

Assembly of States Parties

Distr.: General
16 December 2005
ENGLISH
Original: English and French

Resumed fourth session

New York
26 and 27 January 2006

**Second election of the judges of the
International Criminal Court (continued)**

Addendum

Annex I

Alphabetical list of candidates (with statements of qualifications)

Contents

	<i>Name and nationality*</i>	<i>Page</i>
1.	Bárd, Károly (Hungary)	3
2.	Dakouré, Haridiata (Burkina Faso)	17
3.	Kaul, Hans-Peter (Germany)	23
4.	Kourula, Erkki (Finland).....	32
5.	Kuenyehia, Akua (Ghana).....	39
6.	Slade, Tuiloma Neroni (Samoa)	53
7.	Song, Sang-hyun (Republic of Korea)	59
8.	Thiam, Cheikh Tidiane (Senegal)	66
9.	Trendafilova, Ekaterina (Bulgaria)	74
10.	Ušacka, Anita (Latvia)	85

* Also the nominating State unless otherwise indicated.

1. Bárd, Károly (Hungary)

[Original: English]

Note verbale

The Embassy of the Republic of Hungary in The Hague presents its compliments to the Secretariat of the Assembly of the States Parties to the Rome Statute and with reference to the latter's Note No. ICC-ASP/4/S/4 of 18 April 2005, has the honour to communicate that the Republic of Hungary nominates Professor Károly Bárd as a candidate for election as a judge of the International Criminal Court.

Professor Károly Bárd, a Hungarian national, is a person of high moral character, impartiality and integrity, as shown in his career. He possesses all the qualifications required in Hungary for appointment to the highest judicial offices. Mr. Károly Bárd has excellent knowledge in English and German, and speaks Russian and French.

While having the necessary qualifications for list A and list B in accordance with article 36, paragraph 5 of the Rome Statute, he has been chosen and is hereby nominated for inclusion in list B.

Attached to this Note are Mr. Bárd's curriculum vitae, his bibliography and a statement submitted in accordance with article 36, paragraph 4 (a) of the Rome Statute of the International Criminal Court and paragraph 7 of the resolution of the Assembly of States Parties relating to the procedure for the nomination and election of judges, the Prosecutor and Deputy Prosecutors of the International Criminal Court.

...

* * *

Statement of qualifications

Professor Károly Bárd is the candidate supported by the Republic of Hungary for election to the International Criminal Court.

Professor Bárd is a Hungarian national, presently a professor in human rights, substantive criminal law and criminal procedure, as well as an attorney with more than ten years' practice. Professor Bárd is a person of high moral character, impartiality and integrity, who possesses all the qualifications required in Hungary for appointment to the highest judicial offices. Mr. Bárd has an excellent knowledge of English and German, and speaks Russian and French.

Mr. Bárd fulfils the requirements of both article 36, paragraph 3 (b) (i) and article 36, paragraph 3 (b) (ii), as specified in his curriculum vitae. As the head of the Criminal Law Department at the Eötvös Loránd University in Budapest and the Director of the Human Rights Program of the Central European University (CEU), he has theoretical competence in criminal law, criminal procedure, human rights and international humanitarian law. Having represented clients before national courts and the European Court of Human Rights, he also has the necessary practical experience.

As Deputy State-Secretary Mr. Bárd played an eminent role in transforming the Hungarian legal system after the change in the political regime of the country. He headed the interdepartmental committee which had the task of preparing the ratification of the European Convention on Human Rights and Fundamental Freedoms and bringing Hungarian legislation into conformity with the jurisprudence of the European Human Rights Court. As the co-chairman of the drafting committee he played a significant role in the preparation of the new code of criminal procedure adopted in 1998 by the Hungarian Parliament. He has wide experience in international criminal law, served several times as consultant or expert for the United Nations, the Council of Europe, the European Commission and the Organization for Security and Cooperation in Europe (OSCE).

His contribution to the transformation of the legal systems and the strengthening of the protection of human rights in Russia, Albania, Kazakhstan and Georgia as an expert for the above-mentioned international organizations is highly appreciated.

