioning of the Constitutional Court of the Republic of Albania

CDL(1999)058 Draft law on the organisation and the functioning of the Constitutional Court of the Republic of Albania

CDL(1999)010 Reform of the Judicial System Act in Bulgaria

CDL(1998)054 Draft opinion on constitutional issues involved in Estonia's accession to the European Union

CDL(1998)008 Opinion on the Law on the major constitutional provisions of the Republic of Albania (High Council of Justice)

CDL(1998)005; CDL(1998)005add; CDL(1998)005rev Membership in the European Union and the Estonian Constitution

10) Participation as legal expert in international missions

Colombia (April, 1991) – Provided expert advice on the draft constitution

Paraguay (1993) – United Nations programme to provide advice concerning the organisation of political parties

Kazakhstan and Kyrgyzstan (December, 1994) – OSCE-ODHIR; Taught judge training courses in human rights and constitutional justice

Chechnya (February, 1995) – OSCE-ODHIR; participated in human rights fact-finding mission

El Salvador (June, 1995-June, 1996) – USAID Judicial Reform Programme; taught judge training courses and advised the Supreme Court in the drafting of the Law on Constitutional Procedures

Poland (1995) – OSCE; taught judge training course

Ukraine (December, 1995-February, 1996) – European Commission / TACIS Programme to assist the Ukrainian Parliament in the drafting of a law for the Court of Audit

Colombia (February, 1997) – Programme of the Colombian Council of the Judiciary to train judges in human rights

South Africa (1997) – Council of Europe (Venice Commission) programme; Consultation on governmental coordination

El Salvador (April, August and November, 1998) – Advised the Supreme Court in the drafting of an organic law of the judiciary

Bulgaria (February, 1999) – Council of Europe (Venice Commission) programme; advised the government concerning the drafting of a law to reform the Bulgarian judicial system

Albania (November, 1999) – Council of Europe (Venice Commission) programme; Advised the Albanian Constitutional Court on the reform of the law governing the Constitutional Court

Zambia (2000) – Council of Europe (Venice Commission); Cooperation in constitutional justice programme

Georgia (February, 2001) – Council of Europe (Venice Commission) programme; Provided advice concerning the territorial status of Abkhazia.

Azerbaijan (February, 2001) – Provided advice concerning territorial organisation

Peru (March, 2001) – United Nations (PNUD) programme to draft a report on the status of the judiciary in Peru and on specific needs for reform

Russian Federation (May, 2002) – European Union programme; Drafted the Terms of Reference for the EU Commission's programme "Training Judges and Court Administrators"

Palestine (June-August, 2002) – Leader of European Union expert team that drafted Technical Provisions and Terms of Reference for the European Commission's programme "Empowering the Palestinian Judiciary"

Ecuador (2002-2003) – Director of European Union/Institute of Comparative Public Law Programme to provide support for the Constitutional Court of Ecuador

Algeria (2003) – Team Leader of European Union judicial reform programme

11) Other professional activities

Secretary General of the University of Extremadura, 1979-1981

Director of the Manuel Garcia Pelayo Institute of Comparative Public Law (*Instituto de Derecho Público Comparado*), 2001-2003; 2007-present

President of the Spanish Association of Constitutional Law (*Asociación de Constitucionalistas Españoles-ACE*), 2002-2004

Alternate representative of Spain on the Venice Commission, Council of Europe

Member of the Executive Committee of the International Association of Constitutional Law, 2003-present

Member of the editorial board of "Revista Española de Derecho Público"

Member of the editorial board of "Revista Española de Derecho Constitucional"

Member of the editorial board of "Revista de Derecho Político"

Member of the advisory board of "Revista de Estudios Políticos"

Member of the advisory board of the "International Journal of Constitutional Law"

CURRICULUM VITAE (abridged)
Concepción ESCOBAR HERNÁNDEZ

B.A. in Law, Universidad Complutense de Madrid. She studied to become doctor in Law at the same University under the direction of Professor Dr. Manuel Diez de Velasco Vallejo, obtaining the Doctor's Degree in 1987. She has also attended post-degree studies at the *Institut des Hautes Etudes Internationales* in Geneva and at the Universidad Complutense's Institute of Human Rights in Madrid.

She has performed her duties as professor and principal researcher at the Universidad Complutense in Madrid (1981-1992), at the University of Cantabria (1992-2001) and at the *Universidad Nacional de Educación a Distancia* (UNED). (since 2001). She is at present Professor of Public International Law and International Relations at the *Universidad Nacional de Educación a Distancia* (UNED) and holds the Chair of "Jean Monnet" in Law of the European Union at the UNED.

She has carried out research and teaching activities in other Spanish and foreign centres. Specially in the field of human rights where she has been Professor in the Institute of Human Rights at the Universidad Complutense de Madrid, where she has imparted several courses from 1988 to 1999. She has also collaborated on various training programmes in Latin America organised by said Institute as well as by the International Commission of Jurists; and she has taken part as consultant in technical assistance programmes for Equatorial Guinea organised by the United Nations.

She has held various academic positions at the Universities where she has worked: Secretary of the Public International Law and Private International Law Department (1988-1992) and Secretary General of the Institute of Human Rights (1990-1992) at the Universidad Complutense in Madrid; Director of the Public Law Department at the Universidad de Cantabria (1996-2001); Director of the Public International Law Department (2001-2002) and Dean at the School of Law at the UNED (2002-2004).

Since June 2004 she is Head of the International Legal Advice department at the *Ministerio de Asuntos Exteriores y de Cooperación*.

She was part of the Spanish delegation to the Diplomatic Conference of Plenipotentiaries on the Statute of the International Criminal Court (Rome 1998) and of the Spanish delegation to the Preparatory Commission of the International Criminal Court and in the Assembly of the ICC Member States, which leadership she assumes at present. In this same sphere of activity, she is member of the interministerial working groups set up in the Ministerio de Asuntos Exteriores and Ministerio de Justicia with regard to the monitoring of the Statute of Rome and the legislative adaptation in Spain.

She is the author of numerous publications within the scope of Public International Law, Community Law and International Law on Human Rights, out of which is fit to highlight the two monographs entitled *La Comisión Derechos Humanos de Nacionales Unidas y la violación de derechos humanos y libertades fundamentales. Estudio de los procedimientos públicos especiales* (Published by the Universidad Complutense de Madrid, 1988) and *El recurso por omisión ante el Tribunal de Justicia de las Comunidades Europeas* (Civitas 1993).

With regard to the setting up of an International Criminal Jurisdiction, she is the author, amongst others, of the following works: "*Corte Penal Internacional* ", in DIEZ DE VELASCO, M.: *Las Organizaciones Internacionales*, 13th edition, Tecnos, Madrid 2003, pages 413-421: "*La progresiva institucionalización de la jurisdicción penal internacional: la Corte Penal Internacional* ", in GARCIA ARAN, M. and D.: *Crimen internacional y jurisdicción internacional: El Caso Pinochet*, Tirant lo Blanco, Valencia 2000, pages 22-273; "Las relaciones de la Corte Penal Internacional con las Naciones Unidas", in QUEL LOPEZ, F.J. (coord.): *Creación de una jurisdicción penal internacional*, Colección Escuela Diplomática, number 4 Madrid 2000, pages 31-44; "Algunas reflexiones sobre la Corte Penal Internacional como instrumento internacional", in *Revista Española de Derecho Militar*, number 75 (Monographic), 2000; "*La Corte Penal Internacional* ", in *Hacia una Justicia Universal* (Congress of the State Judicial Service), Madrid 2000, pages 499-526; "El principio de complementariedad", in YANEZ-BARNUEVO, J.A. (Coor.) *La Justicia Penal Internacional: una perspectiva iberoamericana* (Latin American Summit on International Criminal Justice), Casa de América, Madrid 2001, pages 78-100; and "The International Criminal Court and the United Nations: A Complex and Vital Relationship", in LATTANZI, F. (Ed.): *Essays on the Rome Statue [sic] -Of the International Criminal Court*, vol II. Il Sirente, Ripa Fagnano Alto, (this last work was done in collaboration with J. A. YANEZ-BARNUEVO); "*La Corte Penal Internacional: un instrumento al servicio de la paz*", *Revista Internacional de Filosofía Moral*, number 21, July 2003, pages 5-35.

CURRICULUM VITAE
Alejandro SAIZ ARNAIZ

I. Personal details

Name, forename: Saiz Arnaiz, Alejandro
Sex: M.
Date and place of birth: 15-August-1957. Getxo (Basque Country, Spain)
Nationality: Spanish

II. Education and academic and other qualifications

- LLM, University of Deusto, 1981
- PhD, University of the Basque Country, 1987

III. Relevant professional activities

a. Judicial activities

b. Non-judicial legal activities

1. Assistant of Constitutional Law, Faculty of Law of the University of the Basque Country (1981-1987).
2. Professor with tenure of Constitutional Law, Faculty of Law of the University of the Basque Country (1987-1998).
3. Professor of Constitutional Law (Head of the Chair), Faculty of Law of the University of the Basque Country (1998-2000).
4. Professor of Constitutional and European Union Law, Judiciary School of the General Council of the Judiciary Power (2000-2003).
5. Representative of the Spanish Judiciary School at the European Judicial Training Network (2003-2006).
6. Professor of Spanish and European Constitutional Law (Head of the Chair), Faculty of Law of the University Pompeu Fabra (September 2006-)

c. Non-legal professional activities

(Please underline the post(s) held at present)

IV. Activities and experience in the field of human rights

- Books and articles published (see below).
 - Consultant of the Spanish Government in Latin America
 - Courses held in different Universities in Europe and Latin America
 - Training activities for Spanish and European judges
 - Tutor of different research works and PhD Thesis
 - Director and member of different research groups financed by public and private institutions.
- (All the details as to these activities may be checked on the complete C.V., Spanish version)

V. Public activities

a. Public office

b. Elected posts

c. Posts held in a political party or movement

(Please underline the post(s) held at present)

VI. Other activities

- a. *Field*
- b. *Duration*
- c. *Functions*

(Please underline your current activities)

VII. Publications and other works

Total number of books: Five

Total number of articles: Sixty.

Most important titles:

1. Book: *La apertura constitucional al Derecho Internacional y Europeo de los derechos humanos* [The Constitutional Opening to the International and European Human Rights Law], 1999, 302 pp., awarded by the General Council of the Judiciary.
2. Book: *Integración Europea y Poder Judicial* [European Integration and Judiciary Power], edited by A. Saiz Arnaiz, 2006, 339 pp.
3. Article: "El derecho a un proceso 'dentro de un plazo razonable' y la necesaria existencia de remedios nacionales ante su vulneración. Un trascendente cambio en la jurisprudencia del Tribunal Europeo de Derechos Humanos" [The right to a trial within a reasonable time and ... the European Court of Human Rights], in *Repertorio Aranzadi del Tribunal Constitucional*, Vol. 18, December 2000, pp.: 15-27.
4. Article: "Los derechos fundamentales en la nueva Europa, entre la autoridad normativa y la judicial" [Fundamental rights in the new Europe, between the legislature and the judiciary], Foreword to the special issue of the *Revista Vasca de Administración Pública* edited by A. Saiz Arnaiz, in *Revista Vasca Administración Pública*, Vol. 58-II, September-December 2000, pp.: 9-14.
5. Article: "La disolución de partidos políticos y el derecho de asociación: el test de *convencionalidad* (art. 11 CEDH)" [The banning of political parties and the right of association (article 11 of the European Convention on Human Rights)]. *Actualidad Jurídica Aranzadi*, vol. 533, 25 of May 2002, pp.: 1-7.
6. Article: "El derecho fundamental al recurso en el orden penal y la interpretación del artículo 24.1 de la Constitución de conformidad con el Derecho Internacional y Europeo de los Derechos Humanos" [The right to have the conviction or sentence reviewed by a higher Tribunal and the construction of article 24.1 of the Spanish Constitution in conformity with International and European Human Rights Law], in *Revista Española de Derecho Europeo*, vol. 5, January-March 2003, pp.: 123-157.
7. Chapter of book. "El Convenio Europeo de Derechos Humanos y la garantía internacional de los derechos", chapter in P. Pérez Tremps, ed., *Integración política y Constitución* [The European Convention on Human Rights and the international guarantee of rights, chapter in *Political Integration and Constitution*] Quito (Ecuador), 2004, pp.: 99-138.
8. Foreword to a book. "El Derecho Internacional de los Derechos Humanos y su proyección en los ordenamientos estatales" [International Human Rights Law and its effects on States' legal systems], foreword to F. Silva García, *Derechos Humanos. Efectos de las sentencias internacionales* [Human Rights. Effects of the International Decisions], Ciudad de México, 2007, pp.: XI-XXI.

