

Doc. 11529
28 February 2008

Election of judges to the European Court of Human Rights

(in accordance with Article 22, paragraph 1, of the European Convention on Human Rights)

List and curricula vitae of candidates nominated by the governments of Azerbaijan, Montenegro and Slovenia

Table of Contents

- List of candidates in respect of Azerbaijan 3
- List of candidates in respect of Montenegro..... 17
- List of candidates in respect of Slovenia 28



*Azərbaycan Respublikasının
Avropa Şurası yanında
Daimi Nümayəndəsi*

CE- 36 /08
25 February 2008

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

Dear President,

I have the honour to transmit to you herewith the letter by the Minister of Foreign Affairs of the Republic of Azerbaijan, a copy of which was also submitted to the Secretary General of the Council of Europe, regarding the new list of candidates in respect of Azerbaijan for the post of judge at the European Court of Human Rights and the curricula vitae of the three candidates.

We would like to emphasise that the Government of the Republic of Azerbaijan has ensured that the entire selection procedure for selection was conducted in the manner to satisfy the criteria of transparency, fairness and openness and that the balanced representation of women and men was respected according to Article 21 of the European Convention on Human Rights and the Parliamentary Assembly's relevant Resolutions and Recommendations.

The names of the candidates appear below in the alphabetical order.

- Mr Khanlar HAJIYEV
- Mr Rovshan ISMAYILOV
- Ms Saadat YUSIFOVA

HE Mr Lluís Maria DE PUIG
President
Parliamentary Assembly of the
Council of Europe
Strasbourg

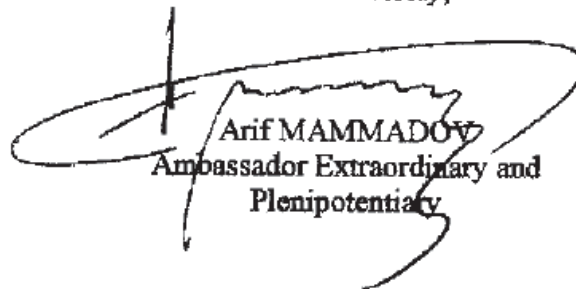
CC: HE Mr Mateo SORINAS
Secretary General
Parliamentary Assembly of the
Council of Europe
Strasbourg

Given that the next meeting of the Sub-Committee on the elections of judges to the European Court of Human Rights is scheduled for 5-6 March 2008, in order that the Parliamentary Assembly of the Council of Europe would be able to complete all relevant internal procedures and hold judge elections at its next Plenary Session on 14-18 April 2008, we have requested the Secretariat of the Committee of Ministers to bring the present list of candidates to the attention of the Ministers' Deputies at their forthcoming meeting on 27 February 2008.

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

Encl: 15 pages

Yours sincerely,



Arif MAMMADOV
Ambassador Extraordinary and
Plenipotentiary



**Azərbaycan Respublikasının
Xarici İşlər Naziri**

**Minister of Foreign Affairs
of the Republic of Azerbaijan**

Baku, 22 February 2008

Dear Secretary General,

I am writing you with reference to your letter dated 29 January 2008, in which you had informed about the Parliamentary Assembly's decision to invite the Government of Azerbaijan to submit a new list of candidates for the post of judge at the European Court of Human Rights.

I should like to note, at the outset, that following this decision the Government of Azerbaijan has repeated the whole procedure for selection of candidates, which had been commended by the Committee of Ministers. The request for nomination of candidates was submitted to the Judicial-Legal Council of the Republic of Azerbaijan, an independent body, which among its other functions conducts procedure of selection of candidates for the post of judge at the domestic level, and promotion of judges.

Despite the low level of knowledge of official languages of the Council of Europe among the legal professionals in Azerbaijan, which is undoubtedly affecting the availability of competent candidates, the procedure followed fully satisfied the criteria of transparency, fairness and openness. Moreover, in drawing up the list of candidates all efforts were applied to satisfy the criterion for a balanced representation of women and men, and to provide the Parliamentary Assembly with a real choice among the well-qualified candidates.

The Judicial-Legal Council, having regard to the Parliamentary Assembly Resolution 1200 (1999) and Recommendations 1420 (1999) and 1649 (2004) followed the procedure for the selection of the candidates as follows:

- the call for candidates was published anew in the specialised "Adalet" newspaper as well as "İki sahil", "Olaylar" and other newspapers; on the web-sites of information agencies and of the Judicial-Legal Council, the Supreme Court and the Ministry of Justice of the Republic of Azerbaijan;
- 14 candidates have been nominated by the judge's associations, non-governmental organisations, and individually;

H.E. Mr. Terry Davis
Secretary General
of the Council of Europe

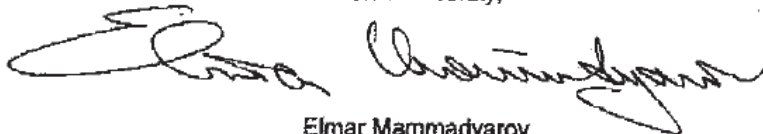
- upon expiration of the set deadline, candidates, who met the requirements of the high post of judge of the European Court of Human Rights, were interviewed by the Sub-committee for selection of candidates of the Judicial-Legal Council;
- the list of candidates was submitted to the plenary of the Judicial-Legal Council.

Judicial-Legal Council, chaired by the President of the Supreme Court of the Republic of Azerbaijan, at its plenary meeting examined the applications received and the recommendations of the Sub-committee for selection of candidates, and decided to propose the Government to submit the following candidates:

1. **Mr Khanlar Hajiyev** – Judge at the European Court of Human Rights;
2. **Ms Saadat Yusivofa** – Consultant to the Department for Coordination of Law Enforcement Bodies, Administration of the President of the Republic of Azerbaijan;
3. **Mr Rovshan Ismayilov** – Associate Professor, Department of Constitutional Law, Baku State University.

I enclose to this letter the curricula vitae of the above candidates, and should like to express our firm belief that the three candidates submitted are satisfying the criteria laid down in Article 21 § 1 of the European Convention on Human Rights.

Yours sincerely,



Elmar Mammadyarov

**CURRICULUM VITAE
KHANLAR HAJIYEV**

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

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).

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

- September 2007 Participation in the Round-Table on Improving the Implementation of the European Convention on Human Rights in Azerbaijan by Enhancing the Co-operation between the Commissioner of Human Rights of the Republic of Azerbaijan and National Authorities, Baku
- July 2007 Participation in the International Conference on the Impact of the European Convention on Human Rights to the Development of the Azerbaijani Legal System, Baku
- November 2006 Participation in the Conference on the European Convention of Human Rights organised by the Supreme Court of Azerbaijan, Baku
- December 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
- November 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 10* Anniversary of the Constitutional Court of Azerbaijan), Baku
- November 2004 Participation in the Democracy and Jurisdiction Symposium organised by the Turkish Bar Association, Ankara
- September 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
- November 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
- November 2002 Participation in the Conference on the Human Rights protection systems, Bishkek
- September 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

December 2000	Participation in the Seminar "The European Convention on Human Rights as a source of constitutional rights", Baku
October 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

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

VII LANGUAGES

a. Mother tongue:

Azerbaijani

b. Official languages:

English speaking *good*, reading *good*, writing *good*

French reading *good* German reading *good*

c. Other languages:

Russian speaking *very good*, reading *very good*, writing *very good*

CURRICULUM VITAE
Mr Rovshan ISMAYILOV

Associate Professor of Constitutional Law, Baku State University (Azerbaijan)

I. PERSONAL DETAILS

name - Rovshan Ismayilov
sex - male
date of birth - May 8, 1971
nationality - The Republic of Azerbaijan

Address: Apt. 4, house 21, Asaf Zeynalli St.. Baku. AZ 1004, Azerbaijan
Tel.: (+994 50) 613 16 08 (mob.) *E-mail:* rissmailov@yahoo.com

II. EDUCATION AND ACADEMIC QUALIFICATIONS

2000 - *Candidate of Legal Sciences* (equivalent to PhD)
Dissertation title: *The Institution of Citizenship of the Republic of Azerbaijan*
Defended at Odessa National Law Academy, Ukraine

1994 - Baku State University (Azerbaijan), Diploma in Laws with Honors of the First Class (equivalent to L. L. M.). 1994

III. FURTHER TRAINING

January-August 2005 - visiting scholar at Indiana University, USA, Fellow of Fulbright Program
Research title: *Political Rights in a Transition State and in a Failed State*

February-June 2002 - visiting scholar at Indiana University, USA, Fellow of Baku State-Indiana University Linkage Program
Research title: *Use of American Experience in the Sphere of the First Amendment in Azerbaijan*

September-November 1997 -- participant in the Human Rights Law and Practice Programme organised by the Council of Europe at the University of Birmingham (United Kingdom)

IV. EMPLOYMENT

September 1994 to present - Baku State University. Department of Constitutional Law, Senior Lecturer, Associate Professor of Constitutional Law (Courses taught: Constitutional Law. Human Rights Law, Constitutional Adjudication)

February 1997 to 2003 - Khazar University (Baku, Azerbaijan), School of Law, Adjunct Professor of Constitutional Law (Courses taught: Comparative Constitutional Law)

