



Parliamentary Assembly
Assemblée parlementaire

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Doc. 12020

16 September 2009

Election of a judge 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 Italy

**Letter from Mr Verde, Chargé d'affaires *ad interim* of the Permanent Representation of Italy to the Council of Europe, Strasbourg
to the Secretary General of the Parliamentary Assembly of the Council of Europe, Mr Mateo Sorinas**

Ref no. 1189
Strasbourg, 13 August 2009

Dear Secretary General,

I refer to the letter of the Director General for Human Rights and Legal Affairs, Mr Boillat, dated 25 May concerning the expiry of the term of office of Mr Vladimiro Zagrebelsky, Judge at the European Court of Human Rights, on 25 March 2010.

In this connection, I have the honour of submitting the names of three candidates selected by the Italian government for the examination procedure with a view to the election of a new judge of the European Court in respect of Italy:

Ms Andreana Esposito
Mr Guido Raimondi
Mr Riccardo Ventre

I also enclose the three candidates' curricula vitae.

Furthermore, I would like to inform you that, prior to the selection of the three candidates, this procedure was published on the websites of the President of the Council of Ministers of Italy, the Italian Ministry of Foreign Affairs and the Ministry of Justice.

Yours faithfully

(signature)

Antonio Verde
Chargé d'affaires *ad interim*

cc: Mr P. Boillat
Director General for Human Rights and Legal Affairs
Council of Europe
Strasbourg

**Letter from the Permanent Representative of Italy to the Council of Europe in Strasbourg, Mr Sergio Busetto,
to the Secretary General of the Parliamentary Assembly of the Council of Europe, Mr Mateo Sorinas**

Ref. 1286
Strasbourg, 7 September 2009

Dear Secretary General,

Further to the letter of 13 August 2009, in which the permanent representation transmitted to you the list of candidates for election to the post of judge of the European Court in respect of Italy, and our telephone conversation a few days ago, I am pleased to pass on the following information, which I have just received from the competent Italian authorities.

The three candidates were selected following a public call for applications published on the internet sites of the Presidency of the Council of Ministers, the Ministry of Foreign Affairs and the Ministry of Justice. The call mentioned the criteria laid down in Parliamentary Assembly resolution 1646 of 27 January 2009, with which it was itself compliant. Candidates' applications were to be sent to the Presidency of the Council of Ministers, Office of the diplomatic counselor, by 20 July 2009.

At its meeting on 31 July 2009, the Council of Ministers, after hearing the views of the competent ministers, chose among the individuals having submitted applications within the deadline the three candidates whose names were transmitted to you in the aforementioned letter of 13 August.

Yours sincerely,

Sergio Busetto

cc. Mr Philippe Boillat
Director General of Human Rights and Legal Affairs
Council of Europe

Andreana Esposito

Via Crispi 105, Naples 80123

Presidency of the Council of Ministers
Office of the Diplomatic Adviser
Palazzo Chigi
Piazza Colonna - 00187 Rome

The undersigned, Andreana Esposito, born in Naples on 27 November 1966 (cf. SPSNRN66S67F939V) and living at via F. Crispi 105, 80123 Naples, hereby confirms her availability to be included among the three candidates for election as a judge of the European Court of Human Rights, in replacement of Judge Vladimiro Zagrebelsky.

To that end, she declares that:

1. She has Italian citizenship;
2. She was born in Naples on 27 November 1966;
3. She holds a first degree in law, obtained from the law faculty of Naples University "Frederico II" on 1 October 1991 following a four-year course of study; an advanced diploma in transnational law, obtained from the university of Trento in 1997; and a doctorate in International Criminal Law, obtained from Salerno University in 2002;
4. She has the requisite moral character and technical qualifications specified in Article 21 of the European Convention on Human Rights of 4 November 1950, ratified by Italy on 26 October 1955, and satisfies the other requirements set out in Resolution 1646 of the Parliamentary Assembly of the Council of Europe, of 27 January 2009, and the appendices thereto;
5. She has a perfect command of written and spoken English and a good command of written and spoken French;
6. She has sufficient, detailed knowledge of the Convention and of the case-law of the European Court of Human Rights, developed through her scientific and professional activities, as can be seen from the enclosed curriculum vitae and from her publications;
7. She is not subject to any kind of incompatibility for the office, which could frequently result in the need to appoint an ad hoc judge;
8. She is aware that the office in question is a full-time post incompatible with the pursuit of any other professional activity, even of a limited duration, and requires a continuous presence in Strasbourg.