His memberships in leading bodies of international organizations testifies to his reputation as an expert in international criminal law. Thus, between 1994 and 2004 Professor Bárd served on the Board of Directors of the Association Internationale de Droit Pénal (AIDP) and between 1999 and 2004 as Vice Secretary-General of the Association. Between 1996 and 2001 he was a member of the Board of Trustees of the United Nations Interregional Crime and Justice Research Institute. Following his appointment by the United Nations Secretary-General, Professor Bárd is serving on the Advisory Board of the European Institute for Crime Prevention and Crime Control (HEUNI). Professor Bárd was the first delegate from the Central and Eastern European region to be elected member of the Bureau of the European Committee on Crime Problems (CDPC) of the Council of Europe.

Professor Bárd has been a devoted supporter of the International Criminal Court. In his capacity as the research director of the Constitutional and Legal Policy Institute affiliated with the Open Society Institute he was involved in designing and organizing conferences and projects in partnership with international human rights organizations with the aim of preparing prospective delegates from countries of Central and Eastern Europe and the former Soviet Union for the Rome Conference and, after adoption of the Rome Statute, of assisting the countries of the region in drafting implementing legislation.

Professor Bárd was a member of the Hungarian delegation to the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of the International Criminal Court and participated in the sessions of the Preparatory Commission of the International Criminal Court after the Rome Conference. He was among the first in Europe to offer an entire course on the International Criminal Court in 1999 (at the CEU).

During his career Professor Bárd has been active in promoting and protecting human rights. In addition to his law drafting activities Mr. Bárd as Deputy Secretary of State, served as the agent of the Republic of Hungary before the European Court of Human Rights. He was a member of the European Commission against Racism and Intolerance. Mr. Bard is on the board of a number of prestigious human rights NGO's and for his activities in the area of human rights protection he was among the first to receive the Human Rights Prize awarded by the Minister of Justice in 2002.

Mr. Károly Bárd is being nominated for inclusion in list B for the purposes of article 36, paragraph 5 of the Rome Statute.

The information relating to subparagraphs (i) to (iii) of paragraph 8 (a) of article 36 of the Rome Statute is as follows:

- (i) Mr. Bárd – as stated above - has established competence in relevant areas of international law such as international humanitarian law and the law of human rights, and extensive experience in a professional legal capacity that is of relevance to the judicial work of the Court.
- (ii) Mr. Bárd is a national of Hungary, which is a member of the Eastern European Group of States. He does not possess the nationality of any other State.
- (iii) Mr. Bárd is male.

* * *

Personal

Date of birth: 7 May 1951
 Place of birth: Budapest (Hungary)
 Nationality: Hungarian
 Telephone: +361 3273023 or +3613273294
 Fax: +361 3273198
 E-mail: bardk@ceu.hu or bard@ajk.elte.hu

Education, degrees

1975 Eötvös Loránd University, Budapest, Hungary
 Faculty of Law, Doctor Juris

1978 – 1981 Eötvös Loránd University, Budapest, Hungary

1986 Faculty of Sociology
 Ph.D.; Candidate of Legal Sciences, Hungarian Academy of Sciences

Work Experience

2000 - present Eötvös Loránd University Law Faculty, Head of the Department of Criminal Law

August 1998 - present Central European University, Legal Studies, Budapest, Hungary
 Professor, Director of Human Rights Program

1999 - present Personal adviser of the Minister of Justice of Hungary

May 1997 - December 2000	Constitutional and Legal Policy Institute (COLPI), Budapest, Hungary Research Director Supervised COLPI programmes on human rights, police, judiciary, access to justice, corruption, penitentiary
July 1990 - March 1997	Ministry of Justice, Budapest, Hungary Deputy Secretary of State Supervised the activities of the following departments: Criminal Law, Public International Law, Human Rights, European Community Law, Research and Statistical Data Analysis Chairman of the Intergovernmental Commission entrusted with the preparation of the ratification of the European Convention on Human Rights and preparing legislation to bring Hungarian law into line with ECHR jurisprudence Head of delegation in the United Nations Commission for Crime Prevention Head of delegation of the Council of Europe Committee of Directors for Crime Problems (CDPC) and member of the Bureau of the CDPC Agent of the Hungarian Government before the European Commission and the European Court of Human Rights Member of the European Commission against Racism and Intolerance Co-Chairman of the Commission preparing the law on criminal procedure
1990-1993	Institute for Criminal Sciences, Budapest, Hungary Director (part-time) Coordinated the academic activities of the departments of Criminal Law, Criminal Procedure and Criminology
December 1989 - June 1990	Ministry of Justice, Budapest, Hungary Deputy Minister of Justice
April 1975 - present	Eötvös Loránd University, Budapest, Hungary Law faculty, Department of Criminal Procedural Law, later Department of Criminal Law Courses in criminal procedure, comparative criminal justice, human rights and criminal law