V. HUMAN RIGHTS RELATED ACTIVITIES

January 2008 to present - Member, European Commission against Racism and Intolerance

October 2003 to December 2003 - Member, Working Group for drafting Law on Gender Equality, Milli Mejlis of the Republic of Azerbaijan,

September 2000 to present - Baku State University, Legal Clinic, Human Rights Section Coordinator

1996-2001 Board Member, European Human Rights Center/Baku,

1995 - Member. Working Group for drafting a new Constitution of the Republic of Azerbaijan

Expert advice before the Constitutional Court of the Republic of Azerbaijan

January, 2004 - Case on conformity of Article 264 of the Criminal Code of the Republic of Azerbaijan with Article 66 of the Constitution of the Republic of Azerbaijan

August, 2003 - Case on interpretation of the term "having no obligations in other states" used in Article 100 of the Constitution of the Republic of Azerbaijan

VI. OTHER PUBLIC AND PROFESSIONAL SERVICE

October 2004 to present - Expert, Group of States against corruption (GRECO), Council of Europe

May 2003 to December 2004. September 2005 to November 2006 - South Caucasus Anti-Drug Program, European Union and United Nations Development Programme. Legal Expert (Evaluation of Azerbaijani legislation on drug trafficking)

September 2004 to December 2004 - Member, Open Society-AF/Azerbaijan. Law/Civil Society Expert Commission

VII. MAIN PUBLICATIONS

The Institution of Citizenship of Azerbaijan Republic. Baku. 2004 (monograph).

Acquisition of a Citizenship by Descent: *jus sanguinis or jus soli*, 15-16 *Law* 80 (1998), [Baku].

The Principle of Equality in the New Azerbaijani Legislation on Citizenship. 5-6 *Law* 74 (1999), [Baku].

The Problem of Recognition of Azerbaijani Citizenship, *State and Law*, 165-172, (Kiev, 2000).

International Concept of Nationality and Universal Declaration of Human Rights, 4 *Law Herald*, 80 (1998), [Odessa].

The Constitutional Principle of Independence of Judges in Azerbaijan Republic, 4 *Azerbaijan Law Journal* 4(2004), [Baku].

The Notion and Classification of Fundamental Principles of the Administration of Justice, 12 *Actual Problems of Azerbaijani State and Law in Transition Period* 103 (2005). [Baku],

VIII. LANGUAGE ABILITIES

Azeri - mother
tongue Russian -
very good English
- very good Turkish
- fair Ukrainian -
fair

CURRICULUM VITAE
Ms Saadat YUSIFOVA

I. PERSONAL DETAILS

Name	Saadat
Surname	Yusifova
Date of birth	4 November 1973
Place of birth	Azerbaijan, Baku city
Nationality	The Republic of Azerbaijan
Sex	Female
Marital status	Single
Address	37 Suleyman Rustam Street, apartment 16, Baku, AZ 1007, Azerbaijan
Telephone	(+994 12) 492 04 35 (work) (+994 55) 784 33 90 (mobile)
E-mail	saadetlawyer@yahoo.com

II. EDUCATION

2005	<i>Candidate of Legal Sciences</i> (equivalent to PhD) Dissertation title: " <i>International legal cooperation of the Republic of Azerbaijan with the European regional organisations</i> ". Defended at Baku State University
2000-2001	DEA de Droit international a l'Universite Robert Schuman de Strasbourg (France)
1998-2003	PhD student at Baku State University, Department of the International Law and Constitutional Law of Foreign States
1992-1997	Faculty of law of Baku State University (Azerbaijan), Diploma in Laws with Honours of the First Class (equivalent to L.L.M.), 1997

III. TRAINING & SEMINARS

September-October 2007	Professional Development and SENSE Workshop at the University of Warsaw and National Defence University organised by the Centre for East European Studies, Warsaw University in the cooperation with the Ministry of Foreign Affairs of Poland (Poland)
September 2006	Study visit: juvenile justice system in the UK and observation of functioning of its different branches. Visit organised by UNICEF and Children's Rights Legal Centre of the University of Essex (UK)
May 2004	Course on the comparative study of the penitentiary law and on the organisation and functioning of the penitentiary system in Azerbaijan and Greece (Greece)
July 2003	Summer school on the Judicial Regime in State of Azerbaijan organised by Baku State University and the USA Centre (Baku, Azerbaijan)

October-November 2003	U.S. State Department's International Visitor Program "Civics Education" (USA)
June-August 1999	Summer school on the Human Rights and International Law organised by Khazar University and Soros Foundation (Baku, Azerbaijan)
4-5 November 1999	OSCE/ODIHR Workshop on Registration of Residents (Baku, Azerbaijan)
30May-3 June 1998	"Mass-media and the judiciary" and Rights of accused in a democratic Society" organised by ABA, Freedom House, Open Society Institute (OSI)-Azerbaijan in cooperation with InterNews, with financial support of USAID

IV. EMPLOYMENT

2007-present	Lecturer at Khazar University, Faculty of Law. Courses taught: International Public Law: Law of the International Organisations; Human Rights Law
2002-present	Lecturer at Baku State University, Faculty of the International Law and Constitutional Law of Foreign States (present name Faculty of International Public Law). Courses taught: International Public Law: International Judicial System, Control in International Law
April 2004-present	Chief Consultant to the Department for Coordination of Law Enforcement Agencies, the Administration of the President of the Republic of Azerbaijan
2002-2004	Advisor at the International Legal Cooperation Department, Ministry of Justice of the Republic of Azerbaijan
1999-2000	Journalist at the French newspaper "Az-media" (Baku, Azerbaijan)
1997-1998	Journalist and legal advisor at the Azerbaijani-Turkish newspaper "Her gun" (Baku, Azerbaijan)

V. HUMAN RIGHTS RELATED ACTIVITIES

June-August 2000	Trainer of the Project on the election right of women organized by the NGO "Free Person" (Azerbaijan)
November 2006	Seminars on the elaboration of the protocols and standards on the Juvenile Welfare System organised by UNICEF (Baku, Azerbaijan)

VI. OTHER ACTIVITIES

March 2005-present	National Coordinator (Azerbaijan) of the UniDem Programme of the Venice Commission of the Council of Europe
During 2005	Expert of the CDPC (European Committee on Crime Problems)
September 1999	Employee of the Press-Service of the Conference on the 5 th Anniversary of the "Contract of the century",
April 1999.	Employee at the Press-Service of the International Conference of Moslems in Baku

March 1999	Employee at the Press-Service of the Summit of Turkish States in Baku
October 1998	Employee at the Independent Media-Centre in the President election in Azerbaijan
September 1998	Employee at the Press-Service of the International Conference TRACECA in Baku

VII. PUBLICATIONS

1. State sovereignty and international law // "Law" journal. Baku, 1997, No.21(39), pp. 41-42;
2. Caucasus House - is it possible? (in Azerbaijani) // Materials of the VI Scientific Conference of young scientists (23-24 February 2000), Ministry of Education of the Republic of Azerbaijan. Baku, 2000, pp.43-44;
3. Caucasus House - is it possible? (in Russian) // "Revival - XXI century", Azerbaijani Institute of State Construction and International Relations. Baku, April 2000, No.4(26), pp.80-89;
4. International regional organisations in international relations // "Revival - XXI century", Azerbaijani Institute of State Construction and International Relations. Baku, April 2001, No.4(38), pp.74-80;
5. Azerbaijan in the view of the European institutionalisation // Materials of the scientific Conference devoted to the 10th Anniversary of the Faculty of International relations and international law (18 December 2001). Ministry of Education of the Republic of Azerbaijan, Baku State University. Baku, 2002, pp. 305-311;
6. Control mechanisms of the Parliamentary Assembly of the Council of Europe (in Azerbaijani) // "Revival - XXI century", Azerbaijani Institute of State Construction and International Relations. Baku, June 2001, No.52, pp.62-72;
7. Organisation on cooperation of the Caspian Sea States // Scientific Conference (25 April 2003). Baku State University Faculty of International relations and international law, Baku, 2003, pp. 198-204;
8. International legal personality of the Republic of Azerbaijan // "Issues of the state and law structure in the Republic of Azerbaijan" extracts from scientific articles, 9th Edition, 2004. Published in cooperation between Institute of philosophy and political-legal researches of the Azerbaijan National Academy of Science and Baku Legal Centre;
9. The Issue of restriction of the immunity of public authorities: theory and reality // "Law" journal, No.02 (106) 2003;
10. European Court of Human Rights in the context of development - yesterday and today // "International law and integration issues" journal, 2005 (4),
11. International justice and the issues of ensuring the unity of the international law // "International law and integration issues" journal, 2006 (5);
12. Human Rights Council in the view of the reforms in the UN // "International law and integration issues" journal, 2006 (6).

VIII LANGUAGES

a. Mother language: Azerbaijani

b. Official languages of the European Court of Human Rights:

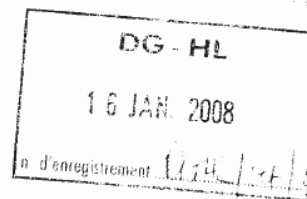
French: speaking *very good*, reading *very good*, writing *very good*

English: speaking *good*, reading *good*, writing *good*

c. Other languages:

Russian: speaking *very good*, reading *very good*, writing *very good*

Turkish: speaking *very good*, reading *very good*, writing *good*



STALNA MISIJA CRNE GORE PRI SAVJETU EVROPE

Permanent Representation of the Republic of Montenegro to the
Council of Europe

No. 7/2008

Strasbourg, 16. January 2008.