VIII. Languages

Language	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
- Spanish	X			X			X		
b. Official languages:									
- English	X				X			X	
- French	X				X			X	
c. Other languages:									
-Italian	X				X		X		

IX. Other relevant information

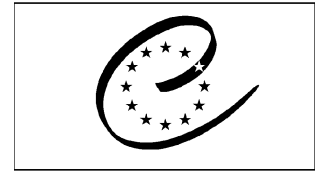
X. Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court.

I confirm that, if elected a judge on the Court, I will take up permanent residence in Strasbourg

Ministers' Deputies

CM Documents

CM(2007)59 1 June 2007¹



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

998 Meeting, 13 June 2007

4 Human Rights

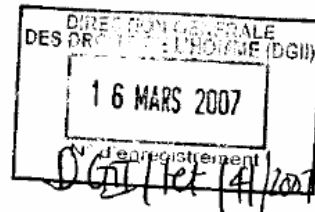
4.1 European Court of Human Rights -

Election of judges – List of candidatures in respect of “the former Yugoslav Republic of Macedonia”

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

cc: SP.

DOSSIER



Постојана мисија на Република Македонија при Советот на Европа
Permanent Representation of the Republic of Macedonia to the
Council of Europe

13, rue Andre Jung, 67000 Strasbourg; tel: 03 88 37 17 00 fax: 03 88 37 19 04

GM
cc: PB/NB
NS
CGi

No:35-01-102

Strasbourg, 15 March 2007

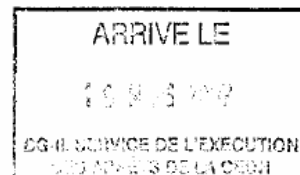
Dear Sir,

I refer to the letter of 21 December 2006 concerning the procedure for electing a new judge to the European Court of Human Rights in respect of the Republic of Macedonia.

In accordance with the decision taken by the Committee of Ministers on 28 May 1997 concerning the informal procedure for the examination of candidates for the election of judges, and in order to allow the Committee of Ministers Rapporteur Group on Human Rights to carry out this examination before list is formally submitted to the Parliamentary assembly, I enclose the curricula vitae of the three Macedonian candidates: Ms Mirjana Lazarova Trajkovska, Ms. Gzime Starova i Mr Gavrilovski Zoran.

Yours faithfully
 Ambassador
 Eleonora Petrova Mitevska

Mr. Philippe Boillat
 Director General of Human Rights (DG II)
 Council of Europe



CURRICULUM VITAE
Mirjana Lazarova Trajkovska
Judge of the Constitutional Court

I. Personal data

Name, forename: Mirjana Lazarova Trajkovska
 Sex: female
 Date and place of birth: 05.11.1963, Strumica
 Nationality: Macedonian
 mobile: 070 646452, home: 389 2 2464 229, office 389 2 3115 763, e-mail: MLazarova@usud.gov.mk, Fax: 389 2 3119 355

II. Education, academic and other qualifications

- 1986: Graduate Faculty of Law, University of "St. Cyril and Methodius" Skopje, Republic of Macedonia.
- 1992: Bar exam, Ministry of Justice, Skopje, Republic of Macedonia
- 2007: Master thesis accepted "Legal residency of non-citizens as a ground for voting rights in EU countries" Faculty of Law Ljubljana, Slovenia

Trainings and study visits abroad:

- 1998: Human resources management, Ministry of Justice of the Republic of Macedonia and Institute for Public Administration (USA)
- 1998: Training Program "Citizen Registration and Public Administration" USA, Organized by Government of the Republic of Macedonia and by USAID
- 2001: "Problems with emigrants and refugees", International Program of US Department of State
- Study visits in: UK, Netherlands, USA and Armenia

III. Relevant professional activities

a) Judicial Activities

- present (from May 2003), Judge of the Constitutional Court of the Republic of Macedonia
- 1988-2001: Legal Representative of the Ministry of Internal Affairs in Court proceedings

b) Other professional activities

- 2001: Member of the National Team for the preparation of the Initial Rapport on Framework Convention on National Minorities
- 2000: Chair of the Working group of the Ministry of Internal Affairs for the preparation on Draft Law for protection of personal data
- 2000: Member of the Working group of the Ministry of Justice on Draft Law on general administrative procedure and draft Law on Administrative disputes
- 1999: Member of the Expert team established by the Government of the Republic of Macedonia for drafting Law on nationality of the Republic of Macedonia harmonized with the European Convention on Nationality
- 1998: Member of the Working group responsible for preparation of National rapport on Convention Against Torture and other Cruel Inhuman or Degrading Treatment
- 1998: Member of the Working group responsible for preparation of the National rapport on the International Covenant on Civil and Political Right.

- 1998: Member of National Committee for Reform of Public Administration of the Republic of Macedonia
- 1997: Member of the Coordinative Body for monitoring and the implementation of administrative evidences in the new territorial organisation of the Republic of Macedonia.
- 1997: Member of the Working group for Draft Law on civil servants
- 1996: Member of the Working group for harmonisation of domestic legislation with the basic principles and standards of the European Convention on Human Rights
- 1996: Member of the State Census Committee
- 1995: Participant in the preparation of the National rapport on the Convention on the Elimination of All Forms of Discrimination against Woman.

Membership in commissions/councils/and bodies of International organizations

- present-since 2004: Member of the European Commission on Democracy true Law (Venice Commission)
- 2007: Since March 2007 Chair of Council of Democratic Elections
- 2007: Head of the Election assessment mission of the OSCE ODIHR on Riigikogu (Parliamentarian) Elections in Estonia
- 2006: Member of the Election assessment mission of the OSCE ODIHR on USA Election for Congress and Senate
- 2006, Legal Advisor for the Election Observation mission of the Congress on Regional and Local Authorities (COE) for the local elections in Georgia
- 2006: Senior UN and OSCE ODIHR expert on electoral matters.
- 2003-2001: member of Steering Committee for Human Rights at the Council of Europe (CDDH)
- 2001: Member of the Council of Europe Committee for improving the administrative and court proceeding
- 1996 Participation as expert of Council of Europe on three regional expert meetings on citizenship legislation in countries parties of the Dayton agreement, Strasbourg, Council of Europe
- since 1995 member of the Committee of experts on nationality (CJ-NA), Council of Europe and member of the working party of the Committee of experts on nationality (CJ-NA-GT)
- 1995-1997-2006 Member of the Working group of the COE Committee of Experts on Nationality (CJ-NA-GT) - working on the European Convention on Nationality and on the Convention on the avoidance of statelessness in relation to State Succession.

IV. Activities and experiences in the field of Human Rights

- 2001-2003, Head of Department on human rights at the Ministry of Foreign Affairs
- 2001: Participant in the preparation of the Initial Rapport of the Republic of Macedonia on the Framework Convention on Protection of National Minorities
- 2001: Member of the Steering Committee for Human Rights of the CoE (CD DH) and participant in drafting Protocol 14 to ECHR

- 2000: Chair of the Working group at the Ministry of internal affairs for drafting Law on protection of personal data.
- 2000: Member of the Working group of the Ministry of Justice on Draft Law on general administrative procedure and draft Law on Administrative disputes
- 1999: Member of the National Working group for National rapport on Convention on the Rights of the Child
- 1999: Member of the Expert team established by the Government of the Republic of Macedonia for drafting Law on Nationality of the Republic of Macedonia harmonized with the European Convention on Nationality
- 1998: Member of the Working group responsible for preparation of National rapport on Convention Against Torture and other Cruel Inhuman or Degrading Treatment
- 1998: Member of the Working group responsible for preparation of the National rapport on the International Covenant on Civil and Political Rights.

V. Public activities

a) Public service:

- 2002 President of the State Election Commission, appointed by the President of the Republic
- Head of Department for administrative audit matters, Assistant Minister for administrative audit matters
- Adviser to the Minister of Internal Affairs

b) Elected offices: No

c) Function in political party/ movement: No

VI. Other Activities

VII. Publications

- 2006: "Transparency and impartiality: activities and competencies of the electoral administration in the pre-election period, Organization of elections by an impartial body", *Collection Science and technique of Democracy* No.41, Council of Europe Publishing)
- 2006: "Position and role of the President of the Republic of Macedonia, Evaluation of fifteen years of Constitutional practice in Central and Eastern Europe", Public on <http://www.venice.coe.int>, CDL-UD(2004)030Bil.)
- 2005, "Legal remedies in the electoral processes in the Republic of Macedonia", published online <http://www.venice.coe.int/docs/2005/> CDL(2005)050)
- 2005: "The Decisions of the Constitutional Court of the Republic of Macedonia and the legal consequences resulting from them", *Publication of the Constitutional Court of the Republic of Bulgaria*)
- 2005: "Residence and electoral rights of citizens of the Republic of Macedonia", European standards of electoral law in contemporary constitutionalism, *Collection Science and technique of Democracy* No.39, Council of Europe Publishing)
- 2002: "Women rights human rights" (orig. "Човекови права-женски права") Жените и демократијата (стр. 76-78), Скопје: Бошели
- 1999: "Re-examining the law on nationality of Republic of Macedonia: the role of the European Convention on nationality", CONF/NAT (99) Contrib. 1.

- 1998-1999: Public Management Profile of the Republic of Macedonia, SIGMA, OECD, Paris (www.oecd.org/puma/sigmaweb)

- 1998, joint work with Mr. Fidanco Stoev, Collection of legal provisions on nationality with comments on the Law on Nationality of the Republic of Macedonia, (orig. Zbirka na propisi za drzavjanstvoto so komentar na Zakonot za drzavjanstvoto na RM), Skopje: Official Gazette of the RM

- 1998: "Principles of continuity and efficiency in nationality proceedings in the Republic of Macedonia" *Croatian Critical Law Review*, vol.3, No.1-2: pp. 187-190. Copyright Croatian Law Center)

Studies or Opinions on Laws for the needs of the Parliamentary Assembly of CoE and for European Countries

- 2006: Joint opinion on the Election Code of Georgia, by Venice Commission and OSCE/ODIHR, on the basis of comments by MS. Lazarova Trajkovska, Mr. Owen and Mr. Pilgrim [http://: www.venice.coe.int](http://www.venice.coe.int) CDL-AD(2006)023)

- 2006: Report on Non-citizens and minority rights, Study no. 294/2004 Joint work of Mr. Alfredsson, Mr. Aurescu, Mr. Bartole, Mr. Van Dijk, Ms. Lazarova Trajkovska, Mr. Matcher, Mr. Malinverni, in consultation with The Advisory Committee on the Framework Convention for the Protection of National Minorities, the Committee of Experts of the European Charter for Regional or Minority Languages, The Parliamentary Assembly of the Council of Europe, The OSCE Office of the High Commissioner on National Minorities and The Office of the UN High Commissioner for Human Rights, www.venice.coe.int CDL-MIN(2006)02)

- 2005: Opinion on the Draft Organic Law on "Making Amendments and Additions into the Organic Law - Election Code of Georgia" [http://:www.venice.coe.int](http://www.venice.coe.int) CDL-EL(2005)047)

- 2005; Opinion on the Parliamentary Assembly Recommendation 1714 (2005) on the Abolition of Restrictions on the Right to Vote [http://:www.venice.coe.int](http://www.venice.coe.int) CDL-EL(2005)041)

- 2005: Report "Legal Remedies in the electoral processes in the Republic of Macedonia" [http://:www.venice.coe.int](http://www.venice.coe.int) CDL(2005)006rep)

- 2004: Comments on the Draft Law on the Status of Indigenous Peoples of Ukraine, [http://:www.venice.coe.int](http://www.venice.coe.int) CDL-EL(2004)081)

- 2004: Report on Electoral Rules and Affirmative Action for National Minorities' Participation in the Decision-making in the European Countries [http://:www.venice.coe.int](http://www.venice.coe.int) CDL-EL(2004)020orev2)

- 2004: Report on the Abolition of Restrictions on the Right to Vote in General Elections [http://:www.venice.coe.int](http://www.venice.coe.int) CDL-EL(2004)022)

VIII. Languages

Language	Reading			Writing			Speaking		
	VG	G	S	VG	G	S	VG	G	S
a. first language									
Macedonian	X			X			X		
b. Official languages:									
- English	X			X			X		
- French			X			X			X
c. Other languages:									
Serbian and Croatian	X			X			X		
Bulgarian	X				X			X	
Slovenian	X					X			X

IX. Other relevant information

X. Please confirm that you will legally reside in Strasbourg in case you are elected as Judge of the Court

Yes, I will legally reside in Strasbourg in case if I will be elected as Judge of the Court

CURRICULUM VITAE
Gezime Starova

I. Personal details

Name and forename: Gezime Starova
Sex : female
Date and place of birth: 24 December 1946, Skopje
Nationality: R. of Macedonia, ethnic origin: Albanian
Contact details (private and professional: telephone, fax, e-mail) (02) 3132121; (02) 3117224;
(02) 3220727(fax) starovag@freemail.com.mk

II. Education and academic and other qualifications

Higher Education, graduated at the Faculty of Law in Skopje, PhD in legal Sciences, full time professor in Labor Law at the Faculty of Law, Justinian I, Skopje, Republic of Macedonia

III. Relevant professional activities

- a) Judiciary
- b) Other professional activities

- education and research activity, full time professor in Labor Law and International Labor Law at the Faculty of Law, Justinian I, Skopje;
- education and research activity, full time professor in labour law and social security at the South East University, in Tetovo, Republic of Macedonia

IV. Activities and experience in the field of Human rights

- Professor in Women Studies organized by the Association of Women's Organizations of the Republic of Macedonia, teaching the subject *Women's rights - human rights, with a special emphasis on the position of the employed women and their rights at work in the Macedonian, international and European legislation*, (during two academic years 2001-2002 and 2002 - 2003).
- Participation to several trainings, seminars and debates in the field of human rights, especially human rights and position at work in, organized by governmental and non-governmental institutions, the Union, as well as the Council of Europe.