Her curriculum vitae is enclosed.

Naples, 15 July 2009

(signature)

CURRICULUM VITAE
Andreana ESPOSITO

PERSONAL DETAILS

Date of Birth: 27.11.1966 at Napoli, Italy

Nationality: Italian

Civil Status: Unmarried

Sex: Female

Work Address: Facoltà di Giurisprudenza, Seconda Università di Napoli, Dipartimento di discipline giuridiche ed economiche, italiane europee e comparate, Via Mazzocchi 5 (Pal. Melzi) - 81055 S. Maria Capua Vetere (Ce), Italy

Private Address: Via F. Crispi 105, 80122 Napoli, Italy

Home + 39 081 5755513; Fax + 39 081 2141269; Mobile + 39 333 5398888

Email: andreana.esposito@unina2.it

PRESENT POSITION

December 2003 to
present

Assistant Professor of Criminal Law

II Università degli Studi di Napoli, Law School – Italy

- Teach course on European Law and Criminal Justice (since 2004)
- Initiate, conduct, and coordinate team researches on a) human rights issues, b) organized crime in Neapolitan area and c), evaluation of treatment of drug-abusing detainees
- Supervise doctoral candidates and undergraduate students writing their dissertations
- Provided scientific coordination to national conferences on "Secularity, Values, and Criminal Law" (February 6, 2009) and "Suspended Democracy: Organized Crime and the Crisis of Legality" (May 10, 2007)

Twice elected representative of Assistant Professors at the University Board
(2005-2009; 2003-2005)

EDUCATION

Post Doctoral Research Fellowship on Human Rights and Criminal Law
(2002-2003)

II Università degli Studi di Napoli, Law School, Italy

Ph. D. in International Criminal Law (2002)

University of Salerno, Law School, Italy

Thesis: *The Individual, the State and Criminal Law: Criminal Policy and the Case Law of the European Court of Human Rights* (In Italian)

Diploma in Advanced Studies in Transnational Law (1997)

University of Trento, Law School, Italy

Thesis: *Human Rights Rule in the Harmonization of Criminal Law* (In Italian)

Awarded fellowship to work at European Commission for Human Rights

BA/MA in Law (1991)

University of Naples "Federico II", Italy

Thesis in Criminal Procedure: *International Judicial Cooperation for the Common Treatment of Criminal Proceedings* (In Italian)

ACADEMIC EXPERIENCE

Assistant Professor of Criminal Law (annual contracts) (since 2007)

University Suor Orsola Benicasa – Graduate Programme for Legal Professions,
Naples, Italy

Teach course on European Convention of Human Rights and National
Systems

Teaching and Research Assistant (1999-2006)

University Suor Orsola Benicasa – Law School, Napoli, Italy

Taught classes and seminars on criminal law

Teaching and Research Assistant (1997 – 2003)

II Università degli Studi di Napoli, Law School, Italy

- Taught classes and seminars on human rights, international criminal law, analysis of jurisprudence of international criminal courts, and international judicial cooperation. Tested university students. (1997-1999)
- Taught seminars on the European Convention for the protection of Human Rights within J. Monnet Permanent Course (1999-2004)
- Taught *Law Clinic - Lincs (Laboratory on international criminal system)* (2001-2002)

School of Administration, Ministry of Defence, Italy (2004 -2007)

Taught courses on Legal Counseling in *Criminal Law* (2007) and on
Humanitarian Law and International Human Rights Law (2004-2007)

LUMSA (Free University Maria Ss.ma Assunta), Law School, Rome, Italy (2004 - 2007)

Andreana Esposito

curriculum vitae

- Taught course on *Comparative and European Criminal Law (2006-2007)*
- Held workshops on *European Human Rights Law and Criminal discipline (2004-2005; 2005-2006)*