Dear Mr Boillat,

According the informal procedure for examination of candidatures for the election of judges at the European Court of Human Rights, I am honored to submit the list of 3 candidates in respect of Montenegro, in alphabetical order:

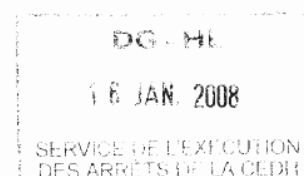
- Mme Vesna Cejovic
- Mr. Darko Curic
- Mr. Nebojsa Vucinic

The information on establishing the candidates' list and curricula vitae are enclosed.

Yours faithfully,

Zoran Jankovic
Ambassador

Mr.Philippe Boillat
Director General for Human Rights and Legal Affaires





Montenegro
Ministry of Foreign Affairs

Podgorica, January 14th, 2008.

Information
on establishing the candidates' list for the election of the judge for the
European Court of Human Rights

Government of Montenegro, at its session held on July 19th, 2007 made a decision to set up the Commission for establishing a candidates' list (assuming three candidates) for the election of the judge for the European Court of Human Rights.

According to the conclusions from the above mentioned session, Ministry of Justice was urged to proclaim the Announcement for establishing the candidates' list for the election of the judge for the European Court of Human Rights. Announcement was in line with the policy of the European Convention for Protection of Human Rights and Fundamental Freedoms and other Council of Europe documents referring to the election of the judge for the European Court of Human Rights. The main requirements from this Announcement were that candidates spoke fluently one of the CoE official languages and had 15 years of working experience in legal affairs.

Due to lack of candidates who met the criteria stated in the Announcement, the Announcement was republished.

On its meeting held on December 26th, 2007, the Commission thoroughly examined the Report on conducted interviews and reviewed received applications. Accordingly, the Commission concluded that the following three candidates fulfilled the criteria (in alphabetical order): MA Vesna Čejović, Mr. Darko Ćurić and PhD Nebojša Vučinić. In that regard, the Commission unanimously adopted the list of the three above mentioned candidates (CVs are enclosed), which the Government approved at its session held on December 27th, 2007.

CURRICULUM VITAE
Vesna ČEJOVIĆ

I. Personal information:

Surname / First name	Vesna ČEJOVIĆ
Address	Cetvrte Crnogorske Proleterske Brigade 44, 85000 Bar, Montenegro
Telephones	++ 382 85 311 766 ++ 382 69 027 322 ++ 382 85 353 670
Fax	++ 382 85 311 766
E-mail	cejovic@cg.yu
Nationality	Montenegrin
Date of birth	21.09.1962
Gender	Female

Desired employment / Occupational field: Judge of the European Court of Human Rights

II. Work experience:

Dates	24.12.1993 – current employment
Occupation or position held	LAWYER
Main activities and responsibilities	Representation of clients in the protection and exercise of their rights in various procedures and affairs
Name and address of employer	Cejovic Law Office, 85000 Bar, Jovana Tomasevica 41, Montenegro
Type of business or sector	Civil, commercial and criminal law – experience gained in working with over 1000 various court and out-of-court cases and legal problems Recommended lawyer by US, Australian, German and Italian Embassies in Podgorica
Dates	28.7.1986 – 30.10.1987. i 1.10.1987 – 23.12.1993.
Occupation or position held	JUDGE
Main activities and responsibilities	Judge in criminal matters for criminal offences with prescribed imprisonment sentence of up to 10 years, all areas of civil cases, out-of-court/ extra-judicial and executive proceedings
Name and address of employer	BASIC COURT in BAR (July 86 – October 87 – Misdemeanor court – Bar)
Type of business or sector	Civil and criminal law – experience gained in the work on approximately 1000 court cases assigned to me for trial during the above-mentioned period

III. Education and training:

Dates	22.1.2007.
Title of qualification awarded	Master of Arts (II)
Principal subjects/ occupational skills covered	Comparative history of legislation in Montenegro and Italy in the field of economic activity and commercial relations
Name and type of organisation providing education and training	Università Degli Studi Roma Tre – Rome - Italy
Level in national or international classification	MA degree
Dates	26.6.1986.
Title of qualification awarded	Judicial exam and expert exam for work in civil service (state administration)
Principal subjects/ occupational skills covered	Civil, criminal, administrative and constitutional law
Name and type of organisation	

providing education and training Level in national or international classification	Ministry of Justice Certificate of passed judicial exam and Certificate of passed expert exam
Dates Title of qualification awarded Principal subjects/ occupational skills covered Name and type of organisation providing education and training Level in national or international classification	30.6.1984. Graduated lawyer All fields of law University of Montenegro – Faculty of Law (Pravni Fakultet) University degree in law
Dates Title of qualification awarded Principal subjects/ occupational skills covered Name and type of organisation providing education and training Level in national or international classification	June 1980 High school – IV level Assistant interpreter for English and Italian language School center “Niko Rolović” - Bar High school diploma

IV. Personal skills and competences:

Mother tongue: Serbo-Croatian (Montenegrin)

Other languages:

Self-assessment	Understanding		Speaking		Writing
	Listening	Reading	Spoken interaction	Spoken production	
<i>European level¹</i>					
English	Experienced user	Experienced user	Independent user	Experienced user	Experienced user
Italian	Experienced user	Experienced user	Experienced user	Experienced user	Experienced user
French	Independent user	Independent user	Basic user	Basic user	Independent user

Social skills and competences: Ability to adjust to multi-cultural environment, gained during work and stay abroad, good communication skills

V. Participation in international bodies and international seminars:

Strasbourg 2001 –2004	Expert in the Regional Council of Bar Chambers of the Stability Pact countries
November 2003 – Tunisia	International conference “Mediterraneo il cuore d'Europa” (Mediterranean – the heart of Europe)
October 2004 – Podgorica	Co-organiser and advisor at the international conference «Montenegro: What type of development?»
2001-2004 Montenegro – Italy	Coordinator of the Project of establishment and operations of the network of legal offices for the provision of legal aid –ISI Institute from Rome

¹ Common European Framework of Reference for Languages.

CURRICULUM VITAE
Darko ĆURIĆ

Name: Darko Ćurić
Date and place of birth: 29 December 1964, Sarajevo
Citizenship: Montenegro

Lawyer
Address: 27.marta 48, Podgorica, Montenegro
Tel. + 382 (0)81 64 70 32
Mobile: + 382 (0)67 87 90 83
E-mail: advodarko@cg.yu

Education:

May 1988 University Degree in Law, Faculty of Law, University of Sarajevo
June 1990 Bar Exam, Ministry of Justice and Administration, Belgrade

Courses/trainings:

December 2003-March 2005 The International Criminal Court from the Perspective of Defense Lawyers, Academy of European Law, Trier, Germany
January-December 2006 The Procedure before the European Court of Human Rights for the Lawyers of Serbia and Montenegro
Novi Sad, Strasbourg
October 2005-January 2006 The European Integration School, Podgorica, Montenegro

Professional membership:

1992-2006 The Bar Association of Montenegro

Other memberships:

Since 2003 NGO The International Committee for Human Rights

Professional background:

Since February 2006 Director of the Department of Legal Affairs and Human Resources
The Electric Power Company of Montenegro
October 2005 to February 2006 Attorney at law
Law Office Darko Ćurić, Podgorica, Montenegro
January 2005 to September 2005 Head of Appellate Division
Constitutional Court of Bosnia and Herzegovina, Sarajevo
January 2004 to December 2004 Panel Registrar
Human Rights Commission within the Constitutional Court of
Bosnia and Herzegovina, Sarajevo
October 2002 to December 2003 Lawyer
Human Rights Chamber for Bosnia and Herzegovina
(International tribunal), Sarajevo
September 1992 Attorney at Law

October 2002	Law Office Darko Ćurić & Spasoje Ognjenović, Nikšić, Montenegro
October 1990 June 1992	Legal Advisor Ministry of Internal Affairs of Bosnia and Herzegovina , Sarajevo
November 1988 October 1990	Legal Assistant Law Office Šahović & Kulić, Sarajevo

Publications:

October 2000 *“The Women in the Proceedings before the Courts in Montenegro”*
Seminar of the NGO Women’s Forum, Cetinje, Montenegro;

January 2006 *“Montenegro National Report on Equal Opportunities for Women and Men” (co-author)*
published by “The Open Society Institute” and “ The International Gender Policy Network”

Other activities:

September 2005- February 2006 Coordinator for Law Program
Open Society Institute - Representative Office Montenegro, Podgorica

Languages:

Montenegrin/Serbian/Bosnian/Croatian – mother tongue
English – fluent
Italian – working knowledge

Computer skills: Experienced user MS Office, Internet, E-mail

References:

1. Ms. Michèle Picard
Vice-Présidente
Tribunal de Grande Instance de Paris
Former president of the Human Rights Chamber for BiH
4, Boulevard du Palais
75004 - PARIS - France
Tel : + 33 1 45 86 81 81
Mob : + 33 6 18 55 36 94
e-mail: michelepicard@yahoo.com