V. Public activities

Appointments: Vice-president of the Senate of the University "ST. Cyril and Method", Skopje, Republic of Macedonia.

VI. Other activities

- a) Field: participation in the legislative reforms of the Republic of Macedonia in the field of pension and disability insurance and labour relations, adoption of laws regulating this field and their harmonization with the EU legislation.
- b) Duration: periodically since the independence of the Republic of Macedonia (1992, 1995, 1999, 2002...)
- c) Functions: member of the Expert Committee for local social services in the Council of Europe in Strasbourg; member of the Committee of Macedonian and international experts on reforms of the pension and disability insurance of the Republic of Macedonia; expert in the team working on the harmonization of social protection in the Republic of Macedonia with the EU legislation, in the framework of the PHARE program and the EU

VII. Publications and other works

1. *Special protection of employees*, "Studentski zbor", Skopje, 1987 d., 135 p.
2. *Working Relations from experiment to new reality*, "Studentski zbor", Skopje, 1992., 144 p.
3. *Working relations in the Macedonian and international legislation*, NIP "Nova Makedonija", Skopje, 1994 , 210 p.
4. *Labor Law*, "Faculty of Law" , Skopje, 1996 ., 400 p.
5. *International Labor Law and legislation*, "Gjurgja", Skopje, 1999 , 230 p.
6. *Labor Law and Working Relations*, "Prosvetno delo" , Skopje, 2003, 370 p. (the book is published also in Albanian language by "Logos A" , Skopje, 2004., 327p.)
7. *The position and the rights of employed women* "Association of Women's Organizations of Macedonia", Skopje, 2003, 240 p.
8. *European Union in the 21st Century, Institutions and Economy*, translation of the book written by Maurice Durrucé with the original title *L'union Européenne au XXI^e siècle, -institution et économie*, ed. *Ellips-Marketing*, 2001, "Logos A", Skopje 2004, 247 p,(the book was published with the assistance of the French Embassy to the Republic of Macedonia, in the framework of the cooperation project with the South East Europe University of Tetovo).

VIII. Languages

Language	Reading			Writing			Speaking		
	VG	G	S	VG	G	S	VG	G	S
a. First Language									
Macedonian	X			X			X		
Albanian	X			x			X		
b. Official Languages:									
- English			X			X		X	
- French	X			x			X		
c. Other languages:									
Italian		X			X			X	
Serbian	X			X			X		
Croatian	X			X			X		

IX. Other relevant information

X. Please confirm that you will take up permanent residence in Strasbourg in case you are elected Judge in the Court.

- Yes

CURRICULUM VITAE
Zoran GAVRILOSKI

I. Personal details

Name and surname: Zoran GAVRILOSKI
Sex: Male
Date and place of birth: 24th February 1968, Gostivar, Republic of Macedonia
Ethnic belonging: Macedonian
Contact details (private and professional: address, phone, fax, e-mail):
Address: P. fah 137, Skopje MK-1001, Macedonia
Phones: + 389 (0)2 3217-940 (work); + 389 (0)2 3075-063 (home)
Fax: + 389 (0)2 3217-940
E-mail: zgavriloski_CSRC@yahoo.com

II. Education, academic and other qualifications

Attended/completed numerous training events and seminars on the European Convention on Human Rights (ECHR), international mechanisms and instruments for human rights protection etc. (1998-2007). The following is a list of several training events and seminars I have selected as most significant:

- Course (2nd) on Refugee Protection and Human Rights (San Remo, 26-29 September 2006);
- Workshop for civil society organisations "The Theory and Practice of Human Rights", organised by the Office of the United Nations High Commissioner for Human Rights (Skopje, 19-21 December 2001);
- International course on "Refugee Law in Response to Failure of Providing State Protection", organised by the European Council on Refugees and Exile - ECRE, (Berlin, 8-10 December 2000);
- Specialised training for lawyers "Proceedings before the European Court of Human Rights", organised by CSRC (1-5 March 1999);
- Human Rights Training for Lawyers, organised by CSRC (23-27 March 1998), etc.

Passed the judicial exam - in one and single session (1996)

Graduated lawyer (1992)

III. Relevant professional activities

a) *Judicial activities:*

Working as Associate-Lawyer in a Law Office (1997)
Volunteering in the Gostivar Basic Court (1993-1995)

b) *Other professional activities:*

Legal Consultant and Analyst in the Civil Society Resource Center

Co-ordination of projects (please see below)

Founder of the Non-Governmental Organisation "Civil Society Resource Center" - CSRC (1999)

IV. Activities and experience in the human rights field

Legal assistance in proceedings before the European Court of Human Rights (2000-2007)

- Legal advice to more than 100 citizens (referred to CSRC upon recommendation of the Information Office of the Council of Europe in Skopje; the OSCE Spillover Monitor Mission to Skopje, the office of the United Nations High Commissioner for Refugees (UNHCR) in Skopje, The Helsinki Committee for Human Rights in the Republic of Macedonia, The "Fair Trials" Coalition etc.)
- Legal representation in 10 cases before ECHR; in 3 of them (*Berisha & Others v. Macedonia*, *Eshmanov v. Macedonia*, and *F.K. & Others v. Macedonia*) interim measures have been indicated, hereby preventing expulsion of refugees to unsafe countries
- Expertise (legal analyses, advice etc.) to the European Roma Rights Center (ERRC) in several pending cases, as well as in the *Jashar* case, in which the Court found a violation of Art. 3.
- Legal assistance to asylum seekers within the UNHCR - Skopje Project (2000-2001)
- Legal advice in the project of Free Legal Assistance, supported by COLPI and the Open Society Institute - Macedonia (1998-1999)

Advocacy for:

- Rights of refugees (1999-2007);
- Rights of victims of torture (1999-2007);
- Freedom of expression and freedom of speech (for example, campaigning in support of the journalist Zoran Bozinovski in cases of his convictions on account of freedom of press and in the case of his consequent imprisonment, 2002-2006) etc.

Co-ordination of:

- Advocacy, Reporting, Training and Publication Pillar, functioning within the Macedonian Legal network, supported by the office of the United Nations High Commissioner for Refugees in Skopje (2001-2007);
- Voluntary engagement of domestic and foreign students (of Law, Social Politics etc.), who served their internships in the CSRC (2002, 2003, 2006)
- Training NGO activists who provide legal advice to persons complaining of police abuse, supported by the OSCE Spillover Monitor Mission to Skopje (October - December 2003)
- Legal activities in a project of Free Legal Assistance to Refugees and Citizenship Seekers (2000-2001)

Lecturer/trainer on the European Court of Human Rights / the European Convention on Human Rights – ECHR

- 20 October 2006: Giving a lecture to 25 judges from Macedonia, Serbia, Montenegro, Croatia, Bosnia-Herzegovina on Article 1 of Protocol 1 to the European Convention on Human Rights (on a seminar organised by the "Forum" Center for Strategic Research and Documentation & 4 other organisations)
- 14 February 2006: Giving a 90-minute lecture to approximately 30 postgraduate students of Skopje faculties (organised by the Information Office of the Council of Europe in Skopje)
- May 2005: Giving a lecture to 35 judges, lawyers and NGO activists on Article 6 of ECHR (on a seminar organised by the "Forum" Center for Strategic Research and Documentation)

- November 2004: Giving a lecture to 30 lawyers, NGO activists and personnel of intergovernmental organisations on ECHR (on a seminar organised by the Information Office of the Council of Europe in Skopje and the OSCE Spillover Monitor Mission to Skopje)
- Autumn 2004: Education of NGO lawyers on ECHR and Refugee Protection (2 workshops organised by the Macedonian Legal network)
- June 2004: Giving a lecture to law students of the Skopje Law Faculty and the University of South-eastern Europe - Tetovo on ECHR (on a seminar organised by CARE International)
- November 2003: Training NGO activists who provide legal advice to persons complaining of police abuse (on a seminar organised by CSRC and the OSCE Spillover Monitor Mission to Skopje)
- October 2003: Training lawyers and personnel of international organisations on Refugee Law and Procedure (on a seminar organised by CSRC, with a financial support of the USA Embassy in Belgrade - Bureau for Population, Refugees and Migration; received through IOCC - Belgrade)
- July 2003: Giving a lecture to around 30 students from the University of South-eastern Europe - Tetovo on the topics: "ECHR - a Unique Mechanism of Human Rights Protection; Articles 5 and 6" (on a seminar organised from 4 to 7 July 2003 by the Information Office of the Council of Europe - Skopje)
- June 2003: Training 108 trial observers on the topics of International Human Rights Standards (on 2 seminars organised by the OSCE Spillover Monitor Mission to Skopje)
- April 2001 - February 2002: Training 60 members of the Bar Chamber and other lawyers - judges, the Ombudsman of the Republic of Macedonia etc. (on 4 seminars "Practical Application of the European Convention on Human Rights" organised by CSRC, supported by Pax Christi - Netherlands, involving the judge Margarita Tsatsa-Nikolovska as one of the lecturers)
- June - July 2000: Education of around 100 high-school professors on 6 seminars "Multicultural Education and Human Rights" (organised by CSRC, with a financial support of the Macedonian Centre for International Co-operation from Skopje), etc.

Writing and editing human rights publications, reports and analyses:

- Books on the European Court of Human Rights / the European Convention on Human Rights (see below)
- Analyses on compatibility of the domestic legislation to the international standards (1998-2007)
- Reports on human rights practices, prepared within the following projects
- "Legal Assistance to Refugees and Citizenship Seekers", supported by the Office of the United Nations High Commissioner for Refugees - Skopje (2000-2007)
- "Improving Legal Protection and Human Rights Standards in the Republic of Macedonia", supported by the Delegation of the European Commission in Skopje (2001)
- "Technical Co-operation program with the Government of Macedonia", 5-year program of the Office of the United Nations High Commissioner for Human Rights - Geneva, in which CSRC also participated as a Contracting party, by preparing analyses and reports for several rapporteurs/representatives of the UN Secretary General - on the Situation of Human Rights Defenders, on Prevention of Torture, on Freedom of Expression etc. (2001-2006)
- Maintaining a free Internet human rights service for delivering human rights reports and analyses to around 100 beneficiaries in the country and abroad (2005-2007)
- Editing the Bulletin of the Legal network (2003)
- Analyses in legal magazines ("*Locus standi* in proceedings for disavowal of fatherhood", "Judicial Review" nr. 1 / February 1995)

V. Public activities

- a) *Public service:* none
- b) *Elected functions:* President of the NGO "Civil Society Resource Center" (1999-2007)
- c) *Function in a political party or movement:* none

VI. Other activities

- a) *Field:* Human Rights Education
- b) *Duration:* 2003-2005
- c) *Functions*

Member of the Strategic Partnership Group for Introducing Human Rights Education in High School, established in the frame of the 5-year program of the Office of the United Nations High Commissioner for Human Rights "Technical Co-operation Program with the Government of Macedonia", in the implementation of which CSRC also participated.

