

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)

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1) Personal Data

Professional Address:

Professor of Constitutional Law
Departamento de Derecho Público
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28009 Madrid, Spain
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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.

"Considerazioni sulla preminenza del potere esecutivo," in Giancarlo Rolla, Le forme di governo nei moderni ordinamenti policentrici. Milan: Guiffré Editore, 1991, pp. 75-91.

"Sulla produzione legislativa delle Comunità Autonome Spagnole," in Federalismo, Regionalismo ed Autonomie differenziate. Palermo: Università di Palermo, 1991, pp. 287-290.

"Relaciones Entre Gobierno y Parlamento," in A L'Entorn d'una Constitució, Annales. Andorra: Govern d'Andorra, Conselleria d'Educació, Cultura i Joventut, 1991, pp.120-13 5.

"Los partidos políticos," in Coloquio Internacional Sobre Bases Comparativas para una Reforma Constitucional. Asunción, Paraguay: Programa de las Naciones Unidas para et Desarrollo, 1992, pp. 183-190.

"Mayorías y minorías en los poderes del Estado," in Derechos Fundamentales y Justicia Penal. San Jose, Costa Rica: Editorial Juricentro, 1992, pp. 49-68.

"Jurisdicción Constitucional en Centroamérica y Panamá," in Revista de Derecho Constitucional, publication of the Supreme Court of Justice of El Salvador, No. 9 (Oct-Dec, 1993), pp. 9-60.

"The Development of the Spanish `State of Autonomies', 1978-1992," in Jutta Kramer, ed., Föderalismus Zwischen Integration und Sezession: Chancen und Risiken Bundesstaatlichen Ordnung. Baden-Baden: Nomos Verlagsgesellschaft, 1993, pp. 25-36.

"La posición del gobierno en la Constitución Española de 1978," in Juan Carlos Castro Loria, Homenaje al Profesor Eduardo Ortiz Ortiz. San Jose, Costa Rica: Colegio Santo Tomás de Aquino-Universidad Autónoma de Centroamérica, 1994, pp. 57-68.

"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.

"Konstitutsiooni ja konstitutsionalismi roll demokraatlikus ühiskonnas" in Seminar Konstitutsiooni-Kohtute Organisatsioon Ja Tegevus. Tartu: Atlex, 1995, pp. 12-24.

"Regions and Nationalities in Spain: The Autonomous Communities", in Gisela Frber and Murray Forsyth, eds., The Regions--Factors of Integration or Disintegration in Europe? Baden-Baden: Nomos Verlagsgesellschaft, 1996, pp. 145-155.

"The Application of the Spanish Model to the Constitutional Transitions in Central and Eastern Europe" in Cardozo Law Review, vol. 19 (July, 1998) No. 6, pp. 1937-1951.

"La experiencia española de reforma judicial: el Libro Blanco de la Justicia" in Reforma judicial en América Latina: una tarea inconclusa. Santa Fe de Bogotá: Corporación Excelencia en la Justicia, 1999.

"Governing the Justice System: Spain's Judicial Council" in PREM Notes, No. 54; Washington: The World Bank, June, 2001. <http://www1.worldbank.org/prem/PREMNotes/premnote54.pdf>

"The Constitutional Court and Constitutional Development in Spain" in Jutta Kramer and Björn G. Schubert, eds. Verfassungsgebung und Verfassungsreform im In-und Ausland. Ein internationales Kolloquium aus Anlass der 65. Geburtstages von Prof. Dr. Dr. H.c. Hans-Peter Schneider. Baden-Baden: Nomos Verlagsgesellschaft, 2005, pp. 63-74.

"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.

"Algunas notas sobre la igualación competencial" in Documentación Administrativa 232-233 (1992-93), pp. 121-134.

"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.

"La regulación constitucional del Gobierno y las funciones gubernamentales" in La división de poderes: El Gobierno. Barcelona: Instituto de Ciencias Políticas y Sociales, Universidad de Lleida, 2000, pp. 9-30.

"Poder Judicial i Comunitats autònomas: territorialització de la justícia" in Autonomia i justícia a Catalunya, ponències del cinquè seminari, October 21-22, 1999. Barcelona: Consell Consultiu de la Generalitat de Catalunya, 2000, pp. 19-36.

"El derecho constitucional español del siglo XX: del constitucionalismo doctrinario a la Constitución normativa" in El derecho español en el siglo XX. Madrid: Marcial Pons, Colección Garrigues & Andersen, 2000, pp. 3-32.

"Tribunal Constitucional y creación judicial de Derecho" in La Justicia constitucional en el estado democrático. Valencia: Tirant lo Blanch, 2000, pp. 349-380.

"Integración europea y Constituciones de los países candidatos", in Cuadernos de Derecho Público, 13 (2001), pp. 249-266.

"El cumplimiento de las previsiones estatutarias" in Estudios sobre la propuesta política para la convivencia del Lehendakari Ibarretxe. Oñate: Instituto Vasco de Administración Pública, 2003, pp. 277-300.

"El Poder Judicial en el Estado de las Autonomías" in Constitución y Poder Judicial, Madrid: Consejo General del Poder Judicial, 2003, pp. 83-112.

"El Gobierno y su regulación: enfoques positivos y negativos" in Revista Española de Derecho Constitucional 70 (2004) pp. 43-71.

"La función constitucional y et contenido del Estatuto de Autonomía" in Estudios sobre la reforma del Estatuto, Barcelona: Institut d'estudis autonòmics, 2004, pp. 11-46.

"La reforma constitucional. Elementos formales y materiales" in La reforma constitucional. XXVI Jornadas de estudio. Madrid: Ministerio de Justicia, 2004, pp. 515-520.

"Ampliación europea y constituciones nacionales. Una nota introductoria" in Marta Cartabia, Bruno de Witte and Pablo Perez Tremps, eds. Constitución Europea y Constituciones nacionales, Valencia: Tirant Lo Blanch, 2005, pp. 373-394.

"Derecho y multiculturalidad" in G. Ruiz Rico and N. Pérez Sola, eds., Constitución y cultura. Retos del Derecho Constitucional en et siglo XXI. Valencia: Tirant Lo Blanch, 2005, pp. 35-44.

"Derecho y Religión" in R. Rodríguez Chacón and L. Ruano Espina, eds. Cuestiones vivas de Derecho Matrimonial, Procesal y Penal Canónico. XXV Jornadas de la Asociación Española de Canonistas. Salamanca: Universidad Pontificia, 2006, pp. 421-430.

8) Articles on Human Rights (Selection)

"Limites 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.

"Protección de derechos fundamentales por la jurisdicción constitucional en Centroamérica y Panama," in La Justicia Constitucional: Una Promesa de la Democracia. San Jose, Costa Rica: Instituto Latinoamericano de Naciones Unidas para la Prevención del Delito y Tratamiento del Delincuente (ILANUD), 1992, pp. 11-90.

"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.

"Discapacitados, derechos fundamentales e igualdad en et marco de la Administración de Justicia" in La Administración de Justicia y las personas con discapacidad. Fundación ONCE y CGPJ. Madrid: Escuela Libre Editorial, 2000. pp. 33-58.

"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