2. Mr. Jakob Th. Möller
Professor of Human Rights Law at the Iceland University
Former judge of the Human rights Chamber and president of the Human Rights Commission within the Constitutional Court of Bosnia and Herzegovina
127 Lot. Trélatour
01170 Cessy - France
Tel. + 33 4 50 41 45 98
e-mail: cestybon@aol.com

Doc. 11529

3.Ms. Milenka Žižić
Judge
Higher Court in Podgorica
Njegoševa 5
81 000 Podgorica – Montenegro
Tel. + 382 81 66 53 76
Mob. + 382 69 04 32 42

4. Mr. Toby M. Cadman
Deputy Registrar and Counsel to the Chief Prosecutor
Special Department for War Crimes of the BiH Prosecutor's Office
Kraljice Jelene 88
71 000 Sarajevo – Bosnia and Herzegovina
e-mail: toby.cadman@tuzilastvobih.gov.ba
Tel. + 387 33 70 71 14
Mob. + 387 61 16 13 72

CURRICULUM VITAE
Nebojsa VUCINIC

I. Personal details:

Name: Nebojsa
 Forename: Vucinic
 Sex: Male
 Date and place of birth: October 17, 1953 - Banski stanovi - Cetinje, Republic of Montenegro
 Nationality: Montenegrin

II. Academic background:

Graduate: High Grammar School in 1972, Titograd (recently Podgorica);
 Bachelor of Arts in 1976, Faculty of Law of Titograd (recently Podgorica);
 MA in International Public Law in 1980, Faculty of Law, University of Belgrade;
 PhD in International Public Law and International Relations, Belgrade Law Faculty,
 Belgrade University

Fellowships: Hague Academy of International Law, Summer Course, 1985
 Fulbright Fellow at Columbia University, New York, Center for Human Rights 1988/89;
 ABA CEELI – two months fellowship at University of Utah, Virginia and Idaho, 1991

III. Professional experience:

1976 – Recently at Podgorica Law Faculty (Research assistant, Assistant professor, Full time professor)

Recently:

Head of Department in International law and International Relations,

(2000 – Recently) director of the University of Montenegro / Law Faculty Human Rights Center

Teaching:

- International Public Law
- Human Rights Law
- Environmental law
- International Law on Human Rights (Master Program)

On my personal initiative, in 1992 the Podgorica Law Faculty introduced a Special Course on HR Law as the first one of that nature among the countries of former SFR of Yugoslavia.

- Leader of Legal Clinics in International Law and Human Rights Law
- Head of Law Faculty Team on Moot Court Competition and Debate Club on issue of Human Rights

Professor of Human Rights and Fundamental Freedoms at Podgorica Faculty of Economics

IV. Additional experience:

Judiciary:

Defense Lawyer at First Instance Military Court in Belgrade during the obligatory military service (1980 / 1981)

Member of Judge Council (supreme judge proposing body in the Republic of Montenegro)

Its mandate is to propose judge candidates to the Parliament of Montenegro, appraisal of judge works by statistics overview of sentences and its accordance with the international standards in Human Rights, as well as to submit proposals for dismissal of judges according to the law.

Non judicial legal activities:

- Member of Task Force Expert Group for International Legal and Political Issues in Government of FRY during the mandate of Prime Minister Milan Panic, 1993. The Group had prepared expert opinions and suggestions on main political and legal solutions concerning crucial elements of ex YU crises resolution: self determination, recognition of new states and succession issue, individual criminal responsibility; dispute concerning land and maritime frontier between FRY and Croatia in area of Prevlaka peninsula on the entrance in the Boka Bay.
- Head of Montenegro Negotiations Expert Group for dispute settlement regarding Prevlaka peninsula (1998 – 2002), which resulted in the Temporary Protocol concerning jurisdiction in above mention area.
- Member of expert group on political and legal agreement between Serbia and Montenegro before Belgrade Agreement was signed.
- Member of Montenegro expert group on drafting the Constitutional Charter of State Union (Serbia and Montenegro), with the special focus on Human and Minority Rights issue (so called “Small Charter”).
- Member of Expert Group on the Media Law Reform Implementation in Montenegro
- Head of the Working group on drafting of the Law on Minority Rights Protection
- Civil sector group member on the Police Law and the Law on Security Service in Montenegro
- Coordinator of the Expert Group on Compatibility Study of Montenegro legal system with the European Convention on HR and Fundamental Freedoms (just completed).

Activities and experiences in HR:

- University of Montenegro Human Rights Center Director (2000 – recently)
- Member of CEDEM (Montenegro NGO) Steering Committee (human rights and democracy issues)
- Member of “Group for Changes” NGO Steering Committee
- Member of Steering Committee of the AKCIJA Network (40 NGOs in Montenegro)
- Co-founder of the Center for Human and Minority Rights (NGO) – Podgorica
- Head of the Working group on strategies for
 1. Roma minority rights
 2. Minority rights implementation
- Serbia and Montenegro representative in Steering Committee for Human Rights, Council of Europe, 2004 - 2006

The University of Montenegro Human Rights Center is one of the first academic institution in Montenegro dealing with the education on HR. In four years the center has developed more than 35 projects on Human Rights issues dealing with the political rights (self determination, freedom of media, police and judiciary education related to HR standards implementation), economic, social and cultural rights, especially in drafting the poverty reduction strategy and protection of vulnerable groups such as the eldest – retired population

Due to the Center activities several books and studies were issued dealing with Human Rights issues.

V. Public activities:

- Montenegro Judge Council Member
- Montenegro Lawyers Association Steering Committee Member
- Member of International Law Association in Serbia and Montenegro

VI. Other activities:

- University Debate Clubs Adviser
- Member of University of Montenegro Scientific and Curricula Council
- Chair of Steering Board of Diaspora Center of Montenegro

VII. Publications and other work:

- International Status and Protection of Basic HR (text book), Podgorica 1994
- Basics of HR and Freedoms (text book) 2001
- Human Rights for Non Lawyers - Podgorica, Zagreb, Sarajevo 2002
- Human Rights Report 2001 (CEDEM – University HRC Podgorica)
- Analysis of Institutional Protection of HR in Montenegro, (UHRC Podgorica, 2002)
- Reform of Institutional Protection of HR in Montenegro (UHRC Podgorica)
- Limited Government, C.J. Friedrich, New Jersey 1973 (Editor and translator: Prof Nebojsa Vucinic, CID Podgorica 1994)
- Protection of Elderly Persons Rights (Montenegro, Bosnia and Herzegovina and Kosovo, UHRC Podgorica 2004)
- Compatibility Study on Harmonization of Montenegrin Law with the European Convention for Human Rights and Basic Freedoms (pg.23-39, 56-60, 310-314, 319-322) Council of Europe – Podgorica Office, 2004
- Stability Pact for SEE – Expectations and Results, pg.351-377, “Between Authoritarianism and Democracy”, Book 1 – Belgrade, 2002
- Human Rights in Montenegro Between Rhetoric and Reality, pg.453 – 470, “Between Authoritarianism and Democracy”, Book 2 – Belgrade, 2004
- “Human Rights for Local Servants”, pg 3-20, Official Gazette of Montenegro 2006
- People’s Right to Self Determination – Historical and Political Context, Belgrade 2002
- Protection of Minorities in International Law, pg.72-90, Almanah – Podgorica, 2002
- Civil Society and the Role of NGOs in the Republic of Montenegro, pg.149-185 (authors: Vucinic, Bjekovic), Civil Society and Good Governance in Society in Transition, Belgrade – Graz, 2006
- Legal Aspect of the Exercise of the Rights of Peoples to Self Determination in the Case of Montenegro, pg. 9-23 – Legal Aspect of the Referendum in Montenegro in the Context of International Law and Practice – Open Society Institute – Podgorica, 2005
- Right to Self Determination in the Case of Montenegro – pg.7-28, Matica No.24, Cetinje, Podgorica, 2005
- Protection of Minorities in SEE, pg.98-108, “Sipan Yearbook”, Zagreb, 2005
- Constitutional Design in Multi-Ethnic Societies, Key Note Speech on the Conference on “Democracy and Good Governance in Multi-Ethnic Societies as the Basis for Stability and Security”, OESC Parliamentary Assembly, 7 – 10 October, 2005, Sveti Stefan
- State Succession Issues in the Case of Serbia and Montenegro, Key note speech on Crans Montana Forum, April 2006, Milocer
- Roma Strategy in Montenegro, Ministry for the Protection of Human and Ethnic Groups’ Rights, Podgoria, 2007

<i>Total Number of Papers in Referent Journals:</i>	<i>approxim. more then 50</i>
<i>Number of Communications in Scientific Meetings:</i>	<i>approxim. more then 20</i>
<i>Number of Books</i>	<i>3 as author and 5 as coauthor</i>

VIII. Language skills:

- Montenegrin, VG writing, reading and speaking
- English: Reading VG, writing VG, speaking VG
- French: Ability to read documents

IX. Other relevant information:

Marital status: married
 Children: two
 Wife: bank officer (investments and market analysis)

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

STALNO PREDSTAVNIŠTVO REPUBLIKE SLOVENIJE PRI SVETU EVROPE
REPRESENTATION PERMANENTE DE LA REPUBLIQUE DE SLOVENIE
AUPRES DU CONSEIL DE L'EUROPE

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67000 STRASBOURG
Tél. : 03 88 36 60 25
Fax. : 03 88 37 14 44

Strasbourg, 5 December 2007
No. 134/07/MK

Mr. Philippe Boillat
Director General for Human Rights and Legal Affairs

I refer to the letter of the Secretary General of 21 December 2006 concerning the expiry of the term of office of Mr. Boštjan Zupančič, judge at the European Court of Human Rights, by the end of 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 Slovenian candidates in order of preference:

- Mr. Boštjan Zupančič
- Ms. Milena Šmit
- Mr. Boštjan Penko

The curricula vitae are enclosed.