(Please, emphasise/underline the activities at present)

VII. Publications and other matters

"Cases against the Republic of Macedonia before the European Court of Human Rights 2002-2006", CSRC, 2007;

"The European Convention on Human Rights and Protection of Refugees", CSRC, 2007;

"Constitutionalist (selected decisions of the Constitutional Court of the Republic of Macedonia adopted following initiatives of Mr. Stamen Filipov)", CSRC, 2006;

"International Standards for Law Enforcement Officials - Pocket Guide for the Police" (editor); CSRC - Ministry of Interior - Office of the United Nations High Commissioner for Human Rights, 2003;

"Social Integration of Refugees " (co-author), Legal Issues Group of the Macedonian branch of the FRESTA network, 2003;

"Influence of the European Convention on Human Rights on the National Law and Practice; Cases against the Republic of Macedonia 1998-2001", CSRC, 2001;

"Protection of Asylum Seekers in Proceedings before the European Court of Human Rights" (a Guide for application of Rule 39 of the Court Rules, a part of the "Guide through the Proceedings before the European Court of Human Rights"), CSRC, 2000;

"Admissibility of Complaints before the European Court of Human Rights", CSRC, 1999.

VIII. Languages

Language	Reading			Writing			Speaking		
	VG	G	S	VG	G	S	VG	G	S
a. First Language									
Macedonian	X			X			X		
b. Official Languages:									
- English	X			X			X		
- French									

IX. Other relevant information

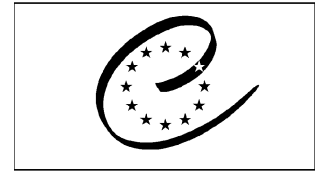
X. Please, confirm that in case of being elected on the position of a judge in Strasbourg you will register a residence in Strasbourg.

I confirm that in case of being elected on the position of a judge in Strasbourg I will register a residence in Strasbourg.

Ministers' Deputies

CM Documents

CM(2007)70 8 June 2007¹



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights - Election of judges – List of candidatures in respect of Turkey

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

*Permanent Representation
of Turkey
to the Council of Europe*

The Ambassador

Strasbourg, 20 March 2007

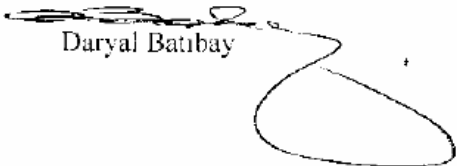
Dear Mr. Secretary General,

With reference to your letter of 21 December 2006 initiating the procedure for the election of 20 judges to replace those whose term of office will expire by the end of October 2007, should protocol No. 14 does not enter into force, I hereby inform you of the Turkish candidates in the alphabetical order:

- | | |
|---------------------------|---|
| Prof. Dr. Mustafa Erdoğan | Professor of Constitutional Law
Hacettepe University
Department of Politics and
Public Administration |
| Prof. Dr. Ruşen Ergeç | Professor of International and European
Protection of Human Rights and
Constitutional Law
University of Brussels |
| Prof. Dr. Arzu Oğuz | Professor of Law
Ankara University
Department of Comparative Law at the
Faculty of Law |

The Curricula Vitae of the candidates are enclosed herewith.

Yours sincerely,


Daryal Batibay

Mr Terry Davis
Secretary General of the Council of Europe
Strasbourg

CURRICULUM VITAE
Mustafa ERDOĞAN

I. Personal Details

Name, forename: Mustafa Erdoğan, Prof. Dr.
Sex: Male
Date and place of birth: January 1, 1956, Trabzon, Republic of Turkey

II. Education and academic and other qualifications

Education

- B.A., Law, Ankara University, 1981
- M.A. in EEC Law, 1982 (Ankara University, Turkey).
- Ph. D. in Public Law, 1988 (Ankara University, Turkey).

Academic positions

- Professor of Constitutional Law, Hacettepe University, 1997-
- Associate Professor of Constitutional Law, 1991-1997, Hacettepe University,
- Ass. Professor, Dr. in Public Law, February 1991- October 1991, Hacettepe University.
- Ass. Professor, Dr., in Political and Social Theory, 1988-1991, Ankara University.
- Research Assistant in Political and Social Theory, 1985-1988, Ankara University.
- Administrative Judge, Ministry of Justice, 1983-1985.

Academic work in the USA

- International Forum for Democratic Studies, National Endowment for Democracy, Washington, DC/USA, , democracy fellow, March 1-July 31, 2003.
- George Mason University, Va/USA, Department of Public and International Affairs, visiting Fulbright scholar for research, Sep. 1997- May 1998.

III. Relevant professional activities

a. Judicial activities:

Administrative judge, 1983-1985.

b. Non-judicial legal activities

Professor of Constitutional Law, Department of Politics and Public Administration, Hacettepe University, 1997-present.

IV. Articles and experience in the field of human rights

Articles

“Anayasa Mahkemeleri Önemli Midir? Orta Avrupa’da Anayasa Yargısı ve Demokrasinin Pekişmesi” (Do Constitutional Courts Matter? Constitutional Review and Democratic Consolidation in Central Europe), *Ankara Üniversitesi Hukuk Fakültesi Dergisi*, 54/3 (2005), pp. 1-22.

“Religious Freedom in the Turkish Constitution”, *The Muslim World*, Nos. 3-4 (July 1999), pp. 377-88.

“Sivil Özgürlük Olarak Din ve Vicdan Özgürlüğü” (Freedom of Religion and Conscience as a Civil Liberty), in *Anayasa ve Özgürlük* (Ankara: Yetkin Yayınevi, 2003), pp. 139-151.

“İnsan Haklarına Kavramsal Bir Yaklaşım” (A Conceptual Analysis of Human Rights), *Liberal Düşünce*, n. 12 (1998), pp. 7-16.

“Özgürlük, Adalet, Refah” (Freedom, Justice, and Welfare), in A. Güriz (ed.), *Adalet Kavramı* (Ankara: Türkiye Felsefe Kurumu, 1994), pp. 115-130.

“İnsan Hakları Öğretisine Giriş” (An Introduction to the Doctrine of Human Rights), *Journal of the Faculty of Economics and Administrative Sciences, Hacettepe University*, V. 11 (1993), pp. 25-40.

Other

- (1) In 2006 I have authored the greater –theoretical- part of a guide on human rights, published and distributed by the Presidency of Human Rights, under the Office of Primeminister.
- (2) On the invitation from Presidency of Human Rights I have given several lectures on freedom of speech during recent years.
- (3) I have contributed to a project on promoting freedom of speech in Turkey which was conducted by Association for Liberal Thinking under sponsorship of the European Commission in 2002-2004.
- (4) With L. Korkut I have translated Jack Donnelly’s *Universal Human Rights in Theory and Practice* into Turkish which has been published by Turkish Democracy Foundation in 1995.

V. Public activities

No official post held other than academic position as law professor.

VI. Other Activities

- (1) Currently I am a member of Liberal Düşünce Topluluğu (Association for Liberal Thought).
- (2) Currently I am a current member of Türk Siyasî İlimler Derneği (Turkish Association of Political Science)
- (3) I have been the chief editor of *Liberal Düşünce* (Liberal Thought), a quarterly journal since 1996).
- (4) I have been writing columns for *Star Gazetesi* (a daily newspaper) twice a week since August 2006.
- (5) As member of editorial boards and as referee I have been contributing to a number of academic and semi-academic journals.

VII. Publications and other works

I have more than 10 books (all in Turkish) and many articles (most in Turkish).

Books

Constitutional Law (Ankara: Orion, 5th ed. 2007).
Enlightenment, Modernism, and Liberalism (Ankara: Orion, 2006).
Constitutional Democracy (Ankara: Siyasal Kitabevi, 7th ed. 2005).
Constitutions and Politics in Modern Turkey (Ankara: Liberte, 4th ed. 2003).
Constitution and Liberty (Ankara: Yetkin Yayınevi, 2002).
Democracy, Secularism and the State Ideology (Ankara: Siyasal Kitabevi, 2nd. ed. 2000).

Articles (other than cited above):

“Ahlâkî Çoğulculuk” (Ethical Pluralism), in A. Cevizci (ed.), *Felsefe Ansiklopedisi*, (Encyclopedia of Philosophy) V. 3 (2005), pp. 696-701.
“Küreselleşme, Hukuk ve Türkiye” (Globalization, Law and Turkey”, *Liberal Düşünce*, n. 25-26 (2002), pp. 53-65.
“Avrupa Birliği Anayasalarında Devletin Temel Nitelikleri” (Basic Tenets of State in the Constitutions of European Union Countries), *Liberal Düşünce*, n. (2001), n. 23, pp. 29-35.
“Islam in Turkish Politics: Turkey’s Quest for Democracy without Islam”, *Critique: Journal for Critical Studies of the Middle East*, No. 15 (Fall 1999), pp. 26-49.
“Cultural Diversity, Institutional Rivalry, and Democracy”, *Journal of the Faculty of Economics and Administrative Sciences, Hacettepe University*, V. 15 (1997), pp. 153-165.

VIII. Languages

Language	Reading	Writing	Speaking
First language: Turkish	VG	VG	VG
Official languages: English	VG	G	G

IX. I confirm that I will assume permanent residence in Strasbourg if elected a judge on the Court.

**CURRICULUM VITAE
Rusen ERGEÇ**

I. Personal details

Name : Ergeç
Forename : Rusen
Sex : male
Date and place of birth: 3 January 1952, Istanbul

II. Education and academic and other qualifications

-1969: graduated from American International High School (Mons, Casteau, Belgium);
-1974-1975: Licentiate in political sciences and international relations (University of Brussels);
-1975-1977: master degree in international law (University of Brussels);
-1977-1981: Licentiate in law (University of Brussels) { René Marc Award};
-1985: PhD (University of Brussels) { Alice Segerhs Award}

III. Relevant professional activities

a) *Judicial activities:* none

b) *Non judicial legal activities :*

-Professor ("professeur ordinaire") of International and European protection of Human Rights and Constitutional Law at the University of Brussels ("Université libre de Bruxelles") (1995-....)
-Professor of Public International Law at the Royal Military School of Belgium (2006-...)
-Member of the Brussels Bar (1991-...): practicing public law, human rights and international law.
-1985-1986, parliamentary legal advisor at the Belgian Senate
-Member of the scientific committee of Revue trimestrielle des droits de l'homme (Brussels), Journal de droit européen (Brussels- 1995-2002), Revue belge de droit constitutionnel (Brussels).
-Co-founder and Editor in chief of the Belgian French-Dutch periodical Chroniques de droit public – Publiekrechtelijke Kronieken (1995-2003).
-Member of the board of the "Chroniques de droit public - Publiekrechtelijke Kronieken (2003-)
-Member of the « Société française de droit international » (French Society of International Law) (2000-...)

c) *Non-legal professional activities :* none

IV. Activities and experience in the field of Human Rights

a) *At theoretical level*

- Since 1981 actively involved in teaching and research relating to Human Rights, especially the European Convention on Human Rights at the University of Brussels (Law faculty).
- Courses and lectures on the European Convention on human Rights at the Collegio de Mexico (1994), the Athens Pandeion University (1993), the Law Department of Duke University (summer training course of 1989), and the Académie royale de Belgique (1999).

b) *Practice level*

Handling of numerous cases relating to Human Rights before the European Commission of Human Rights, European Court of Human Rights, Belgian Constitutional Court, Belgian Supreme Administrative Court, and before the International Court of Justice in the Hague (1 case) and United Nations Human Rights Committee (1 case)

c) *Other activities relating to Human Rights*

- Arbitrator appointed by Belgium with respect to the human dimension of the Organization for Security and Co-operation in Europe (OSCE) (1993-2000).
- Vice-President of the Institut des droits de l'homme at the Brussels Bar {Brussels Bar's Institute of Human Rights} (1994-2000).
- Expert of the European Council with respect to human rights (1992- 1998; various missions to Eastern Europe Countries).
- Expert on various occasions of the Belgian Ministry of Justice with respect to human rights (1988-...).
- Member of the Groupe d'études politiques européennes (Brussels) (1990-...).