Stoà, Master in International Protection of Human Rights, Ercolano (NA), Italy
(1998 and 2000)

Taught seminars on *International Prohibition of Torture (1998)* and *European criminal procedure (1998 and 2000)*

WORK EXPERIENCE

Council of Europe (2001- 2006)

Committee of Experts for improving procedures for protection of human rights (DH—PR)

Italian Expert – Ministry for Justice (2005 -2006)

Drafted regulation of Committee of Ministries on execution of Court sentences

Legal Cooperation—European Commission, Tirana, Albania

Joint Programme Albania IV/Law faculties project (20 – 21 october 2005)

Held workshop on execution of judgements of European Court for Human Rights

Legal Affairs

Wrote *expert opinion* on draft of Transitional Criminal Code (March 2004) and on Amendments to Criminal Code of Federation of Bosnia and Herzegovina (July 2001)

Continuing Legal Education ABA/CEELI, OSCE, Council of Europe - Pec, Kosovo (2000,8-9 December)

Taught workshop on defence counsel: "The Rights of the Accused under International Human Rights Standards"

European Commission on Human Rights, Strasbourg (France) 1998

Jurist (Awarded University of Trento fellowship)

- Prepared cases for Italy and France Units
- Conveyed case information to Court Judges in meetings

PROFESSIONAL AFFILIATIONS & QUALIFICATIONS

- Member AIDP (Association Internationale de Droit Pénal), France (since



2008)

- Researcher of Istituto di Studi Giuridici Internazionali – CNR (International Law Studies – National Research Center) Rome, Italy (since 2008)
- Journal *Archivio Penale* – Member of Editorial Committee, Italy (since 2007)
- Member of Department of Italian, European, and compared Law and Economic Sciences – II University of Naples (since 2004)
- Certified as a lawyer (July 1996)
- Qualified as Military Judge (June 1996)

LANGUAGES

Italian: native

English: **Reading:** very good; **Writing:** good; **Speaking:** good.

French: **Reading:** very good; **Writing:** fair; **Speaking:** fair.

PUBLICATIONS

Books

Il diritto penale "flessibile". Quando i diritti umani incontrano i sistemi penali, (A "Flexible" Criminal Law. When Human Rights Meet Criminal Systems) (in Italian) Torino, Giappichelli, 2008, pp. 1 – 544

Sintesi delle Convenzioni del Consiglio d'Europa, Council of Europe Publishing, 1998 (Italian translation of the Syntheses of the Conventions of the Council of Europe)

I mutamenti nella giurisprudenza della Cassazione 1990–1994 (Changes in Case Law of Italian Supreme Court) (in Italian), Padova, CEDAM 1995, pp. 51–116

Journal Articles

Il principio di legalità "europeo", (The "European" Legality Principle) (in Italian) in *Rassegna di diritto pubblico europeo*, forthcoming 2009.

La sentenza Labita era inevitabile? Riflessioni sulla titolarità delle garanzie dei diritti dell'uomo, (Was the Labita Judgement inevitable? Thoughts on Entitlements to Human Rights Protection) (in Italian) in *Rivista italiana di diritto e procedura penale*, 2001, pp. 226 – 252

Le discours raciste et la liberté d'expression en droit comparé. En Italie, (Racist Discourse and Freedom of Speech in Compared Law. In Italy) (in French) in *Revue trimestrielle des droits des l'homme*, 2001, pp. 403 – 414

Condizioni della detenzione e trattamento dei detenuti: la cultura della detenzione (Detention Conditions and Treatment of Prisoners: The Culture of Detention) (in Italian), in *Documenti giustizia*, 2000, fasc. 1, pp. 99 - 116



Diritti umani e interventi delle forze dell'ordine, (Human Rights and Police Interventions) (in Italian) in I diritti dell'uomo, cronache e battaglie, 1999, fasc. 3, pp. 45 – 48

Book Chapters

La tutela delle persone private della libertà nella giurisprudenza della Corte europea dei diritti umani, (Prisoners' Rights in the European Human Rights Court CaseLaw) (in Italian) in Bruno – Cataldi – Papa (eds.), Diritti umani e carcere, Napoli, Guida editore, 2008, pp.1 - 61