Yours faithfully.

Marjetica Bole
Ambassador

CURRICULUM VITAE
Boštjan M. ZUPANČIČ

I. Personal Details

Nationality: Slovenian
Sex: male
Date of birth: 13 May 1947
Place of birth: Ljubljana, Slovenia
Status: Married, five children

II. Education and Academic Qualifications

1981 Harvard Law School, Cambridge, Massachusetts, *Scientiae Juris Doctor (S.J.D.)*, Professor R.M. Unger, Mentor; Dissertation: "*The Conflict and the Rules*" (published)
1976-1977 Harvard Law School, Cambridge, Massachusetts – Research Scholar
1973-1974 Harvard Law School, Cambridge, Massachusetts – S.J.D. Programme
1972-1973 Harvard Law School, Cambridge, Massachusetts
LL.M. Degree (Masters in Law); Average Grade: A
1971-1972 Université de Montréal, École de Criminologie, Montréal, Canada, Research Scholar
1970-1971 University of Zagreb, Law School – Masters in Law Program
Summer 1968 Cambridge University, Law School, United Kingdom
Extra-Mural in Law Studies
1966-1970 University of Ljubljana, Faculty of Law, Degree dipl. iur.; Average Grade: 9 (out of 10). Award Scholarships: "Boris Kraigher", "Boris Kidrič" and "Dr. Prešeren Award" (highest available for students)

III. Relevant professional activities**a. Judicial activities**

Since 1.11.1998 Judge of the European Court of Human Rights, elected in respect of Slovenia
President of the Third Chamber (since November 2004)
1993-1998 Judge of the Constitutional Court of Slovenia,
President of the Criminal Law Chamber dealing with Human Rights

b. Non-Judicial legal activities

1995-2002 United Nations Committee against Torture (Geneva)
Vice-Chairman (1997-1998)
1993 China University of Law and Public Policy – Visiting Professor
1989-1992 University of Ljubljana, First Vice-President (for academic affairs)
1986-1998 University of Ljubljana, Law School – Full Professor of Law (1989)
1983-1985 Athens University & Temple University – Joint Summer Programmes
1982-1986 Seton Hall University, Law School, Full Professor of Law (1985)
1981 Fordham University, School of Law – Associate Professor of Law
1980-1981 Seton Hall University, Law School – Distinguished Professor of Law
1980 Iowa University, College of Law – Associate Professor of Law
1979 Supreme Court of Slovenia – Clerking
1977-1979 New York Law School – Assistant Professor of Law
1976 Circuit Court of Ljubljana – Clerking
1975-1976 University of Ljubljana, Law School – Assistant Professor of Law
1974-1975 Army – Honorary Discharge, Corporal
1970-1974 University of Ljubljana – Assistant Professor

Memberships

- Editorial Board of "REVUS," European Constitutionality Review, Ljubljana;
- "*Society for the Reform of Criminal Law*", Vancouver, Canada;
- Editorial Board of "*Dignitas*", Ljubljana ;
- Editorial Board of "*Revija 2000*", Ljubljana;

- International Editorial Board of "*Pravni Vjesnik*", Osijek, Croatia
- Advisory Board of "*Nottingham Law Journal*", United Kingdom
- Scientific Advisory Board of "*European Journal of Law Reform*", Utrecht, The Netherlands
- Scientific Committee of "*Analele Universității București, Seria Drept*", Bucharest, Romania

Lectures

- Chong Qing University of Law and Public Policy, China, 1994
- China University of Law and Public Policy, Beijing, 1994
- University of Cardiff, Wales, U.K., 1995
- Harvard Law School, Cambridge (USA), 1995, 1998; *The Universality of Autonomous Legal Reasoning: Revolutionary Developments in the European Court of Human Rights in Strasbourg*, April 2005
- University of Beijing, 1997
- Gong An University, Beijing, 1997
- Central European University, Budapest, 1997; *The Individual Citizen versus the State*, June 2004
- University of Zagreb, 1997, 2006
- Lectures for Slovene Judges and Lawyers, 1997, 1998, 1999, 2000, 2004
- International Association for the Protection of Human Rights in Cyprus, 1999; *'Fair Trial' in Times of Terrorism*, October 2003
- University of Washington, Seattle, 1999
- University of British Columbia, Vancouver, 1999
- Université de Paris XIII, fall 1999, spring and autumn 2000, autumn 2003, spring 2007
- Amnesty International, Ljubljana, autumn 2000
- International Association of Constitutional Law, French Senate, Paris, spring 2001
- Seminar on the Jurisprudence of the European Court of Human Rights, Izmir Bar Association, September 2001
- O.S.C.E., Warsaw, key speaker, spring 2002
- Lectures to judges in Kiev (Ukraine), spring 2002
- University of Auvergne, autumn 2002
- Université de Paris I (Panthéon-Sorbonne), autumn 2002
- Judge at the "Philip C. Jessup International Law Moot Court Competition", Russian Federation, February 2003
- University of Sienna (Italy), *Sovereignty in the Context of Human Rights*, May 2003
- Association of Lawyers, Coimbra (Portugal), *Special Investigative Means and Human Rights in the Jurisprudence of the European Court of Human Rights*, November 2003
- Institut des Hautes Études Européennes de Strasbourg, *La Cour européenne des Droits de l'Homme : les techniques d'interprétation de ses jugements*, January 2004
- Human Rights Research and Practice Centre of the Union of Turkish Bar Association, Ankara (Turkey), *On the Interpretation of Legal Precedents and of the Judgments of the European Court of Human Rights*, February 2004
- Constitutional Court of Slovenia, April and December 2004, November 2005
- Lecture on the ECHR, Association for International Criminal Law, Tara, Serbia-Montenegro, May 2004
- O.S.C.E. Conference, *On Tolerance*, Brussels, Belgium, September 2004
- International Conference "The Position of Constitutional Courts following Integration into the European Union", Bled, Slovenia, September-October 2004 (participation only)
- Association internationale de droit constitutionnel, Round-Table on the Interpretation of the Constitution, Bordeaux, October 2004
- Institut des Hautes Études Européennes de Strasbourg, March 2005
- Institut international des droits de l'homme, Strasbourg, *Philosophical Fundamentals of Human Rights*, July 2005
- Université de Nanterre, *Objective and Subjective Constraints*, October 2005
- Institut des Sciences Politiques (Sciences po), Paris, Master de droit économique, « Droit de la répression – procédure pénale », décembre 2005 – février 2006
- Indiana University School of Law, Croatia Summer Law Programme "Human Rights Issues before the ECHR", Dubrovnik; 18-21 July 2006
- Constitutional Court of Turkey, *Universality of Human Rights*, September 2006
- Lecture at the Law Faculty of Galatasaray, September 2006

- Seminar on “*Democracy and social justice: what future for European private law?*”, Cour de cassation, Paris, 26 January 2007
- Seminar on “*Procedural Guarantees in Criminal Proceedings: common standards in the European Union*”, *Relationship of the EU Framework Decision to the ECHR: Towards the Fundamental Principles of Criminal Procedure*, Ministry of Foreign Affairs, Berlin, February 2007
- Faculté de droit, sciences politiques et sociales, Villetaneuse (Paris 13), *Développements récents de la jurisprudence de la Cour européenne des droits de l’homme*, Monday 19 March 2007
- Round-Table on the future of the European Court of Human Rights, University Robert Schuman, Strasbourg, 14 April 2007
- Conferences on international criminal law and constitutional law, University of Nova Gorica, April 2007
- Conference on the European Court of Human Rights to lawyers, Ljubljana, 28 May 2007
- 15th Annual Conference on “*The Individual vs. the State – Free to Protest: Constituent Power and Street Demonstrations*”, *Theories Concerning the Collective Behaviour*, Central European University, Budapest, June 2007
- *On the Interpretation of Legal Precedents and of the Judgments of the European Court of Human Rights*, Constitutional Court of Georgia, Batumi, 6-7 July 2007, Constitutional Court of Azerbaijan, Baku, 9 July 2007
- Indiana University School of Law, Central & Eastern European Law Programme, “*Croatia Summer Law Programme*”, *Human Rights Issues from Central and Eastern European Countries before the ECHR*, Dubrovnik, 26 July – 3 August 2007
- Sciences po, Paris, lecture on the European Court of Human Rights, 30 November 2007

c. Non-legal professional activities

Not applicable.