V. Public Activities

- a. *Public office:* none
- b. *Elected posts:* none
- c. *Posts held in a political party or movement:* none

VI. Other activities

- a. *Field:* none
- b. *Duration:* none
- c. *Functions:* none

For my current activities (see above)

VII. Publications and other Works

- Les droits de l'homme à l'épreuve des circonstances exceptionnelles. Etude sur l'article 15 de la Convention européenne des droits de l'homme, Brussels, Bruylant, 1987, 427 p. { « *Human Rights under Exceptional Circumstances. Study on Article 15 of the European Convention on Human Rights* »};
- Regards sur la Constitution turque de 1982, Editions of the University of Ankara, 1988, 86 p. { « *Commentary of the 1982 Turkish Constitution* »};
- La compétence extra-territoriale à la lumière du contentieux sur le gazoduc euro-sibérien, Brussels, Editions de l'Université, Bruylant, 1984, 115 p. { « *Extraterritorial Jurisdiction in the Light of the dispute on Euro-siberian pipe-line* »};
- Convention européenne des droits de l'homme { « *European Convention on Human Rights* »}, (together with J. Baron Velu, Chief Advocate General at the Belgian Supreme Court and professor at the University of Brussels), Brussels, Bruylant, 1990, 1185 p. (new impression in 1995);
- Introduction au droit public { « *Introduction to Public Law* »}, volume I: Le système institutionnel { « *Institutional System* »}, Brussels, Kluwer - Story Scientia, 1994, 2d edition 300 p.; volume II, Les droits et libertés { « *Rights and Liberties* »}, 2003, (2^d edition), 235 p.
- Acting as editor: Les droits économiques, sociaux et culturels dans la Constitution { « *Economic, social and Cultural Rights in the Constitution* »}, Brussels, Bruylant, 1995, 320 p. ;
- Together with Els Witte, André Alen et Hugues Dumont, Bruxelles et son statut – Het Statut van Brussel, Brussels, { « *Brussels and its Statute* »}, De Boeck & Larcier, 817 p. ;
- Protection européenne et internationale des droits de l'homme, Brussels, Bruylant, 2006, 2d edition, 271 p. { « *European and International Protection of Human Rights* »}.

More than 100 articles and notes in French and English on matters of public and administrative law, as well as private and public international law.

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Turkish	X			X			X		
b. Official languages:									
English	X			X			X		
French	X			X			X		
c. Other languages:									
Dutch	X				X			X	
German	X				X			X	
Italian	X				X			X	

IX. Other relevant information

None.

X. I hereby confirm that I will take up permanent residence in Strasbourg if elected a judge on the Court

CURRICULM VITAE
OĞUZ Arzu

I. Personal details

Name and forename: Arzu OĞUZ
 Sex: Female
 Date and Place of the Birth: 03.08.1963, Merzifon/Turkey
 Nationality: Turkish
 Contact Information: Ankara University Faculty of Law
 Cebeci/ANKARA/TURKEY
 Tel: +90 312 363 40 50 / 2232
 Fax: + 90 312 363 77 19
 Mobile: + 90 533 331 03 80
 e.mail: aoguz@law.ankara.edu.tr

II. Education and academic and other qualifications

1997 PhD in Private Law, University of Ludwig–Maximilians Munich/Germany
 Dissertation on “Probleme der Simulation in rechtshistorischer und rechtsvergleichender Sicht” (The Problems of Simulation from the View Point of History of Law and Comparative Law)

1989 LLM in Private Law, Ankara University, Faculty of Law
 Dissertation on “Culpa Liability in Roman and Contemporary Turkish Law”.

1986 Law, Ankara University, Faculty of Law

Academic credentials

2005- Professor of Law, Department of Comparative Law , Ankara University, Faculty of Law
 1999 Associate Professor, Department of Roman Law, Ankara University, Faculty of Law
 1997 Doctor Assistant, Department of Roman Law, Ankara University, Faculty of Law
 1988 Research Assistant, Department of Roman Law, Ankara University, Faculty of Law

Work experience

2005- PRESENT
 Head of Department of Comparative Law at Faculty of Law
 2000- PRESENT
 Director of Research Center on Intellectual and Industrial Property (FISAUM) at University of Ankara
 2000-PRESENT
 Member of the Board of Directors for the Ankara University Student Houses
 2004-2005
 Representative of the Faculty of Law of the Ankara University for the Erasmus Program
 2000-2003
 Member of the Faculty Board of University of Ankara, Faculty of Law

III. RELEVANT PROFESSIONAL ACTIVITIES

- October 2006 Speaker on Turkish Trademark in Congress of Association of Deutsch-Türkisch-Juristenvereinigung e.V. Augsburg, Germany.
- June 2006 Speaker on Turkish Intellectual Property Rights in Forschungszentrum Rossendorf, Dresden
- June 2006 Research on Comparative Law in Albert-Ludwigs-Universität in Freiburg, Germany
- July 2006 Participant on XVII. International Congress of Comparative Law in Utrecht, Netherlands
- Summer 2005 Research on Lex Mercatoria (International Commercial Law), Pace University, New York, USA

- July 2004 Speaker in the Seminar on “Traditionen im Umbruch – Die Reformen im türkischen Familienrecht”
Eberhard Karls University of Tübingen/Germany
- Three weeks in June and July 2003, Participant in the International Visitor Program on Intellectual Property
Academy for Educational Development, USA
- September 2000 Speaker in the Congress of Roman Law (SIHDA) about “The Legal, Social and Political Life of Women in Antiquity” on “Zur gemischten Schenkung, insbesondere unter Ehegatten”.
- July-August 1998 / August 1999 / July-August 2002
Research on Status of Aliens and Comparative Law
Max Planck Institute, Hamburg, Germany
- July-August 2000 / January 2000 / July –August 2001 Research on Roman Law
Leopold-Wenger-Institute, Munich, Germany

IV. Other activities

Member of Board, Germany Universities’ Turkish Graduate Association
Member of Association of Deutsch-Türkisch-Juristenvereinigung e.V.

V. Publications and other works

Articles

- Conflict of Laws in Cross-Border Environmental Pollution, Turkish Bar Union Review, 1991, p.23-46.
- Zur Behandlung von Formmängeln bei der Grundstücksveräußerung nach türkischem Recht, Rechtspflegerstudienhefte 1, 2000, s.1-7.
- Zur gemischten Schenkung, insbesondere unter Ehegatten, Annales de la Faculté de Droit D’Istanbul since 1951, İstanbul 2004, Vol. XXXVI, No.: 53, p.493-500.
- Die Entwicklung des Zivilgesetzbuches in der Türkei (Vom islamischen zum modernen Recht in der Türkei), JURA, Heft 6/ 2005, s.384-387.
- Das reformierte türkische Scheidungsrecht - Prinzipien, Scheidungsgründe und Scheidungsfolgen - (mit Ausnahme des nachehelichen Unterhalts), Zeitschrift für das gesamte Familienrecht, J. 2005/10, s.766-774.
- The Role of Comparative Law in Development of Turkish Civil Law, Pace International Law Review, 2005, Vol.XVII, No. II, p.373-386.

Books

- Probleme der Simulation in rechtshistorischer und rechtsvergleichender Sicht (The Problems of Simulation From the View Point of History of Law and Comparative Law), Ankara 1998 (PhD Dissertation).
- Comparative Law, Concept, Aim and Functions, Method, History, The Legal Families of the World, Ankara 2003.

VI. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language:									
Turkish	X			X			X		
b. Official languages:									
English		X			X			X	
French									
c. Other languages:									
German	X			X			X		
Latin		X							

VII. I confirm that I will take up a permanent residence in Strasbourg if I am elected a judge on the Court



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)89 8 June 2007¹

998 Meeting, 13 June 2007

4 Human Rights

4.1 European Court of Human Rights -

Election of judges – List of candidatures in respect of Ukraine

¹ This document has been classified restricted at the date of issue. It was declassified at the 998th meeting of the Ministers' Deputies (13 June 2007) (see CM/Del/Dec(2007)998/4.1).

PERMANENT REPRESENTATION OF UKRAINE
TO THE COUNCIL OF EUROPE

April 29, 2007

Dear Mr Boillat,

Referring to the letter of the Secretary General of the Council of Europe Terry Davis of December 21, 2006, requesting the Government of Ukraine to nominate three candidates for election of a Judge of the European Court of Human Rights in respect of Ukraine I have the pleasure in sending you the letter of Mr. Oleksandr LAVRINOVYCH, Minister of Justice of Ukraine, with the list of candidates for this position. Along with that the letter contains detailed description of the national nomination procedures.

Please find also enclosed curriculum vitae for each candidate, Resolution of the Cabinet of Ministers of Ukraine "On selection of Candidates for Position of Judge of the European Court of Human Rights", Procedure of Competition for selection of Candidates for Position of Judge of the European Court of Human Rights, Protocols of the Returning board of the Selection Committee and the list of the Staff of the Selection Committee.

Sincerely yours,

(signed)
Yevhen Perelygin
Permanent Representative of Ukraine

Mr. Philippe Boillat
Director General of Human Rights Directorate General of Human Rights Council of Europe
Strasbourg

**MINISTRY OF JUSTICE
UKRAINE**

Mr Philippe Boillat
Director General of the Directorate General of
Human Rights of the Secretariat of the Council of
Europe.

Council of Europe
F-67075 Strasbourg Cedex

Dear Mr Philippe Boillat,

With this letter I have the pleasure to inform the Council of Europe that the Government of Ukraine decided to nominate

- Mr Holovaty Serhiy
- Mr Marmazov Vasyl
- Mrs Yudkivska Ganna

as the candidates for the position of a judge at the European Court of Human Rights selected in respect of Ukraine.

In the selection process the Government of Ukraine made the maximum effort to ensure full impartiality and transparency of the process. The selection process was carried out by the Selection committee established by the Government for this very purpose in March 2007 (see Resolution of the Cabinet of Ministers of Ukraine of 21 March 2007 no. 524 attached in annexes).

The committee was composed of representatives of the Ministry of Justice, Ministry of Foreign Affairs, the Constitutional Court of Ukraine, the Supreme Court of Ukraine, specialized committees of the Verkhovna Rada of Ukraine, Ukrainian Parliament Commissioner for Human Rights, and Ukrainian non-governmental public organisation.

The Selection committee adopted the text of the announcement about the competition that included the criteria for the office of a judge at the European Court of Human Rights established by the Convention for the Protection of Human Rights and Fundamental Freedoms itself, as well as keeping in mind relevant recommendations and resolutions of the Council of Europe's organs and institutions. The call for candidates was issued through the official gazette "Uriadovyi Kurier", as well as the official website of the Ministry of Justice. Potential candidates had 30 days to apply.

As a result, five female candidates and ten male candidates applied during the above mentioned period. It is necessary to note that two of the candidates are residing outside of Ukraine, therefore, the conclusion can be made that the information about the competition was disseminated in a proper way. All candidates, who wished to take part in the competition, passed the test demonstrating their level of knowledge of the English language or the French one and were interviewed by the Selection committee. After such procedures the Selection committee keeping in mind relevant recommendations and resolutions of the Council of Europe's organs and institutions, as well as requirements of the criteria for the office of a judge at the European Court of Human Rights established by the Convention for the Protection of Human Rights and Fundamental Freedoms selected three mentioned candidates by secret vote. Results of voting are laid out in the protocols of the Returning board of the Selection committee which are attached in annexes.

The Government of Ukraine believe that three nominated candidates meet the requirements established by the Convention for the Protection of Human Rights and Fundamental Freedoms, as well as other criteria proposed by the Council of Europe's organs and institutions and, therefore, invite the Committee of Ministers to forward the list of the candidates to the Parliamentary Assembly. The Government of Ukraine express their hope that the Parliamentary Assembly will be in position to elect a judge at the European Court of Human Rights in respect of Ukraine from the above mentioned list.

Attach for your information the curricula vitae of the nominated candidates in English.

Annexes:

- 1) Resolution of the Cabinet of Ministers of Ukraine of 21 March 2007 no. 524;
- 2) the curricula vitae of three mentioned candidates;
- 3) protocols of the Returning board of the Selection committee;
- 4) the Staff of the Selection committee.

Yours faithfully,

(signed)
Oleksandr Lavrynovych
Minister of Justice

CURRICULUM VITAE
Serhiy HOLOVATY

I. Personal details

Name, forename	HOLOVATY Serhiy
Sex	Male
Date and place of birth	29 May 1954, Odessa (Ukraine)
Nationality	Ukrainian

II. Education and academic and other qualifications

2002- 2003 June-Aug.	Fulbright Senior Scholar, Yale Law School, Yale University, USA
2001	Resident Scholar, Max Planck Institute for Comparative Public Law and International Law, Heidelberg, Germany
1987-1990	Senior Research Fellow, Institute for Social and Economic Affairs for Foreign Countries, National Academy of Sciences of Ukraine.
1980-1987	Junior Research Fellow, Institute for Social and Economic Affairs for Foreign Countries, National Academy of Sciences of Ukraine.
1977-1980	Taras Shevchenko National University, Kyiv, Postgraduate Studies in Public International Law - Ph.D. International Law.
1972-1977	Taras Shevchenko National University, Faculty of International Relations and International Law.