La concentrazione dello spazio nel diritto penale: la giurisprudenza della Corte europea dei Diritti dell'Uomo (Spatial Concentration in Criminal Law: Jurisprudence of the European Court for Human Rights) (In Italian) in Camelio (ed.), Coordinate spazio-temporali e sistema penale. Dimensione transnazionale e logica flou, Pisa, Stamperia Editoriale Pisana, 2007, pp.130 - 142

Il principio di legalità (The Legality Principle) (in Italian) in Lattanzi – Monetti (eds.), La Corte Penale Internazionale, Milano, Giuffrè, 2006, pp. 217- 268

Introduzione ai crimini contro l'umanità, (Introduction to Crimes against Humanity) (in Italian) in Lattanzi – Monetti (eds.), La Corte penale internazionale, Milano, Giuffrè, 2006, pp. 610 – 620

I reati di stupro e di tortura quali crimini contro l'umanità (Rape and Torture as Crimes against Humanity) (in Italian), in Lattanzi – Monetti (eds.), La Corte penale internazionale, Milano, Giuffrè, 2006, pp. 664 - 705

La définition des crimes et le rôle du droit comparé: comment les juges comblent les lacunes normatives, (in French) in Fronza – Manacorda (eds.), La justice pénale internationale dans le décisions des tribunaux ad hoc, Parigi – Milano, Dalloz-Giuffrè, 2003, pp. 41 - 57

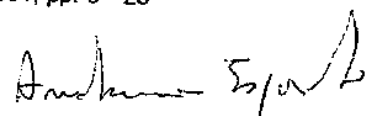
(with Caligiuri and Lupo), Crimes against Humanity, in John R.W. Jones, The Practice of International Criminal Courts for the former Yugoslavia and Rwanda, Transnational Publisher: New York/Oxford University Press – Oxford, 3rd Edition, 2003

Articolo 3 della Convenzione europea dei diritti dell'uomo: proibizione della tortura, (Article 3 of European Convention on Human Rights: Prohibition of Torture) (in Italian) in Bartole, Conforti, Raimondi (eds.), Commentario alla Convenzione europea per la protezione dei diritti dell'uomo e delle libertà fondamentali, Padova, CEDAM, 2001, pp. 49-76

Articolo 3 del Protocollo n. 7 (Article 3 of Protocol No. 7) (in Italian), in Bartole, Conforti, Raimondi (eds.) Commentario della Convenzione europea per la protezione europea dei diritti dell'uomo e delle libertà fondamentali, Padova: CEDAM, 2001, pp. 953 -955

Papers

The Rights of the Accused under International Human Rights Standards, Napoli, 2001, pp. 3 - 25



**PRESIDENCY OF THE COUNCIL OF MINISTERS
OFFICE OF THE DIPLOMATIC ADVISER**

**CONFIRMATION OF AVAILABILITY WITH A VIEW TO THE REPLACEMENT OF THE JUDGE IN
RESPECT OF ITALY AT THE EUROPEAN COURT OF HUMAN RIGHTS**

With reference to the notice of the Secretariat General of the Presidency of the Council of Ministers dated 23 June 2009, published the same day on the Internet sites of the Presidency of the Council of Ministers, the Ministry of Foreign Affairs and the Ministry of Justice, the undersigned, Guido Raimondi, born in Naples on 22 October 1953, judge (*consigliere*) of the Court of Cassation, currently on secondment as the Director of the Legal Department of the International Labour Organization (ILO), confirms his availability to take up the duties of judge of the European Court of Human Rights, in replacement of Judge Vladimiro Zagrebelsky, on the expiry of the latter's term of office in March 2010.