IV. Activities in the field of human rights

Judge of the European Court of Human Rights (since November 1998)

President of the Third Chamber (since November 2004)

Author, in leading cases, of many separate opinions which were subject of serious academic review

Member and Vice-President of the United Nations Committee against Torture (seven years)

Author of many scholarly articles on human and constitutional rights.

Many lectures concerning Human Rights at different universities and other institutions

V. Public activities

a. Public office

1989-1992 University of Ljubljana, First Vice-President (for academic affairs)

b. Elected posts

Not applicable.

c. Posts held in a political party or movement

Has never been a member of any political party. Has never engaged in any political activity.

VI. Other activities

VII. Publications and other works

Shortlist of Articles, Books and Treaties

- *THE OWL OF MINERVA, ESSAYS ON HUMAN RIGHTS*, book (cca. 400 pages), ELEVEN International Publishing, December 2007
- Co-author: Johan Callewaert, *Relationship of the EU Framework Decision to the ECHR: Towards the fundamental principles of criminal procedure*, pp. 265-271, ERA Forum scripta iuris europaei, vol. 8, number 2, Springer, June 2007

- *On Tolerance*, Theory and Practice of Contemporary International Law, Essays in Honour of Professor Levan Alexidze on the 80th Anniversary, Inovacia, Tbilissi, pp. 127-137, 2007
- *On Universality of Human Rights*, The Human Rights. Case-Law of the European Court of Human Rights Journal, The Legal World Publishing House Ltd, in Russian pp. 24-28, in English pp. 76-79, 2007
- *Morality of Virtue vs. Morality of Mere Duty or Why do Penalties Require Legal Process whereas Rewards Do Not*, Human Rights, Liber Amicorum Luzius Wildhaber, Human Rights – Strasbourg Views / Droits de l'homme – Regards de Strasbourg, NP Engel Publisher, Kehl am Rhein, 2007
- *On the Interpretation of Legal Precedents and of the Judgments of the European Court of Human Rights*, Hukuk Fakültesi Dergisi, Galatasaray Üniversitesi, 1/2003, pp. 37-57 (February 2004); Annual of German & European Law, vol. II/III, Berghahn Books, pp. 156-170, 2006
- *The Privilege against Self-incrimination as a Human Right*, European Journal of Law Reform, vol. 8, n° 1/2 (2006), p. 15-56
- *On Legal Formalism: the Principle of Legality in Criminal law*, L'interprétation constitutionnelle, Dalloz, 2005, pp.61-82 (Round-Table of the Association internationale de droit constitutionnel organised on 15 and 16 October 2004 in Bordeaux.)
- Interview « *Rugalmasan ítéljük meg a tagállamok mérlegelési jogkörét* », Hungarian journal Fundamentum 2005/1
- *International Adjudication and the Internationalisation of Constitutional Law*, 24 (2005) Pravna Praksa pp. I-VIII (in Slovene language)
- *The Individual Citizen versus the State – Litigation of Constitutional & Human Rights*, 12th Annual Conference on "The Individual vs. the State", Central European University, Budapest, June 2004
- *O razlagi sodnih precedensov in sodb ter posebej sodb Evropskega sodišča za človekove pravice*, Revus 2, Revija za evropsko ustavnost, May 2004 (Slovene)
- *Hukuki Emsallerin ve Avrupa İnsan Haklari Mahkemesi Kararlarinin Yorumlansmasi* (Turkish), Hukuk Fakültesi Dergisi, Galatasaray Üniversitesi, 1/2003, pp. 59-78 (February 2004)
- *Eiropas Cilvēktiesību tiesas precedentu un spriedumu interpretācija (Interpretation of Legal Precedents and of the Judgments of the European Court of Human Rights)*, Likums un Tiesības, Aprīlis, 6. sējums, nr. 4 (56) 2004
- *Kazensko pravo in njegov vpliv na normativno integracijo*, Pravna Praksa, št. 18-19/2004 (Slovene)
- *Adjudication and the Rule of Law*, European Journal of Law Reform, Vol. V, No. 1/2, 2003, pp. 23-126.
- *The Constitutional Law Making – Constitutional Law and the Jurisprudence of the European Court of Human Rights : An Attempt at a Synthesis*, Revus 1, Revija za evropsko ustavnost
- *Droit constitutionnel et jurisprudence de la Cour européenne des Droits de l'Homme*, Revue de Justice constitutionnelle Est-Européenne, numéro spécial 2003, L'influence de la jurisprudence de la Cour européenne des Droits de l'Homme sur l'activité des Cours constitutionnelles d'Europe centrale et orientale, November 2002
- *From Combat to Contract: What Does the Constitution Constitute?*, European Journal of Law Reform 59-95, 1999, in Czech Language "Pravnik", 1997; translation and publication in Portuguese in 2001; International Law of XXI Century, To the 80th Anniversary of Professor Ivanovich Lukashuk, Editions Прмени « Promeni », Kiev, 2006
- *CRIMINAL LAW: A CRITIQUE OF THE IDEOLOGY OF PUNISHMENT*, Beijing, 2001 (in Chinese)
- *Droit Constitutionnel et Jurisprudence de la Cour Européenne des Droits de l'Homme*, article in XVI^e Annuaire International de Justice constitutionnelle, 2000, prof. Louis Favoreu, Ed., Economica, Paris 2001
- *Access to Court*, Nottingham Law Journal, December 2000
- *The Crown and the Criminal : Towards the General Principles of Criminal Procedure*, 9 European Review of Public Law, 11-39, 1997
- *CRIMINAL LAW*, Seton Hall, 358 pages (Advanced Criminal Law textbook), 1986
- *CRIMINAL PROCEDURE : A Theoretical Vademecum*, Seton Hall, 400 pages (textbook), 1985
- *Criminal Responsibility under Mistake of Law : the Real Reasons*, 13th American Journal of Criminal Law, 37-66, 1985
- *CRIMINAL LAW : ITS NATURE AND ITS FUNCTION*, New York, 401 pages, 1983 (published in Chinese in 2000)
- *Truth and Impartiality in Criminal Process*, 8 Journal of Contemporary Law, 39-133, 1982
- *CRIMINAL LAW : The Conflict and The Rules* (S.J.D. Dissertation, Harvard Law School), New York (296 pages, published as articles), 1981
- *The Privilege against Self-Incrimination*, Arizona State Law Journal (1981:1), 1-25

- *On Legal Formalism : The Principle of Legality in Criminal Law*, 27 Loyola Law Review, 356-369, 1981
- *Criminal Law and its Influence upon Normative Integration*, Masters Thesis, Harvard Law School, 7 Acta Criminologica, Montréal, Canada, spring 1974 (. pdf original available on Internet)
- In Slovene language: About twenty longer legal treaties, numerous short articles. Essays, poetry etc.

Summary of Publications in Slovene language (1986-1999)

Books

- *CRIMINAL PROCEDURE* Textbook
Casebook, Five editions: 1986, 1987, 1989, 1991, and 1994
- *ANALYSIS OF A COURT MARTIAL CRIMINAL PROCESS*, 1988 (262 pages) – Co-author and Editor
- *FREEDOM OF ASSOCIATION*, 1990 (321 pages) – Co-author and Editor
- *BEING AND LONGING, A BOOK OF PHILOSOPHICAL AND PSYCHOANALYTICAL ESSAYS* (1988 and 1990)
- *LAW AND RIGHT*, Essays, 1991
- *FROM MADNESS TO BENISON*, Essays (1992)
- *ELEMENTS OF LEGAL CULTURE*, legal and sociological articles (1995)
- *CONSTITUTIONAL CRIMINAL PROCEDURE CASEBOOK* (1996) (915 pages); 2nd edition (1100 pages) 1999

VIII. LANGUAGES

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language Slovene	<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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Other Languages									
– Serbian or Croatian	<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"/>
– German	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
– Italian	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
– Latin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

IX. OTHER RELEVANT INFORMATION

X. PLEASE CONFIRM THAT YOU WILL TAKE UP PERMANENT RESIDENCE IN STRASBOURG IF ELECTED AS A JUDGE AT THE COURT

Shall I be re-elected Judge at the Court, I will continue to reside in Strasbourg.