III. Relevant professional activities*a. Legal activities****Before the courts***

Advocate in the courts of Ukraine defending claimants in the human rights field, including representation of the mother of missing journalist Georgiy Gongadze

Advocate before the European Court of Human Rights (case of *Melnychenko v. Ukraine*, Judgment 19 October 2004; violation of Article 3 of the First Protocol ECHR)

Drafted and represent in the Constitutional Court of Ukraine, application of the People's Deputies of Ukraine on the unconstitutionality of provisions of Criminal Code of Ukraine concerning the death penalty (the death penalty was abolished by the Constitutional Court in 1999; Decision No. 11-pn/99, December 29, 1999)

Verkhovna Rada of Ukraine:

March 2007-Chairman of the Sub-committee (Committee on Judiciary) on the implementation of present international standards and on parliamentary control for the execution of judgments of the European Court of Human Rights

Parliamentary Assembly of the Council of Europe:

2003-2005; Member of the Sub-Committee on the Election of Judges to the European Court of Human Rights
2006-present Rights

b. *Non-judicial legal activities*

Verkhovna Rada of Ukraine:

- 2002-2005 Chairman of the Constitutional Law Sub-Committee of the Legal Affairs Committee of the Verkhovna Rada
- 1998-2002 Member of Committee on Foreign Affairs
- 1994 – 1996 Member of the Constitutional Commission of the Parliament of Ukraine drafting the new Constitution of Ukraine, established by the 2nd Parliament of Independent Ukraine
- 1990 – 1994 Member of the Working Group of the Constitutional Commission of the Parliament of Ukraine which drafted the new Constitution of Ukraine
- 1990 – 1994 Member of the Constitutional Commission of the Parliament of Ukraine which drafted the new Constitution of Ukraine, established by the 1st Parliament of Ukraine

Parliamentary Assembly of the Council of Europe:

- October 2006-present Vice-President of the Parliamentary Assembly of the Council of Europe
- 1998 – 2005; 2006–present Member of the Committee on Legal Affairs and Human Rights
- 2005 Chairman of the Committee on Legal Affairs and Human Rights and *ex officio* member of the Rights of Minorities and Penal Law and Criminology sub-committees
- 2002 - 2005 Member of the Sub-Committee on Human Rights
- 2000- 2005; 2006-present Member of the Monitoring Committee; Rapporteur of the Opinion on the accession of Montenegro to the Council of Europe
- Jan2002-Jan2005 Chairman of the Committee on Rules of Procedure and Immunities
- 2006-present Member of the Committee on Rules of Procedure and Immunities
- 2004 - 2005; 2006 - present Member of the PACE Bureau and of the PACE Standing Committee
- 2006-present Member of the Political Affairs Committee

European Commission for Democracy through Law (Venice Commission):

- March 2007-present Bureau Member of the European Commission for Democracy through Law (Venice Commission) Council of Europe
- 2005 (Feb.) Reappointed as a Member of the Venice Commission
- 1995-2000 Member of the Venice Commission
- 1997-2000 Vice-President and Bureau member of the Venice Commission

Cabinet of Ministers of Ukraine:

- 1997 Chairman of the Cabinet of Ministers Working Group on drafting a new Administrative Code.
- 1997 Chairman of the Working Group drafting National Anti-Corruption Program "Clean Hands"

Legislative Initiatives:

- Oct., 2006 Drafted a Resolution of the *Verkhovna Rada* on Execution of the Judgments of the European Court of Human Rights (rejected by Parliament in November 2006)
- April, 2005 Drafted a new version of the Law on Execution of the Judgments of the European Court of Human Rights (approved by the Parliament on 23 February 2006; in force since 30 March 2006)
- June, 2000 Drafted the Draft Law on Execution of the Judgments of the European Court of Human Rights (approved by the Parliament on 23 July 2001 and vetoed four times by President Leonid Kuchma before the text finally entered into force)
- Apr., 1997 Drafted National Anti-Corruption Program, approved by the President's Decree on April 10, 1997
- Nov., 1994-
June, 1995 Initiator of and member of Conciliation Commission that drafted the Constitutional Accord (Small Constitution of Ukraine) signed by the President and the Verkhovna Rada and then passed by Parliament on June 8, 1995
- Dec., 1993 Drafted the Law on International Treaties, passed by the Parliament of Ukraine, December 1993
- Nov., 1992 Drafted the Law to Delegate Legislative Powers to the Executive Branch on the Issues of Economic Reform, 18 November 1992.
- Sept., 1991 Drafted the Law on Legal Succession in Ukraine, 12 September 1991
- August, 1991 Assisted in the drafting of the Act of Independence of Ukraine, 24 August 1991
- July, 1990 Assisted in the drafting of the Declaration of State Sovereignty of Ukraine, 16 July 1990

Other:

- 1981-1988 Lecturer at the International Law Chair, Kyiv State Taras Shevchenko University

IV. Activities and experience in the field of human rights*a. Activities in the courts of general jurisdiction*

Advocate in the courts of Ukraine defending claimants in the human rights field, including representation of the mother of missing journalist Georgiy Gongadze

Advocate before the European Court of Human Rights (case of *Melnychenko v. Ukraine*, Judgment 19 October 2004; violation of Article 3 of the First Protocol ECHR)

b. Activities in the Constitutional Court of Ukraine

Drafted and represent in the Constitutional Court of Ukraine, application of the People's Deputies of Ukraine on the unconstitutionality of provisions of Criminal Code of Ukraine concerning the death penalty (the death penalty was abolished by the Constitutional Court in 1999; Decision No. 11-pn/99, December 29, 1999)

c. Activities in the National Commission for Strengthening Democracy and the Rule of Law

Supervised the preparation of the *Concept for the Improvement of the Judicial System and Ensuring Fair Trial in Ukraine in Line with European Standards* (approved by the Decree of the President of Ukraine on 10 May 2006)

Supervised the preparation of the *Concept for the State Policy in the sphere of Criminal Justice* (approved by the National Commission in March 2007)

d. *Activities in the PACE*

Rapporteur on *Co-existence of the Convention on Human Rights and Fundamental Freedoms of the Commonwealth of Independent States and the European Convention on Human Rights* (Doc. 9075, 3 May 2001)

Drafted Motions for a Resolution on *The Institutional balance at the Council of Europe* (Doc. 10106, 11 March 2004); and for a Resolution on *The principle of the rule of law* (Doc. 10180, 6 May 2004); and for a Resolution on *Towards decriminalisation of defamation* (Doc. 10531, 27 April 2005)

e. *Lecturing*

Lecturer, Academy for judges of Ukraine on the case-law of the European Court of Human Rights (2005-2006)

V. Public activities

a. *Public office*

2005 - present Chairman of the National Commission for the Strengthening Democracy and the Rule of Law

1995-1997 Minister of Justice of Ukraine
2005-2006

1996-1997, Member of the Council on National Security and Defence of Ukraine Jan.-Sept. 2006

b. *Elected posts*

Member of the Verkhovna Rada (Parliament of Ukraine) - Elected 1990 and re-elected in 1994, 1998, 2002, 2006

c. *Posts held in a political party or movement*

2007 Bureau member of the ALDE Group in the Parliamentary Assembly of the Council of Europe

1994-1995 Member of the leadership of the «Reform Faction» in the Ukrainian Parliament.

1989-1994 Member of Central Leadership of the Popular People's Movement of Ukraine (Rukh)

VI. Other activities

1992 - present President of the Ukrainian Legal Foundation

1999 - present Board Member of the Ukrainian Association of International Law

1995 - 2000 Chairman of the Ukrainian Legal Terminology Commission

1990 - 1995 President of Association of Ukrainian Lawyers

1992 - 1994 President of the World Congress of Ukrainian Lawyers

1993 - 1995 Member of the Advisory Board of the Institute of Constitutional and Legislative Policy (Budapest)

VII. Publications and other works

Rule of Law. — Book (three volumes). — Kyiv, 2006. — LXIV, 1747 p. (*in Ukrainian*)
(Book One. Rule of Law: from idea to doctrine.
Book Two. Rule of Law: from doctrine to principle.
Book Three. Rule of Law: Ukrainian experience)

Judgments of the European Court of Human Rights: Peculiarities of National Execution (with the Melnychenko v. Ukraine judgment taken as an example). — In: Case law of the European Court of Human Rights. Judgments. Commentaries. — 2005. — No. 3 (27) (*in Ukrainian*)

Abolition of the death penalty in Ukraine — difficulties real or imagined? — In: The death penalty. Abolition in Europe. Strasbourg: Council of Europe Publishing, 1999.

New Possibilities for the Protection of Human Rights in Ukraine. — In: Case law of the European Court of Human Rights. Judgments. Commentaries. — 1999. — No. 1 (*in Ukrainian and English*)

Freedom of Conscience in Ukraine and the Violation of Human Rights. — In: Human Rights in Ukraine: Yearbook. 1993. (*in Ukrainian and English*).

Do we pursue the goal to have double standards in human rights protection // Statement [of the Chairman of the PACE's Committee on Legal Affairs and Human Rights] at 26th Conference of the European Ministers of Justice. 7-8 April, 2005. Helsinki, Finland.

Defamation: Law and Practice // Contribution to the Seminar for the Chairpersons and members of parliamentary human rights bodies on freedom of expression (Organised jointly by the Inter-Parliamentary Union and Article 19). Geneva. IPU Headquarters, 25-27 May 2005.

Case law of the European Court of Human Rights. Judgments. Commentaries (Quarterly Journal). — Chairman of the Editorial Board (1999-2007).

The Ukrainian Journal of Human Rights. — Member of Editorial Board (1994-1999).

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
Ukrainian	X			X			X		
b. Official languages									
English	X			X			X		
French			X			X			X
c. Other languages									
Russian	X			X			X		

IX. I confirm that I will take up permanent residence in Strasbourg if elected a judge on the Court.

CURRICULUM VITAE
Vasyl MARMAZOV

I. Personal details

Name, forename	MARMAZOV Vasyl
Sex	Male
Date and place of birth	20 January 1962, Donetsk (Ukraine)
Nationality	Ukrainian

II. Education and academic and other qualifications

2000- present Pursuing Doctor Degree, Kyiv Taras Shevchenko National University

2000 International Institute of Human Rights (Strasbourg)

1995 - 1996 British Council Fellow, Sidney Sussex College, Cambridge, England

1993 Visiting Legal Scholar, London School of Economics, England

1998 Taras Shevchenko National University, Kyiv,
Postgraduate Studies in Law — Candidate of Science (Ph.D. — Law), Docent

1979 - 1984 Taras Shevchenko National University, Law Faculty, Law Degree

III. Relevant professional activities

2006 - Deputy Minister, Ministry of Internal Affairs of Ukraine

2005 - 2006 Partner, Advocate, YURIS Law Office (Member of International Business Law Consortium),
Kyiv, Ukraine

2003 - 2005 Deputy Minister, Ministry Justice of Ukraine

2001 Temporary Lawyer, Registry, European Court of Human Rights, Strasbourg, France

1993 - 2003 Partner, Advocate, YURIS Law Office (Member of International Business Law Consortium),
Kyiv, Ukraine

Other

1991-1993 Deputy Dean, Law Faculty, Kyiv Taras Shevchenko University

1986 - present Docent (Associate Professor), Law Faculty, Kyiv Taras Shevchenko University

IV. Activities and experience in the field of human rights

2001 Temporary Lawyer, Registry, European Court of Human Rights, Strasbourg, France

V. Other activities

Membership

ICC International Court of Arbitration (2000-2005)
Kyiv Bar Association
Union of Lawyers of Ukraine International Bar Association
Chairman, ICC Ukraine International Arbitration Commission
ICC Forum on Arbitration Issues and New Fields

Legal Section Coordinator, British-Ukrainian Professional Network, British Council, Kyiv, Ukraine
 Subcommittee "Justice, Freedom and Security", Committee on cooperation Ukraine — EU
 National Council on Approximation of National Legislation to the EU Legislation
 Delegation of Ukraine on the EU-Ukraine New Enhanced Agreements Negotiation

VI. Publications and other works

Monographs

1. Marmazov V.Y., Piliayev I.S. Ukraine and the Council of Europe: legal issue of co-operation. — K.: Venturi., 1999. — 400 p. — independently — 154 p.
2. Marmazov V.Y., Piliayev I.S. Council of Europe: political and legal mechanism of integration. — K.: Publishing House "Yurydychna Knyga", 2000.- 472 p. - independently — 113 p.
3. Marmazov V.Y., Pushkar P.V. Protection of individual and proprietary rights in the European Court of Human Rights. — K.: Publishing House "Yurydychna Knyga", 2001. — 160 p. - independently — 19 p.