Practical experience

1986 - December 1989 and 1997 - present	Practising attorney, member of the Hungarian Attorneys' Chamber
--	--

International organizations

1996 - 2001	Member of the Board of Trustees of the United Nations Interregional Crime Research and Criminal Justice Institute (UNICRI)
1994 - 2004	Member of the Board of Directors of the International Association of Penal Law (AIDP)
1999 - 2004	Vice-Secretary-General of the AIDP
1993 - present	Member of the Board of Directors of the European Institute for Crime Prevention and Crime Control (HEUNI)
October - December 1985	Consultant at the European Institute for Crime Prevention and Criminal Justice affiliated with the United Nations (HEUNI)
May - July 1984	Consultant at the United Nations Crime Prevention and Criminal Justice Branch (Vienna, Austria)

Activities in the area of international human rights law and international criminal law

1993	Head of delegation, session of the United Nations Human Rights Committee (consideration of the periodic report submitted by Hungary on the implementation of the International Covenant on Civil and Political Rights (ICCPR))
1998	Member of the Hungarian delegation, United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court (Rome Conference)
1999 - 2000	Member of the Hungarian delegation, sessions of the Preparatory Commission for the International Criminal Court (New York)
2002	Elected Vice-Chairman, Ad Hoc Committee for the Negotiation of a Convention against Corruption
	Member of the Hungarian delegation, session of the United Nations Human Rights Committee (consideration of the periodic report submitted by Hungary on the implementation of the ICCPR)

Non-governmental organizations

1994 - present	Chairman of the Board of ESZTER Foundation (Foundation for the Rehabilitation of Victims of Sexual Violence)
1998 - present	Member of the Board of Directors of the Human Rights Documentation and Information Centre (INDOK)
	Member of the Board of Directors of the Roma Civil Liberties Foundation (Roma Polgárjogi Alapítvány)

2002 - present Member of the Scientific Committee of the Hungarian Lawyers' Association

Research and other scientific activities

Author of several books, textbooks and teaching materials, and around 100 articles on criminal justice; social science and the criminal justice system; victimology; international criminal law and international tribunals on European criminal law; human rights issues (rights to liberty; fair trial; procedure before the control organs of the European Convention on Human Rights and Fundamental Freedoms) as well as on problems of historical justice in Hungarian, English, German, French, Dutch, Finnish and Turkish; expert of the Council of Europe, the European Union and the OSCE (the criminal code and the code of criminal procedure of Russia, of Albania; the law on the courts of Azerbaijan and of Kazakhstan; law on compensation for detention Albania; the role of the Ministry of Justice, Georgia and Armenia; the compatibility of the Russian draft Penal Code with the ECHR; compatibility of the Albanian legal system with the ECHR, restructuring the Italian judicial system, etc.).

Rapporteur at several international congresses and conferences, such as:

- The World Congress of the International Association for Comparative Law, Athens, 1994 – “Alternatives to Imprisonment”
- Annual Congress of the Deutsche Gesellschaft für Rechtsvergleichung, Berlin, 1994 – “Die strafrechtliche Aufarbeitung von staatlich gesteuertem Unrecht”
- Council of Europe Criminological Colloquy, Strasbourg, 1991 – “Young adult offenders”
- Council of Europe Criminological Research Conference, Strasbourg, 1996 – “Trial and Sentencing, Training and Appointment of Judges, Structure of Criminal Procedure, Sentencing Patterns, the Role of Defence in the Countries of Transition”

Languages:

English	Fluent
German	Fluent
Hungarian	Native
French	Upper intermediate
Spanish	Reading

* * *

Selected Bibliography 1996 -

- “Actions de la police, poursuites judiciaires, condamnations, rôle des parties civiles, aides aux victimes”, *Ce racisme qui menace l'Europe*, La documentation française, Paris, 1996, 180-183
- “European Criminal Law?”, *Towards a Rational and Humane Criminal Policy* (Raimo Lahti (ed.)), dedicated to Inkeri Attila, 29 November 1996, Helsinki, 1996, 241-253

- National Report, Hungary Association Internationale de Droit Penal, Organized Crime, Section III Criminal Procedure, *International Review of Penal Law*, 1997 (with co-author)
- Preface, *Punished before sentence*, Constitutional and Legislative Policy Institute/Hungarian Helsinki Committee, Budapest 1998, 10-12
- “Access to Legal Aid for Indigent Criminal Defendants in Central and Eastern Europe – Hungary”, Columbia University, *Parker School Journal of East European Law*, Vol. 5, 1998, No.1-2; 151-171
- “Legal Services for Indigent Criminal Defendants in Central and Eastern Europe”, Columbia University, *Parker School Journal of East European Law*, Vol.5, 1998, No.1-2: 209-241 (with co-author)
- “The Right to Silence”, in *Personal Liberty and Fair Trial* (in Hungarian), INDOK, Budapest, 1999 11-23
- *Comments on the Russian Federation Draft Code of Criminal Procedure*, Council of Europe & European Commission, H(99)10, 1999, p64 (co-authors: Hartmuth Horstkotte and Stefan Trechsel)
- “Beweisverbote im Ungarischen Recht und Verwertung ausländischer Erhebungsergebnisse” in *Beweisverbote in Ländern der EU und vergleichbaren Rechtsordnungen*, Europäisches Kolloquium Wien, September 1997. *Beiträge und Materialien aus dem Max-Planck-Institut für ausländisches und internationales Strafrecht*, Freiburg im Breisgau, 1999, 223-232
- “Trial and Sentencing: Judicial Independence, Training and Appointment of Judges, Structure of Criminal Procedure, Sentencing Patterns, the Role of the Defence in the Countries of Transition”, *European Journal of Crime, Criminal Law and Criminal Justice*, Vol.7/4, 1999, 433-447
- “Entwicklung der Kriminalität in verschiedenen Rechtskreisen und die jeweiligen Ursachen- Ungarn” in *Krise des Strafrechts und der Kriminalwissenschaften?* (H.J. Hirsch (Ed.)), Duncker & Humblot, Berlin 2001, 98-102
- “Constitutional Reforms in Eastern Europe” (in Turkish), in *Türkiye’de anayasa reformu, prensipler ve sonuçlar*, Ocak , Ankara 2001, 120-128
- *Monitoring the EU Accession Process: Judicial Independence* (Legal consultant), CEU Press, Budapest 2001
- “The International Criminal Court” (in Hungarian) in *Criminal Law-General Part* (Imre A. Wiener (Ed.)) KJK-KERSZÖV Jogi és Üzleti Kiadó, Budapest 2002, 31-325
- “Kontinuität oder Nostalgie?” in *Strafrechtsgeschichte an der Grenze des nächsten Jahrhunderts* (Barna Mezey (Hrsg.)), Gondolat Kiadó Kör, Budapest 2003. 19-26
- “A Backgrounder to the Criminal Justice Systems of the Region” in *Crime and Criminal Justice Systems in Europe and North America 1995-1997* (Kauko Aromaa, Seppo Leppä, Sami Nevala, Natalia Ollus (editors)), HEUNI, Helsinki 2003, 14-22, (with co-authors)