The undersigned confirms that he satisfies all of the criteria set out in the above-mentioned notice, namely:

1. Italian citizenship;
2. Being not more than 65 years old;
3. He is the holder of a first degree in law, obtained from Naples University on 22 July 1975 following a four-year course of study;
4. He has the requisite moral character and technical qualifications specified in Article 21 of the European Convention on Human Rights of 4 November 1950, ratified by Italy on 26 October 1955, and satisfies the other requirements set out in Resolution 1646 of the Parliamentary Assembly of the Council of Europe, of 27 January 2009, and the appendices thereto;
5. He has a perfect command of written and spoken English and French;
6. He has sufficient, detailed knowledge of the Convention and of the case-law of the European Court of Human Rights;
7. He is not subject to any kind of incompatibility for the office, which could frequently result in the need to appoint an ad hoc judge (Parliamentary Assembly Recommendation 1649 of 2004).

The undersigned also confirms that he is aware that the office in question is a full-time post incompatible with the pursuit of any other professional activity, even of a limited duration, and requires a continuous presence in Strasbourg.

Enclosed herewith is a curriculum vitae in Italian, English and French (all versions dated and signed). In this curriculum vitae, in accordance with the requirements of the above-mentioned Resolution 1646, the number of publications cited has been limited to ten.

Geneva, 26 June 2009

(signature)
Guido Raimondi

Encl.

CURRICULUM VITAE
Guido RAIMONDI

I. Civil Status

- Date and place of birth: 22 October 1953. in Naples (Italy)
- Sex: Male
- Nationality: Italian
- Addresses:
 - home:
 - 46, Chemin des Coudriers – 1209 Geneva (Switzerland) tel.: 0041 22 7885033
 - Via Monterosi, 28 – 00191 ROME (Italy) tel.: 06 3294717
- office:
 - International Labour Office (ILO), 4 Route des Morillons, 1211 GENEVA*
 - (Switzerland) tel. 0041 22 7996521 – fax 0041 22 7998570.*
- E mail: raimondi@ilo.org
- Mobile telephone: 0041 78 6732094.

II. Education, diplomas and other qualifications

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

III. Relevant professional activities

a. Description of judicial activities

- Joined the judicial service in 1977, holding judicial office (particularly with the Naples District Court) until March 1986.
- In 1991 he was appointed for two years as alternate member of the Appeals Board of the Western European Union (WEU) then in London.
- In 1997 he was appointed magistrate in the Attorney General's Office of the Court of Cassation, acting as "avocat general" at the Court's hearings, principally before the 1st Chamber and the Social Chamber, and drawing up the Attorney General Office's

written submissions for the joint Chambers ("Sezioni Unite") concerning in particular conflicts of jurisdiction with foreign courts, as well as for the aforesaid 1st Chamber.

- In 1998 he was appointed for two years (3 September 1998 – 3 September 2000) as full member of the Appeals Board of the Western European Union (WEU) in Brussels.
- In 2001 he was appointed *ad hoc* judge of the European Court of Human Rights in several cases concerning Italy. In this position, in particular, he dealt with the compatibility with the European Convention on Human Rights with the Italian Bankruptcy Law. He remains in this position until his appointment at the ILO in 2003.
-
- In 2002 he was appointed judge of the Supreme Court of Cassation and assigned to the 5th Civil Chamber.
- As from 30 December 2005 he was declared able to be appointed to the most senior judicial functions (like president of Chamber of the Supreme Court of Cassation).