Articles

1. Marmazov V.Y. Principles of the European contract law. Alternative or progenitor of the European legislation // Bulletin of Taras Shevchenko Kyiv National University. Law sciences. — Issue No 41. — K., 2001. — p. 55 - 66.
2. Marmazov V.Y., Pushkar P.V. Some peculiarities of the property rights protection in accordance with the articles 1 of the First Protocol of the European Convention for the Protection of Human Rights Practice of the European Court of Human Rights. Decisions. Comments. — Issue No 4 - K., 2001, - p.
3. Marmazov V.Y. The principle of proportionality in the practice of cases consideration by the European Court of Human Rights // Actual problems of the international relations. Collection of scientific works (Taras Shevchenko Kyiv National University. Institute of International Relations). — Issue No 34, Part 1. - K., 2002, - p. 138 – 143.
4. Marmazov V., Pakanai I. Execution of the decisions of the international and foreign courts in Ukraine // Law Magazine. — No 1. - K., 2002, - p. 66 – 68.
5. Marmazov V. Interrelation between the Constitutional jurisprudence and the jurisprudence of the European Court of Human Rights, Bulletin of the Constitutional Court of Ukraine. — No 2. - K., 2002, - p. 73 – 75.
6. Marmazov V. The European Convention for the protection of human rights and fundamental freedoms and court's interpretation // Law of Ukraine. — No 10. - K., 2002, - p. 33 – 35.
7. Khurdish O.K., Marmazov V.Y., Shabunina V.Y. Law and languages in Europe: problems of mutual relations and links // Language and culture.- Issue No 4. — Vol. I I/1. — K., 2002. — K., 2002. — p. 159 - 169.
8. Marmazov V. "Sovtransavto-holding" vs Ukraine and some aspects of the unexpectedness of the practice of the European court of human rights // Advocate- No 4-5.- K., 2002. — p. 47 – 49.
9. Marmazov V. Principle of the rule of law in the practice of the European Court of Human Rights // Advocate- No 6. — K., 2002. — p. 15 -16.
10. Marmazov V.Y. Looking for the consensus with the national law systems as the method of interpretation of the Convention for the protection of human rights and fundamental freedoms // Chronicles of the Kyiv University of Law. — No 4. — K., 2002. — p. 80 – 83.
11. Marmazov V. Method of the efficiency as the mean of widening of the potential of the Convention of the protection of human rights and fundamental freedoms concerning the economic and social rights // Practice of the European Court of human rights. Decisions. Comments. — No 4. — K., 2002. — p. 215 – 222.
12. Marmazov V.Y. European Court of human rights as the control mechanism in the sphere of human rights protection // Actual problems of the politics. Collection of the scientific works. — Issues No 13-14 – Odessa: Juridical literature, 2002. — p. 260 - 265.
13. Marmazov V.Y. Problems of the views expressions in the practice of the European Court of human rights // Political issues of the current importance. Collection of the scientific works. - Issue 15. — Odessa: Juridical literature, 2002. — p. 443 - 447
14. Marmazov V.Y. Method of the evolutionary interpretation of the Convention for the protection of human rights and fundamental freedoms // Ukrainian law. — Ukrainian legal foundation. - 2002.-1 (17), p. 167 - 170.
15. Marmazov V.Y. Protection of the civil rights by the arbitration courts // Protection of civil rights by the arbitration courts.- Nikolaiev, 2003. — p. 78 – 88.

16. Marmazov V. Peculiarities of the narrow interpretation of the provisions of the European Convention for the protection of human rights and fundamental freedoms with a view to securing human rights // Advocate – No 1. – K., 2003.- p. 18 - 19.
17. Marmazov V. Principle "stare decisis" and the dynamics of the practice of the European Court of human rights// Law of Ukraine. – No2. – K., 2003. – p. 140 – 142.
18. Marmazov V. Lessons of the European law – 2 // Juridical magazine – No 2 (8). – K.2003. – p. 127 - 128.
19. Marmazov V.Y. Right of the access to the court and the right for the effective consideration of the appeals in the practice of the European Court of human rights // State and law. Collection of the scientific works. - Issue No 19.- K., 2002. – p. 510 - 513.
20. Marmazov V.Y. Peculiarities of the interpretation of the articles 8-11 of the European convention for the protection of human rights and fundamental freedoms 1/ Problems of International relations issues. Collection of the scientific works. (The Taras Shevchenko Kyiv National University, Institute of the International relations). – Issue No 33, Part 1. – K., 2002, - p.155 – 157.
21. Marmazov V.Y. Opinions of judges as a restrictive element of the dynamic interpretation of the European Convention for the protection of human rights and fundamental freedoms // Research bulletin of the Diplomatic Academy of Ukraine. – Issue No 8. – K., 2003.
22. Marmazov V.Y. Method of the autonomous interpretation of the Convention for the protection of human rights and fundamental freedoms // Legal State. Collection of the research works. – Issue 14. – K., 2002 – p. 459 – 466.
23. Marmazov V.Y. Protection of the economic and social rights in the practice of the European Court of Human Rights // Bulletin of the Taras Shevchenko Kyiv National University. Law sciences. – Issue No 52. – K., 2002.
24. Marmazov V.Y. Some aspects of unexpectedness of the practice of the European Court of Human Rights // Bulletin of the Taras Shevchenko Kyiv National University. Law sciences. – Issue No 53. – K., 2002.
25. Marmazov V.Y. The non-legal elements in the interpretation of the European Convention for the protection of human rights and fundamental freedoms // Bulletin of the Taras Shevchenko Kyiv National University. Law sciences. – Issue No 54 – K., 2002.
26. Marmazov V.Y. The principle of pluralism in the practice of the interpretation of the European Convention for the protection of human rights and fundamental freedoms // Bulletin of the Taras Shevchenko Kyiv National University. Law sciences. – Issue No 55 – K., 2002.
27. Marmazov V.Y. Methods of the dynamic interpretation of the Convention for the protection of human rights and fundamental freedoms // European Court of Human Rights. Basic documents. Practice application. – K.: Ukrainian legal centre, 2003.
28. Marmazov V.Y. To the issue of the teleological interpretation of the European Convention for the protection of human rights and fundamental freedoms // Advocate – No 4. – K., 2003.
29. Marmazov V.Y. Method of efficiency in the practice of the European Court of Human Rights by the example of interpretation of the notion "victim" // Law Bulletin. - No 3. – Odessa, 2003.

Theses of the speeches at the research conferences

1. Marmazov V.Y. Incorporation of the norms of the European Convention for the protection of human rights into the legislation of Ukraine // Materials of the international conference "Europe, Japan, Ukraine: the ways of democratization the state and legal systems." – K., 2000. – p. 197 - 203.
2. Marmazov V. On the implementation of the norms of the European Convention for the protection of human rights into the legislation of Ukraine // Materials of the international conference "Actual problems of the rule of law state formation in Ukraine. On occasion of the 50th anniversary of the Convention for the protection of human rights and fundamental freedoms: in 2 parts. – Part 1 / Edited by prof. M. Panov. – Kharkiv.: National Academy of Law of Ukraine, 2000. – p. 139 - 143.
3. Marmazov V. Peculiarities of the teleological interpretation of the European Convention for the protection of human rights // The problems of the creation of the human rights protection in Ukraine. Materials of the IX Regional Conference. – Lviv, 2003. – p. 30 -32.

Remark: all publications done in Ukrainian

VII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
Ukrainian	X			X			X		
b. Official languages									
English	X			X			X		
French			X			X			X
c. Other languages									
Russian	X			X			X		

CURRICULUM VITAE
Ganna YUDKIVSKA

I. Personal details

Name	YUDKIVSKA Ganna
Sex	Female
Date and place of birth	5 July 1973, Kyiv (Ukraine)
Nationality	Ukrainian

II. Education and academic and other qualifications

Main education:

- 2005 - 2007 Postgraduate Studies at the Academy of Advocacy of Ukraine, Dissertation for the degree of Ph.D. on *Rights of Accused in the Case-Law of the European Court of Human Rights and Criminal Procedure in Ukraine.*
- 2005 - 2007 Robert Schumann University (Strasbourg), LLM in Law and European Studies (Master 2, *graduated with honours*). (Specialization — *Human Rights in Europe*), with a thesis on *Presumption of Innocence in the Case-Law of the European Court of Human Rights.*
- 1998 - 2003 Taras Shevchenko Kyiv National University, Faculty of Law, Law degree (*graduated with honours*).
- 1990-1995 Kyiv State Technical University of Construction and Architecture, Degree in engineering.

Additional education:

- 1999 *School on Human Rights*, Helsinki Human Rights Committee, Poland, Warsaw.
- 2001 *Diplomatic Courses* of the Ministry of Foreign Affairs of Israel, Jerusalem.
- 2004 *Regional Advanced Program On Human Rights*, Raoul Wallenberg Institute of Human Rights and Humanitarian Law, Lund, Sweden.
- 2004 *Practical Training on International Human Rights Litigation*, The Netherlands Helsinki Committee and Interights, Soesterberg, the Netherlands.

III. Relevant professional activities and experience in the field of human rights

- As of 05/2005 *Lawyer*,
Registry of the European Court of Human Rights.
- 09/2003 – 05/2005 *Lawyer*,
Pechersk Board of Lawyers of Kyiv
(legal representation in criminal and civil cases).
- 09/2003 – 05/2005 *Expert*,
Kharkiv Human Rights Protection Group
(Project «Ukraine against torture» - teaching of European standards of protection against torture at seminars for lawyers and judges, legal representation of victims of torture).
- Lawyer*,
"Foundation of legal help for human rights abuses victims", Ukrainian Helsinki Human Rights Union.

- 03/2001 – 09/2003 *Assistant Lawyer,*
Pechersk Board of Lawyers of Kyiv
(assistant to Mr Grigoriy Ginzburg, Merited Lawyer of Ukraine).
- 03/2002 – 09/2003 *Legal Adviser, Avigale Ltd.*
- 05/2000 – 03/2002 *Director,*
Project «Lessons of Tolerance in Ukrainian schools".
(developing of the course "Issues of Tolerance in ethnical minorities of Ukraine" for secondary schools, annual competition among teenagers for the best research on tolerance).
- 05/1996 – 01/2001 *Representative and Regional Coordinator in Ukraine and Moldova*
Survivors of the Shoah Visual History Foundation (Steven Spielberg's Foundation, now – Shoah Institute of the University of South California, *as of 2001 – consultant*).
(researches on phenomena of genocide, intolerance, discrimination and racism).

IV. Professional qualification and membership

Defence Attorney (Passed Bar exam in 2003)
Member of the Bar Association of Ukraine.

V. Publications

1. «Court of Justice of the European Communities and European Court of Human Rights: two ways of human rights protection». «Advocat» Legal Magazine, N2 2, 2006.
2. «Presumption of Innocence v. Freedom of Expression. Scope of media coverage of pending criminal proceedings in the case-law of the European Court of Human Rights". «Bulletin of the Supreme Court of Ukraine", Ns 1, 2007.

VI. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
Ukrainian	X			X			X		
b. Official languages									
English	X			X			X		
French		X				X		X	
c. Other languages									
Russian	X			X			X		

VII. I confirm that I will take up permanent residence in Strasbourg if elected a judge on the Court.

II. Candidates submitted by the Government of Bulgaria

Letter from the Secretary General of the Council of Europe to the President of the Parliamentary Assembly, dated 13 July 2007

Dear President,

Partial renewal of the European Court of Human Rights

Pursuant to a decision adopted yesterday by the Ministers' Deputies, I am writing to bring to the attention of the Parliamentary Assembly the lists of candidates submitted by the Government of Bulgaria.

The list of candidates and the candidates' curricula vitae are presented in the enclosed document, it being understood that this communication represents the nomination of candidates by the High Contracting Party named above in fulfilment of its obligations under Article 22, paragraph 1, of the European Convention on Human Rights.

...

Signed :

Terry Davis

Decisions of the Ministers' Deputies of 11-12 July 2007

1002nd meeting – 11-12 July 2007

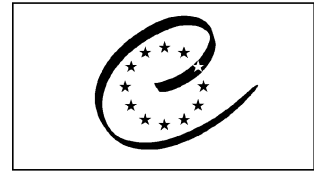
Item 4.8

**European Court of Human Rights –
Partial renewal of the Court**
(CM(2007)113)

Decisions

The Deputies

1. took note of the list of candidates for the election of judges of the European Court of Human Rights presented in respect of Bulgaria;
2. agreed to bring the said list of candidates to the attention of the President of the Parliamentary Assembly.



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

CM(2007)113 6 July 2007¹

1002 Meeting, 11 July 2007

4 Human Rights

4.8 European Court of Human Rights

Election of judges – List of candidatures in respect of Bulgaria

¹ This document has been classified restricted at the date of issue. Unless the Committee of Ministers decides otherwise, it will be declassified according to the rules set out in Resolution Res(2001)6 on access to Council of Europe documents.

