

*Ministers' Deputies*

## **CM Documents**

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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**

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<sup>1</sup> 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
<b>a. First language:</b>									
Moldovan	X			X			X		
<b>b. Official languages:</b>									
English			X			X			X
French	X				X			X	
<b>c. Other languages:</b>									
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.