b. Description of legal activities other than judicial

- From September 1976 to the end of 1977, assistant lecturer to the first Chair of International Law in the Law Faculty of the University of Naples (Professor Benedetto Conforti).
- From March 1986 onwards, seconded to the Ministry for Foreign Affairs, Diplomatic Legal Service. In this service, where he remained until September 1989, he dealt primarily with all activities relating to the defence of the Italian State authorities in the proceedings before the European Court and the then Commission of Human Rights, collaborating directly with the Head of the Service, Professor Luigi Ferrari Bravo.
- In addition, he co-operated with the Head of the Service in his capacity as legal adviser to the Ministry of Foreign Affairs, particularly in the fields of international law and criminal law.
- During this period, he assisted in legislative work relating to international law and participated, as member of the Italian delegation, in several international negotiations, whether bilateral or multilateral (UN, Council of Europe, ICAO, and IMO).
- As a member of various Council of Europe Steering Committees and Committees of Experts, has in particular served since 1 January 1993 on the Bureau of the Steering Committee for Human Rights and chaired it from 1 January 1999 to 31 December 2000.
- On 20 July 1989 the Minister for Foreign Affairs appointed him co-Agent for the Italian Government before the European Court and the then Commission of Human Rights, and he was transferred to the Italian Permanent Representation to the Council of Europe in Strasbourg. He performed these functions – by conducting the defence of the Italian Government before the Strasbourg organs – until September 1997. At the same time, he was legal adviser to the Italian Delegation to the Council of Europe.
- Since September 1997 and his appointment to the Attorney General's Office of the Supreme Court of Cassation, he has concurrently been a consultant assisting the Diplomatic Legal Service of the Ministry of Foreign Affairs.
- In 1998 he gave lectures under contract in the Faculty of Law of the University of Naples on "The European system of protection of human rights".
- Member of the Italian delegation to the Diplomatic Conference on the Establishment of an International Criminal Court (Rome, 15 June – 17 July 1998) and the "Prep-Com" on the Elements of Crimes and the Rules of Procedure and Evidence.

- Member of the committee set up in February 1998 by the Italian Ministry of Foreign Affairs in order to adapt the Italian legislation to the treaties and to the rules of international humanitarian law.
- Member of the committee set up in July 1999 by the Italian Minister of Justice in order to adapt the Italian law to the international instruments regarding criminal procedure. Within the committee, he was coordinator of the Group on "Transfer of criminal proceedings".
- Member of the Italian delegation to the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance (Durban, 31 August – 7 September 2001).
- Member of the Commission established in 2002 by the Italian Minister of Justice in order to adapt the Italian legislation to the Statute of the International Criminal Court.
- Lecturer in Law of the European Union in the colleges delivering specialist training for the legal professions at the Universities "La Sapienza" and "Tor Vergata" (2002-2003) and the "LUISS" in Rome (2004-2008).
-
- As from May 2003, Deputy Legal Adviser and, as from February 2008, Legal Adviser to the International Labour Office (ILO), Geneva. In this position he is responsible for the direction of the Office of Legal Services of the International Labour Organization, whose functions are, among others: (a) providing legal advice to the directive organs of the ILO, namely the International Labour Conference and the Governing Body, as well as to the Secretariat; (b) coordinating and chairing drafting committees on the international labour standards, conventions and recommendations, both internally and at the level of the International Labour Conference; (c) managing the relations with the authorities of the Host Country (Switzerland) and the other member States in legal matters, including the status of the organization under privileges and immunities provided by international law as well as the negotiation and conclusion of Host Country Agreements or other agreements; (d) managing the personnel disputes before the ILO Administrative Tribunal; (e) taking care of the functioning conditions of the latter, including the selection of candidatures of the judges to be appointed.

c. Description of professional activities other than legal

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

IV. Activities and experience in the human rights field

- See under III above

V. Public activities

No political activities.

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

VI. Other activities

- Member of the *Société française de droit international* (SFDI).

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

VII. Studies and publications

Main publications:

Some thirty works, including:

Books

- 1- BARTOLE, CONFORTI e RAIMONDI (eds), *Commentario alla Convenzione europea dei diritti dell'uomo*, Padova, CEDAM, 2001. In particular: *Articolo 28, Articolo 29, Articolo 30, Articolo 31, Articolo 34, Articolo 35-III, Articolo 36, Articolo 38 § 1a*.
- 2- RAIMONDI, *Il Consiglio d'Europa e la Convenzione europea dei diritti dell'uomo*, Napoli, 2005 (I edition) and 2008 (II edition).