CURRICULUM VITAE
Milena ŠMIT

I. Personal details

Name, forename: ŠMIT, Milena
Sex: female
Address:
-permanent: Novi trg 6, Ljubljana, Slovenia
-temporary: 21, rue du Bouquet de Longchamp, 75016 Paris, France
Telephone: at work: (00 33) 01 45 68 27 65
E-mail address: milena.smit@gov.si
Date and place of birth: 3rd March 1950, Celje, Slovenia
Nationality/ies: Slovene

II. Education and academic and other qualifications

June 1969 graduate at *Gymnasium Celje*;

14.02.1975 graduated *cum laude* at the *University of Ljubljana, Faculty of Law* as Bachelor of Laws - title of diploma: "Proposals of the Member States of the United Nations on revision and amendmends of the UN Charter with a view of achieving greater efficiency and rationalisation of the procedure and organisation of the General Assembly", that was awarded by *UN Association of Slovenia*;

27.02. – 01.03.1978 professional judiciary exam;

01.07. – 29.07.1977 summer course on American law, organized by Universities of Columbia, Amsterdam and Leyden in Amsterdam;

02.04. – 27.04.1991 course of lectures on international law at the Faculty of Law in Strasbourg;

22.07. – 09.08.1991 summer course on international public law at The Hague Academy of International Law;

01.03. – 15.03.1993 study visit of the headquarters of the Hague Conference on Private International Law in Hague in the framework of the programme Demo-droit of the Council of Europe;

III. Relevant professional activities

a. Judicial activities

b. Non-judicial legal activities

01.12.1975 - 31.01.1977 lawyer in trainee in *Working society of lawyers (barristers) Rudi Šelih, dr.Matjanko Dolenc and Sonja Dolinar, Ljubljana*;

01.02.1977 - 31.03.1978 trainee at District Court of Ljubljana;

01.04.1978 - 31.07.1978 Counsellor at the then *Republic Commitee for the protection of the environment, Ljubljana*;

15.11.1978 – 31.12.1980 Counsellor in the *Office for execution of penal sanctions* at the then *Republic secretariat for justice, administration and budget, Ljubljana*;

01.01.1981 - 31.07.1984 Counsellor in the *Sector for property and legal matters* at the then *Republic secretariat for justice, administration and budget, Ljubljana*;

01.08.1984 - 29.02.1992	Head of the <i>Office for common matter service</i> at the then <i>Institute for Seismology of the Republic of Slovenia</i> ;
01.03.1992 -30.04.1992	Counsellor of the Minister in the <i>International legal Department</i> at the <i>Ministry of Foreign Affairs of the Republic of Slovenia</i> ;
01.05.1993-31.08.1996	Counsellor of the Government - Head of <i>Human rights and Council of Europe Section</i> within the <i>Department for multilateral relations</i> at the <i>Ministry of Foreign Affairs of the Republic of Slovenia</i> ;
01.09.1996-01.12.1997	Chargé d'affaires a.i. at the <i>Embassy of the Republic of Slovenia in Lisbon</i> ;
01.12.1997 - 31.10.1998	Counsellor at the <i>Embassy of the Republic of Slovenia in Lisbon</i> ;
1.11.1998 - 31.10.2001	Counsellor at the <i>Permanent Representation of the Republic of Slovenia at the Council of Europe</i> in Strasbourg and the General Consul a.i. at then <i>General Consulate of the Republic of Slovenia</i> in Strasbourg;
01.11.2001 - 31.01.2003	Undersecretary at the <i>Department for international and legal affairs</i> in the <i>Ministry of Foreign Affairs of the Republic of Slovenia</i> ;
01.02.2003 - 18.05.2005	Head of <i>Human rights and Council of Europe Section</i> within the <i>Department for International organisations</i> at the <i>Ministry of Foreign Affairs of the Republic of Slovenia</i>
<u>19.05.2005 - present</u>	<u>Minister Plenipotentiary at the <i>Embassy of the Republic of Slovenia in Paris</i> and Deputy Head of <i>Permanent delegation of the Republic of Slovenia at UNESCO</i>;</u>

c. Non-legal professional activities

IV. Activities and experience in the field of human rights

1993 – 1996; 2001 – 2005	representative of the Republic of Slovenia in the Council of Europe's Steering Committee on Human Rights (CDDH) and its working group on prevention of the violation of the human rights on national level and improvement of domestic legal remedies, representative of the CCDH in the ad hoc Committee on Action Against Trafficking in Human Beings (CAHTEH),
01.05.1993-31.08.1996	counsellor of the Government acting as Head of <i>Human rights and Council of Europe Section</i> within the <i>Department for multilateral relations</i> at the <i>Ministry of Foreign Affairs of the Republic of Slovenia</i> ; <i>in this capacity coordination and active participation</i> at the several conferences and forums on human rights, such as OSCE conferences on topic of human rights, the Hague Conference on Private International Law regarding the <i>Convention of 29 May 1993 on Protection of Children and Co-operation in respect of International Adoption</i> ; III.Committee of the UN General Assembly in New York, UN Commission for Human Rights; coordinator for the reporting on fulfilment of the obligations stemming from ratified international instruments by the Government of Slovenia;
1.11.1998 - 31.10.2001	counsellor at the <i>Permanent representation of the Republic of Slovenia at the Council of Europe</i> in Strasbourg - acquaintance with the work of the Committee of Ministers, also regarding the execution of the judgments of the European Court of Human Rights; active participation at the technical working group for preparation of the contribution of the Council of Europe for World Conference against

- Racism, Racial Discrimination, Xenophobia and Related Intolerance held in Durban in 2001;
- 01.11.2001 - 31.01.2003 undersecretary at the *Sector for international and legal affairs at the Ministry of Foreign Affairs of the Republic of Slovenia* (responsible for international aspects of the protection of human rights);
- 01.02.2003 - 18.05.2005 Minister Plenipotentiary at the *Sector for multilateral organisations at the Ministry of Foreign Affairs of the Republic of Slovenia* (once more as the Head of *Department for Human rights and Council of Europe* – setting up and leading the *Interministerial coordination working group regarding the implementation of international instruments in the field of human rights*; coordinator for the reporting on fulfillment of the obligations stemming from ratified international instruments by the Government of Slovenia; preparation of the comparative analysis between European Convention on Human Rights and the then draft of the EU Charter on fundamental rights; participation at the committee COHOM in Brussels, participation at the sessions of the then European Monitoring Centre on Racism and Xenophobia (EUMC), which became the EU Agency for Fundamental Rights on 1 March 2007);
- 19.05.2005 - *present* Deputy Head of *Permanent delegation of the Republic of Slovenia at UNESCO* – in broader sense UNESCO is linked with the development of the standards of the protection of fundamental rights, since the quality of life of the individual is very much determined by education, culture and science;

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: Association of Diplomats of the Republic of Slovenia – founding member and the president from October 2003 to January 2005; member of the Slovenian Association for International relations; member of the Slovenian Paneuropean movement Association; member of the Slovenian Tennant's association;
- b. Duration
- c. Functions:none

VII. Publications and other works

1994-1996 : member of the group of redactions of the publication of the translations of international human rights documents in Slovene within the UN Association for Slovenia;

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
Slovene	X			X			X		
b. Official languages:									
- English	X			X			X		
- French	X			X			X		
c. Other languages:									
Serbo- Croatian	X			X			X		
Portuguese	"	"X"	"	"	"	"X"	"	"X"	"
Italian	"	"X"	"	"	"	"X"	"	"X"	"
German - rudimentary	"	"	"	"	"	"	"	"	"
Latin- notion	"	"	"	"	"	"	"	"	"

IX. Other relevant information

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

**CURICULUM VITAE
Bostjan PENKO**

I. Personal details

Name: Penko
Forename: Bostjan
Sex: male
Address: Rozna dolina c.XI/3, 1000 Ljubljana, Slovenia
Telephone: 00386 31 617 313
Email address: bostjan.penko@dt-rs.si
Date and place of birth: 13.10.1961, Ljubljana
Nationality: Slovenian

II. Education and academic and other qualifications

University degree in Law, 1987, Faculty of Law, University of Ljubljana;

Bar exam in 1990;

Four semesters out of four at the L.L.M (optionally Ph.D) study programme of criminal law; all exams passed; thesis still pending.

III. Relevant professional activities

a. Judicial activities

Assistant to a judge, from 1987 to 1991;

First instance criminal (trial) judge in the periods from 1991 to 1995 and from 1999 to 2001;

Senior State Prosecutor at the Supreme Prosecution Office of Slovenia – from 2004; in this capacity member of a group of prosecutors specialized in investigating and prosecuting of organized crime.

b. Non-judicial legal activities

Head of International Department and Criminal law Department in the Ministry of Justice of the Republic of Slovenia from 1995 to 1999; in this capacity co-author of several amendments to Slovenian Penal Law and Criminal Procedure Code (with special attention to human rights related issues), co-drafter of the Law on Cooperation between Slovenia and International Criminal Tribunal for Former Yugoslavia, co-drafter of the Slovenian Law on Responsibility of Legal Persons for Criminal Offences.

c. Non-legal professional activities

None.

IV. Activities and experience in the field of human rights

Throughout my entire professional career, human rights have been one of the central issues. Acting as a criminal judge in the early stages of a newly established democracy I had to pay major attention to internationally recognized human rights standards in the criminal proceedings which at that time were not yet embedded in our legal tradition – the ECHR, the decisions of the former Commission and judgements of the Court were often the main sources of my reasoning.

One of the main tasks of my work at the Ministry of Justice was the implementation of human rights standards as stipulated in the Convention in Slovenian penal legislation.

As a Council of Europe expert I have usually been engaged in environments where human rights needed to be strongly and consistently (not politically but on an expert level, e.g. by quoting judgements of the ECHR) promoted.

As a director of the preventive anticorruption body I had the opportunity (through monitoring of the functioning of state bodies as well as through hundreds of complaints of citizens) to deal with a wide range of alleged violations of human rights, apart from those exclusively linked to criminal law.

Currently I am directing and supervising investigations of organized crime where as a rule suspects are detained, property is being seized, special investigative means are being used and undercover police activities are being conducted. Jurisprudence of the ECHR is always a firm and reliable orientation in establishing the proper, very subtle balance between the efficiency of the proceedings and respect for human rights of individuals.

