



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Committee of Ministers
Comité des Ministres

Ministers' Deputies

CM Documents

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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.

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|---------------------------------------|
| 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

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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 română 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

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