Articles

- 1- *Sui limiti della giurisdizione italiana in materia di provvedimenti cautelari*, *Rivista di diritto internazionale*, 1978, pp. 74 ff.
- 2- *La Convenzione europea dei diritti dell'uomo nella gerarchia delle fonti dell'ordinamento italiano*, *Rivista internazionale dei diritti dell'uomo*, 1990, pp. 36 ff.
- 3- *Un nuovo status nell'ordinamento italiano per la Convenzione europea dei diritti dell'uomo*, *Cassazione penale*, 1994, pp. 443 ff.
- 4- *Il Protocollo n. 11 alla Convenzione europea dei diritti dell'uomo*, *Rivista internazionale dei diritti dell'uomo*, 1994, pp. 61 ff.
- 5- *Defence of the Italian Government and the Problems of General Measures*, Council of Europe, *Government Agents before the Organs of the European Convention on Human Rights* (Prague, 31 October and 1st November 1995), Strasbourg, 1996, pp. 30 ff.
- 6- *La Corte europea dei diritti dell'uomo*, *Enciclopedia del diritto*, VI aggiornamento, Milano, 2002, pp. 327 ff. (in collaboration with B. CONFORTI).
- 7- *Réserves et conventions internationales du travail*, in *Les normes internationales du travail: un patrimoine pour l'avenir, Mélanges en l'honneur de Nicolas Valticos*, Geneva, 2004, pp. 527 ff.
- 8- *Article ILO (International Labour Organization)*, in *Dizionario di diritto pubblico*, edited by S. CASSESE, Milan, 2006, Giuffrè, Vol. IV, pp. 2871 ff.

VIII. Language skills

Language	Reading			Writing			Speaking		
	very good	good	fair	very good	good	fair	very good	good	fair
a. First language:									
Italian	X	"	"	X	"	"	X	"	"
(Please specify)									
b. Official languages:									
- English	"X	"	"	"X	"	"	X	"	"
- French	"X	"	"	"X	"	"	X	"	"
c. Other languages:									

IX. Other relevant information

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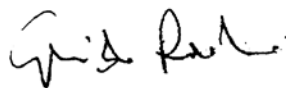
X.

Not applicable.

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

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

26 June 2009


Guido Raimondi

To the Presidency of the Council of Ministers
Secretariat General
Roma

Subject: Appointment of the judge in respect of Italy at the European Court of Human Rights

With reference to the above subject, I the undersigned, Riccardo Ventre, hereby confirm my availability for appointment as a judge of the European Court of Human Rights.

To that end, I declare that:

1. I am an Italian citizen;
2. I am not more than 65 years old, since I was born on 20 June 1944, and I can therefore guarantee a sufficient period in office;
3. I hold first degrees in law, philosophy and political science, which I obtained from Naples University following four-year courses of study;
4. I am of the requisite moral character and possess the technical qualifications specified in Article 21 of the European Convention on Human Rights of 4 November 1950, ratified by Italy on 26 October 1955, and I satisfy the other requirements set out in Resolution 1646 of the Parliamentary Assembly of the Council of Europe, of 27 January 2009, and the appendices thereto;
5. I have a perfect command of written and spoken French and a good command of written and spoken English;
6. I have sufficient, detailed knowledge of the Convention and of the case-law of the European Court of Human Rights;
7. I am not subject to any kind of incompatibility for the office, which could frequently result in the need to appoint an ad hoc judge (Parliamentary Assembly Recommendation 1649 of 2004);
8. I am aware that the office in question is a full-time post incompatible with the pursuit of any other professional activity, even of a limited duration, and requires a continuous presence in Strasbourg.

I enclose my curriculum vitae drawn up in accordance with Council of Europe Resolution 1646 of 27 January 2009.

Caserta, 16 July 2009

(signature)
Riccardo Ventre

CURRICULUM VITAE
Riccardo VENTRE

I. Personal details

Name, forename: Riccardo Ventre
Sex: Male
Date and place of birth: 20/06/1944 - 81040 Formicola (Ce), Italy
Nationality: Italian

II. Education and academic and other qualifications

- School leaving examination in classical studies, "P. Giannone" grammar school, Caserta
- First degree in law, 110/110 (1st class), Naples University
- First degree in political science, 110/110 (1st class) with honours, Naples University
- First degree in philosophy, 108/110, Naples University
- Specialisation in administration (equivalent to a Master's degree), Catholic University of the Sacred Heart, Milan
- Further training in law and international politics, as a scholarship holder, Institute of International Political Studies (ISPI), Milan
- Internship in France as a scholarship holder of the Italian Ministry of Foreign Affairs
- Qualification to practise as a lawyer
- Freelance journalist