Translation

From: Bulgaria [mailto:bulgarie@noos.fr]

Sent: Monday 18 June 2007 16:00

To: philippe.boillat@coe.int

Cc: PALMER Simon; Emanuela Tomova

Subject: transmission of Bulgarian candidates for the post of judge to the European Court of Human Rights

18 June 2007

Dear Director General,

With reference to the letter from the Secretary General, Mr Terry Davis, of 21 December 2006, concerning the expiry of the term of Ms Snejana Botoucharova, judge at the European Court of Human Rights, on 31 October next, I am honoured to submit the list of candidates in respect of Bulgaria. In alphabetical order, the candidates are as follows:

- Mr Margarit Nikolov Ganev;
- Ms Momiana Martinova Guneva;
- Ms Snejinka Nikolova Sapundjieva.

The curricula vitae of the three candidates are enclosed.

The enclosures set out the candidates' CVs, starting with the Bulgarian versions, followed by the English and/or French versions from page 28.

[Yours faithfully,]

CURRICULUM VITAE
Margarit Nikolov Ganev

I. Personal details

Name, forename: GANEV Margarit
 Sex: Male
 Date and place of birth: May 13, 1959, Popovo, Bulgaria
 Nationality: Bulgarian

II. Education and academic and other qualifications

Since 2007 Assoc. Professor in International Law and International Relations
 1991-1995 Institute for Legal Studies, Bulgarian Academy of Sciences Research associate
 Since 1991 Doctor's degree in International Law
 1989-1991 Institute of Legal Studies, Bulgarian Academy of Sciences Research lawyer
 1986-1989 Institute for Legal Studies, Bulgarian academy of sciences
 Doctor Degree Applicant in Law
 1985-1986 Sofia City Court Judicial candidate
 1980-1985 University of Sofia "St. Kliment Ohridski", Faculty of Law
 Masters in Law
 1978-1980 School for Reserve Officers
 Military High School, Chair of "Public Sciences"
 Military rank – Captain of the reserve
 1974-1978 Foreign Languages School "Zahari Stoyanov", Sliven

III. Relevant professional activities

a. Judicial activities

Since 2004 Permanent Court of Arbitration, The Hague -Member of the Bulgarian national group
 Since 2002 Court of Arbitration at the Bulgarian Stock Exchange - Vice-president
 Since 1996 Attorney-at-Law, member of Sofia BAR Association

b. Non-judicial legal activities

- Academic activities

Since 2003 Bourgas Free University - Lecturer in International Humanitarian Law
 Since 2001 Bourgas Free University - Lecturer in international organisations
 1999-2000 University of National and World Economy Lecturer
 1996-1997 Sofia University, Faculty of Economics Lecturer
 Since 1996 Bourgas Free University - Lecturer in Diplomatic and Consular Law
 1991 – 1993 Sofia University, Faculty of Journalism and Mass Communications - Lecturer
 Since 1991 Bourgas Free University - Lecturer in International Public Law

- Other activities

Since 2002 International Law Association, Committee "International Criminal Court" - Member
 2001 – 2004 International Healthcare and Health Insurance Institute, Sofia, Legal Directorate -Director
 Since 1998 Institute of International Law – Sofia - Founder and co-president

c. Non-legal professional activities: None

IV. Activities and experience in the field of human rights

Since 2004, as a deputy minister of justice I have performed various duties related to the protection of the human rights. Currently I administrate the Department "Procedural Representation of the Republic of Bulgaria before the European Court of Human Rights" in the Ministry of Justice.

I am responsible for the following other directorates of the Ministry of Justice which activities are directly connected to the implementation of the international human rights standards and their compliance with the Bulgarian legislation: Directorate "Legislation Council", Directorate "International Cooperation and European integration", Directorate "International Legal Protection of the Child and International Adoptions". Under my proposal in 2005, the last mentioned Directorate, started implementing the international legal standards for the protection of the child.

As a part of my academic career I have gathered profound knowledge in various fields of the international law. Currently I am providing classes and lectures in international humanitarian law and human rights. In 1992 I have co-authored one of the first Bulgarian collected texts on the issues of human rights. The collection contains basic legal documents of UN related to the prevention of discrimination, slavery and forced labour; the prohibition of torture; the protection of the right to life, liberty and security; freedom of expression, thought and religion; right to respect for private and family life, etc. This important activity undoubtedly contributed for the raising of the public awareness on the human rights issues.

In 1998 I became one of the founders and co-presidents of the Institute of International Law, situated in Sofia. The Institute is one of the most important Non-governmental organisations in Bulgaria, working in the field of international law and jurisprudence.

V. Public activities

a. Public office

Since 2004 Ministry of Justice - Deputy Minister of Justice

b. Elected posts

Since 2007 Member of the National Council on Child Protection

Since 2005 Member of the National Commission on Fight against Trafficking in Human Beings

1997-2004 Bourgas Free University - Vice-Dean of the Faculty of Law, responsible for scientific research and international relations

Since 1994 Bulgarian Association of International Law - Secretary General,
Ex officio member of the Executive Council of the International Law Association, London

c. Posts held in a political party or movement: None

VI. Other activities: None

VII. Publications and other works

1. "The Treaty of Berlin and the Capitulations of Bulgaria after the Liberation", published in: "Pravna missal", book 3, 1986, p. 27-37 (co authored by Mihail Mihailov)
2. "Constitutionally recognised Rights and Freedoms of the Citizens in the Republic of Bulgaria and the Obligations of the Country", published in: "Constitution from 1991 and the Participation of Bulgaria in the International Treaties", "Sibi", 1992, p. 99-120
3. International treaties of Bulgaria after the Balkan wars and their reflection in "the Thracian question", published in "Juridical collection", vol. VII, 1997, p. 38-45

4. Guarantees for the Human Rights Protection in the International Agreements of Bulgaria for Extradition", published in "Juridical collection", vol. IX, 1998, p. 158-191
5. "Codification and progressive Development of the International Law", published in "Juridical collection", vol. X, 1999, p. 61-112
6. "International Law System for Maintaining International Peace and Security on the Threshold on the new Century and the new Challenges", published in: Works on international Law, vol.V, C., Bulgarian Association of International Law, 2000, p. 113-164
7. "Participation of Bulgaria in the European and Euro-Atlantic institutional system: organizational aspects", published in: "Studies of international Law", vol.VI, C., Bulgarian Association for International Law, 2003, p.151-250.
8. "Historical Development and realisation of the Idea for a Permanent International Criminal Justice", published in "The International Criminal Justice in the context of the Bulgarian legislation", Association Transparency International", 2004, p. 5-16

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language: Bulgarian									
b. Official languages:									
French	X			X			X		
English		X				X			X
c. Other languages:									
Russian	X			X			X		
Italian			X			X			X

IX. Other relevant information: None

X. Confirmation on willingness to take up permanent residence in Strasbourg

I confirm that I will take up a permanent residence in Strasbourg if I am elected as judge to the ECHR.

CURRICULUM VITAE
Momiana Martinova GUNEVA

I. Personal details

Name, forename: Guneva, Momiana Martinova
Sex: female
Date and place of birth: January 7th, 1951, Pleven, Bulgaria
Nationality: Bulgarian

II. Education and academic and other qualifications

1973 Master of law, diploma magna cum laude, University of Sofia "St. Climent Ohridsky";
1975-1979 PhD in Criminal law, Bulgarian Academy of Sciences, Institute of Law and State Sciences;
1989 Habilitation as Professor in Criminal law;
1982-1996 Many specialisations in Criminal Law. Among them are especially to mention:
Max Planck Stipendium – Max Planck Institute of Foreign and International Criminal Law in Freiburg, Germany and Lectorship on Criminal law in the TEMPUS Program, University of Athens, Greece.

III. Relevant professional activities

a. Judicial activities

1988-1989 District Attorney's Office in Sofia;

b. Non-judicial legal activities

1975-1995 Bulgarian Academy of Sciences, Institute of Law and State Sciences as a research officer, Professor;
1995-1999 Professor in Criminal Law, South-Western University "Neofit Rilsky" – Blagoevgrad;
1992-2007 Professor in Criminal Law. Head of department "Public law", Vice-Rector, Dean of Law faculty – Burgas Free University;
2005 Head of experts group on major novelling of Criminal Code.

c. Non-legal professional activities: None

IV. Activities and experience in the field of human rights

2005-2007 Chairperson of Experts' Council of Association for Rehabilitation of Imprisoned Persons – NGO;
2005 Staff member of program "Political Prisoners in Azerbaijan – Elaboration of Effective Public Control Mechanism". The program was held by 21 NGO's in Azerbaijan and Association for Rehabilitation of: Imprisoned Persons;
2005 Chair-person of experts' summit on "The Fight against Terrorism and the Human Rights";
2006-2007 Head of research project "Access to Justice".

V. Public activities*a. Public office*

2002-2007 Member of the Pardon Commission by the President of Bulgaria Administration; member of Program developing Council by the Magistrate's Training Centre – National Institute of Justice;

b. Elected posts

2006-2007 Member of Board of Trustees of Burgas Free University

*c. Posts held in a political party or movement: None***VI. Other activities***a. Field*

Member of Association Internationale de Droit Penal;
Member of International Law Association – London, International Criminal Court Committee.

b. Duration

For 18, resp. 5 years

VII. Publications and other works

Two books and more than 40 articles published, among them the most important titles are:

"The Amnesty as a Problem in the Bulgarian Criminal Law";

"Responsibility and Reprehension"

"Criminal Policy in Bulgaria"

"The Criminal Law Reform and the European Standards"

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language: Bulgarian									
b. Official languages:									
English	X			X			X		
French	X				X			X	
c. Other languages:									
German	X			X			X		
Russian	X			X			X		

IX. Other relevant information

X. Hereby I confirm that I will take up permanent residence in Strasbourg if elected a judge on the Court.

CURRICULUM VITAE
Snejinka Nikolova SAPOUNDJIEVA

I. Personal details

Name, forename: Sapoundjieva, Snejinka
Sex: Female
Date and place of birth: 2 January 1949, Kubrat
Nationality: Bulgarian

II. Education and academic and other qualifications

June-July 1991 University of Nice Sophia Antipolis Training in the field of Competition law

1990 Ministry of Justice
Training course for judges in the field of Civil Law and Civil Lawsuit

May-June 1981 Centre international de l'Enfance, Paris
Ecole nationale de la magistrature, Bordeaux
Training the field of Juvenile Crime, Juvenile Justice, Vulnerable Children and Youth Protection

1976 Ministry of Justice
Training course for judges in the field of Civil and Criminal Law

1968-1972 University of Sofia "St Kiiment Ohridski", Faculty of Law Master of Laws

1963-1968 French Language School "Frederic Joliot-Curie", Varna General Certificate of Secondary Education

III. Relevant professional activities

a. Judicial activities

November 1983 - October 1992	Judge, Sofia City Court
September 1980 - November 1983	President of the Civil Division, Sofia District Court
July 1979 - September 1980	Judge, Sofia District Court
July 1974 - July 1979	Judge, Razgrad District Court
May 1973 - May 1974	Trainee lawyer, Sofia City Court

b. Non-judicial legal activities

Since 1993	<u>Barrister, Sofia Bar</u>
September 1990 - July 1997	Teaching Assistant in the University of Sofia (Civil Lawsuit)

c. Non-legal professional activities: None

IV. Activities and experience in the field of human rights

Advised and appeared in as Counsel in numerous cases before the Bulgarian courts, involving various human rights related issues, namely the respect *for* right to peaceful enjoyment of one's possessions, right of access to court, right to fair trial, family and private life.

As Teaching Assistant in the University of Sofia, lectured on various aspects of human rights, in particular on topics related to civil lawsuit, such as the right to fair trial, the principle of equality of arms, the obligation to issue a reasoned judgment, etc.

As Judge in Razgrad District Court decided criminal cases involving minors and applied procedural requirements aiming at providing special guarantees for the accused. Followed a course in 1981.

V. Public activities

- a. *Public office:* None
- b. *Elected posts:* None
- c. *Posts held in a political party or movement:* None

VI. Other activities

Member of the Commission for the Prevention of Youth Delinquency (1974 – 1979)
Member of an Association for the Preservation of Historical Monuments

VII. Publications and other works

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language: Bulgarian									
b. Official languages:									
English		X				X			X
French	X			X			X		
c. Other languages:									
Russian		X				X		X	
Italian			X			X			X

IX. Other relevant information

X. Confirmation on willingness to take up permanent residence in Strasbourg

I confirm that I will take up permanent residence in Strasbourg if elected a judge to the Court.