V. Public activities

a. Public office

Undersecretary of state, from 1995 to 1999;

Director of the Office for the Prevention of Corruption of the Republic of Slovenia, from 2001 to 2004;

Senior State Prosecutor, from 2004 to present time.

b. Elected posts

Judge, from 1991 to 1995 and from 1999 to 2001.

c. Posts held in a political party or movement

None

VI. Other activities

Here I will mention some relevant international activities:

As an expert I contributed to the work of the Preparatory Committee for the establishment of the UN International Criminal Court (ICC) in 1996 and 1997. I represented Slovenia at the UN Diplomatic Conference in Rome in 1998, where the Statute of the ICC had been adopted.

I headed Slovenian Delegation during the negotiations and drafting of the UN Convention against Corruption in Vienna.

In the year 2000 I represented Slovenia before the UN Committee against Torture in Geneva.

I was head of Slovenian Delegation to The Council of Europe Steering Criminal Law Committee (CDPC), between 1995 and 2000.

I was engaged as an expert in the pre-accession negotiations for Slovenian membership to the European Union.

I have been a member of several Council of Europe Ad Hoc Committees and Expert Groups in the field of criminology, criminal and international criminal law and public prosecution.

I am a regular Council of Europe, the OECD and the OSCE expert in the field of criminal law and corruption, member of several international missions on behalf of these organizations and author of a number of written expert opinions.

VII. Publications and other works

Commentaries to Slovenian Penal Code and Code of Criminal Procedure; Manual on Prosecution of Corruption and Economic Crime (CE project for Bosnia and Herzegovina); several articles in domestic specialized publications on different criminal law issues; a number of comprehensive expert opinions in the field of criminal law.

VIII. Languages

Languages	Reading			Writing			Speaking		
	VG	G	F	VG	G	F	VG	G	F
a. First language									
- Slovene.....	"x	"	"	"x	"	"	"x	"	"
b. Official languages:									
- English	"x	"	"	"x	"	"	"x	"	"
- French	"	"	"	"	"	"	"	"	"
c. Other languages:									
Serbo-Croatian.....	"x	"	"	"x	"	"	"x	"	"
German.....	"	"x	"	"	"	"x	"	"x	"
.....	"	"	"	"	"	"	"	"	"

IX. Other relevant information

I am married and have 2 children, aged 11 and 8 years.

X. I confirm that I will take up residence in Strasbourg if I am elected a judge at the Court.

Doc. 11529 Addendum
3 April 2008

Election of judges to the European Court of Human Rights

(in accordance with Article 22, paragraph 1, of the European Convention on Human Rights)

List and curricula vitae of candidates submitted by the Government of San Marino

Translation

Prot. CDH/P9453

Strasbourg, 30 March 2008

To
Mr Lluís Maria DE PUIG
President of the Parliamentary Assembly
Council of Europe

Copy to
Mr Philip BOILLAT
Director General
Directorate General of Human Rights and Legal Affairs
Council of Europe

Dear President,

It is my honour to forward to you the list of candidates for the post of Judge at the European Court of Human Rights in respect of San Marino.

They are, in order of priority:

- Mrs Antonella MULARONI
- Mrs Kristina PARDALOS
- Mrs Giorgia UGOLINI

Their CVs are attached to this letter.

The selection procedure comprised publication of an advertisement in the press and placement of public notices. The only replies received were those of the candidates listed above.

I should also like to inform you that, in addition to the conditions for which the European Convention on Human Rights and the Parliamentary Assembly provide, my authorities required candidates to hold San Marinese nationality.

I should be grateful if you would, if possible, schedule the election of the Judge in respect of San Marino for the plenary session of the Parliamentary Assembly to be held from 14 to 18 April 2008.

...

Guido BELLATTI CECCOLI
Ambassador

**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

KRISTINA PARDALOS

PERSONAL DATA

Born in New York (USA) on Oct. 14, 1973, currently residing at Via Ranco n. 34, Serravalle (RSM), San Marino citizenship, Cod. ISS 1044926.

Telephone number (+378) 0549 901308

Cellular phone number (+39) 335 7093327

Fax Number (+378) 0549 980065

E-mail: kpardalos@omniway.sm

krissypardalos@hotmail.com

**ACTIVITIES & EXPERIENCE IN
HUMAN RIGHTS**

- Member of European Commission against Racism and Intolerance (ECRI) as deputy of dott. G. Felici member of ECRI from 2004.

PUBLIC ACTIVITIES

- 2006-2007 "Avvocato d'Ufficio" nominated from the Congresso di Stato.

KP

DEGREES & STAGES

- Specialisation obtained from the Department of Formazione of the University of the Republic of San Marino which qualifies the possessor as a law professor in the Republic of san Marino (December 2003).
- Admission to the BAR in the Republic of San Marino (April 2002);
- Stage at the European Council with the Commission of Equal Opportunities (September October 2001);
- Law Degree obtained at the University of Bologna (June 1999);
- High school diploma obtained at the "Liceo Linguistico" of the Republic of San Marino (july 1992);
- Second level primary school degree, obtained at Scuola Media Inferiore, Circoscrizione di Serravalle of the Repubblica of San Marino (June 1987);
- Primary School degree obtained at Scuole Elementari di Serravalle of the Repubblica of San Marino (June 1984).

COMPUTER SKILLS

Very good knowledge of the programs Microsoft Office, Macintosh and Internet.

KS

Certification in an advanced course of new technologies
at the Centro Formazione Professionale of San Marino.

KNOWLEDGE OF LANGUAGES

Italian: first language

Language	Reading	Writing	Speaking
French	Very Good	Good	Very Good
English	Good	Good	Good
German	Beginners	Beginners	Beginners
Spanish	Beginners	Beginners	Beginners

EMPLOYMENT EXPERIENCE

- At the present, and from May 2002 practicing law at the Legal firm Avv. Micheloni Manuel & Avv. Kristina Pardalos, located at Via Ventotto Luglio n. 218, Borgo Maggiore Republic of San Marino
 - Tel : (+378) 0549 903002
 - Fax : (+378) 0549 980065
 - Email: kpardalos @omniway.sm
- 1999-2002 training in Legal firm Avv. Micheloni Manuel & Avv. Orietta Berardi in San Marino, Via del Voltone n. 27
- interpreter and tutor to foreign students during their cultural stays in San Marino, organized by

KP

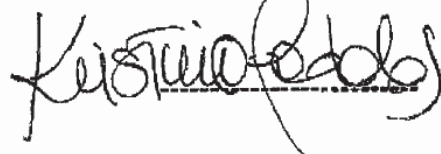
the Ministry of Foreign Affairs of the Republic of San Marino.

- Teacher to students foreign during their cultural stays in San Marino, organized by the Ministry of Foreign Affairs of the Republic of San Marino.
- while attending high school and university, during the summer breaks I have worked as a guide for English and French speaking tourists at the Maranello Ferrari Museum in San Marino, and as G.O in a turistic club complex.

Republic of San Marino, 28.02.2008

I confirm that I will permanent stay in Strasbourg, in case I will be elected as Judge of the Court of Human Rights.

Kristina Pardalos

A handwritten signature in black ink, appearing to read 'Kristina Pardalos', written over a horizontal line. The signature is stylized and cursive.

curriculum vitae

I. *Personal details*

Name, forename	Giorgia Ugolini
Sex	female
Date and place of birth	24 march 1978, San Marino (R.S.M.)
Nationality	San Marino

II. *Education and academic and other qualifications*

2004-2005: Criminology and forensic Psychiatry Master's Degree at the University of the Republic of San Marino (R.S.M.) in cooperation with the "Carlo Bo" University of Urbino (Italy) - (Master's Degree Thesis: "Some dynamics of the suicide behaviour in San Marino").

2004-2005: Post graduate School of sammarinese Law, at the Juridical Study Insitut of San Marino (R.S.M.).

1997-2004: Degree in law at the University of Urbino (Italy) - (Degree Thesis in Human Rights: "The international protection of the minor from the Nation Society to the New York Convention").

1992-1997: Graduation at the San Marino High School of Languages.

1989-1992: Secondary school in Serravalle (R.S.M.).

1984 -1989: Primary school in Serravalle (R.S.M.).

III. *Relevant professional activities*

Judicial activities	none
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Non-judicial legal activities

2008 January: Member of the Anty Money Laundering Service at the Central Bank of the Republic of San Marino. (Financial Intelligence Unit- AML-CFT).

2007 July admission to the BAR: examination to practise as a lawyer and notary.

2004 November - 2006 December: practising law at the Dott. Avv. Patrizia Bellavista's legal firm, (P.zza E. Enriquez, 22/C Dogana - R.S.M.).

Non-legal professional activities	none
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IV. Activities and experience in the field of human rights

2005 July: Stage in Human Rights at the United Nation ONU-Geneva (Switzerland)-43rd Graduate Study Programme on Human Rights: "The United nations at sixty: the road ahead".

V. Public activities

a. Public office

2005 December- 2007 December: Legal adviser at the Civil Status Office of the Republic of San Marino- Demographical and Electoral Services.

b Elected posts none

c Posts held in a political party or movement none

VI. Languages

Language	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	

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

San Marino, 21 february 2008