III. Relevant professional activities

a. Description of judicial activities

Judicial posts held: Lower-ranking judge (*referendario*) of the administrative courts, Higher-ranking judge (*primo referendario*) of the administrative courts, Senior judge (*consigliere*) of a regional administrative court, Acting President of a regional administrative court, Honorary President of a Regional Administrative Court (by law equivalent to the Division Presidents of the Supreme Court of Cassation, Division Presidents of the Council of State and Division Presidents of the Court of Audit)
President of a Provincial Division of the Tax Commission
President of a Regional Division of the Tax Commission
Judicial activities pursued in the courts of Naples, Salerno, Venice and Potenza from 1985 to 2004

b. Description of non-judicial legal activities

Lawyer from 1971 to 1985;
From 1977 to 1985, admitted to plead before the Supreme Court of Cassation and the other high courts

c. Description of non-legal professional activities

Lecturer in administrative procedural law at the law faculty of Naples Second University
Lecturer in administrative law at the Superior School of Economics and Finance

IV. Activities and experience in the field of human rights

Titular member of the European Parliament's Sub-Committee on Human Rights, 2004-2009 legislature
Vice-President of the ACP-EU (African, Caribbean, Pacific, European Union) Joint Parliamentary Assembly

V. Public activities

a. Public office

President of Industrial Zone no. 4, S. Agata dei Goti/Casapulla
President of the transport company ACTP

b. Elected posts

Municipal councillor (*consigliere*)

Provincial councillor (*consigliere*)

Chair of Municipal Council

Member of municipal executive (*assessore*)

Member of provincial executive (*assessore*)

Mayor

President of a Mountain Community

President of a Province

Member of the European Parliament (Vice-Chair of the Committee on Constitutional Affairs, member of the Delegation for Relations with the Mashrek Countries, substitute member of the Committee on Regional Development, member of the Committee on Fisheries, member of the delegation to the European Union - Former Yugoslav Republic of Macedonia Joint Parliamentary Committee, and member of the delegation to the Euro-Mediterranean Parliamentary Assembly).

Full member of the Committee of the Regions of the European Union (Commission for Constitutional Affairs).

c. Duties within a political party or movement:

PPI (Italian People's Party) provincial commissioner for Caserte;

CDU (United Christian Democrats) regional commissioner for Campania;

Member of the national leadership of the CDU;

Forza Italia provincial commissioner for Caserte;

National adviser to Forza Italia.

VI. Other activities

a. Field

Member of the Consiglio di Presidenza of Administrative Justice (regional administrative courts – Council of State)

b. Duration

Three years

c. Purpose

Self-governing body responsible for the administrative justice system

VII. Studies and publications

The new administrative process in Italy, Milan.

External financial supervision of auditing, Rimini.

From fiscal federalism to new forms of fiscal autonomy. Outsourcing of services and joint ventures. Saving clauses in fiscal matters and the new fiscal powers of local authorities, Caserte.

Health protection as a means of implementing the Constitution, Padua.

The innovative scope of De Gasperi's thinking, Brescia - Milan.

VIII. Languages

(Requirement: an active knowledge of one of the official languages of the Council of Europe and a passive knowledge of the other)

Language	Reading			Writing			Speaking		
	very good	good	fair	very good	good	fair	very good	good	fair
a. First language:									
Italian	x			x			x		
(Please specify)									
b. Official Languages									
English	x				x			x	
French	x				x			x	

IX. In the event that you do not meet the level of language proficiency required for the post of judge in an official language, please confirm your intention to follow intensive language classes of the language concerned prior to, and if need be also at the beginning of, your term of duty if elected a judge of the Court.

I confirm my intention, if it is considered necessary, to undergo intensive language training to improve my language skills if I am elected a judge of the Court.

X. Other relevant information

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

I confirm that I will take up permanent residence in Strasbourg if I am elected a judge of the Court and that I am aware that the office of judge is a full-time post incompatible with the pursuit of any other professional activity, even of a limited duration, and requires a continuous presence in Strasbourg.