- “The Right to a Fair Trial in Criminal Cases: The Impact of the European Convention on Human Rights and Fundamental Freedoms on the Jurisprudence of the Hungarian Constitutional Court” in *The Spanish Constitution in the European Context* (Francisco Fernández Segado (Ed.)), Dykinson S.L., Madrid 2003. 1575-1592
- “The Geneva Conventions and the International Criminal Court” (in Hungarian) in *Symposium on the occasion of the 25th anniversary of the adoption of the Additional Protocols to the Geneva Conventions* (A. Jantsits and A. Prandler (editors)), Hungarian Red Cross, Budapest 2003. 31-39
- “Truth, Justice and Fair Trial” (in Hungarian), *Fundamentum*, Budapest 2004/1: 44-50.
- “Judicial Independence in the Accession Countries of Central and Eastern Europe and the Baltics” in *Judicial Integrity* (András Sajó (editor)), Martinus Nijhoff Publishers, Leiden/Boston 2004. 265-313
- “Richterliche Unabhängigkeit in den Beitrittsländern der Europäischen Union - wie steht es damit in Ungarn?” *Annales Universitatis Scientiarum Budapestinensis de Lorando Eötvös Nominatae. Sectio Iuridica Tomus XLV.*, Budapest 2004. 77-99
- “Trial in absentia- treaties in human rights law” (in Hungarian) in *Papers in Honour of Imre A. Wiener* (K.Ligeti (editor)), KJK-KERSZÖV Jogi és Üzleti Kiadó, Libri Amicorum 16., Budapest 2005, 209-230

Unabridged list of Károly Bárd’s publications

- A Német Demokratikus Köztársaság büntető perrendtartásának novellája. Belügyi Szemle Tájékoztatója, 1976/21. sz. 14-19. o.
- A szabálysértés büntetőeljárásban történő elbírálásának egyes gyakorlati kérdései. Magyar Jog 1976. 3. 185-191. o.
- A gyanúsítás közlésének tárgya - a büntetőeljárás tárgya. Belügyi Szemle 1977/6. sz. 19-26. o.
- Kodifikatorische Probleme der Geldstrafe (Györgyi Kálmánnal társszerzőként), Annales Bp. Tomus 20. 1978. 3-19. o.
- A pénzbüntetés és a kodifikáció (Györgyi Kálmánnal társszerzőként), Jogtudományi Közöny XXXIII. 1978/1. 10-17. o.
- Vita a Büntető Törvénykönyv Tervezetéről. Magyar Jog XXV. 1978/8. 762-767. o.
- A finn büntető törvénykönyv reformja. Jogtudományi Közöny XXXIII. 1978/10. 625-630. o.
- A napi pénzbüntetés (Györgyi Kálmánnal társszerzőként) Acta Facultatis Politico-Iuridice Universitatis Scientiarum Budapestinensis de Rolando Eötvös Nominatae 1978. 103-124. o.
- Gönczöl Katalin “A visszaeső bűnelkövetők tipológiája” című kandidátusi értekezésének vitája a Magyar Tudományos Akadémián, Magyar Jog 1979. XXVI. évf. 3. sz. 279-283. o.
- The stage of violent criminality and studies on violence in Hungary, Quaderni 1979 (Istituto Superiore Internazionale de Scienze Criminali Siracusa)

- A pénzbüntetés kiszabása és a súlyosítási tilalom (Györgyi Kálmánnal társszerzőként), Magyar Jog 1980/3. 205-212. o.
- Jogesetek a büntetőeljárás köréből (társszerzőként). Szerkesztő Hofszang József Tankönyvkiadó Budapest, 1980.
- Egyetemi oktatás és kiscsoport (Kéri Lászlóval társszerzőként), ELTE oktatók műhelytanulm. 2. kötet 1981. 107-134. o.
- Legal Education in Hungary (Erdei Árpáddal társszerzőként), Comparative Law Year book Vol. 5. The Hague - Boston-London. Nijhoff 1982. 83-102.
- Die Wirksamkeit des gerichtlichen Verfahrens und der richterlichen Entscheidung. In Gesellschaftliche Wirksamkeit des Strafverfahrens und differenzierte Prozessform. Humboldt Universität zu Berlin 1983. 25-27. o.
- Zascita prav grazsdan v ugovnom prave Vengrii (Szabó Lászlónéval társszerzőként), Annales. Bp. Tomus 25. 1983. 19-38. o.
- Szöveggyűjtemény a büntető eljárási jog köréből (Pusztai Lászlóval társszerzőként), Tankönyvkiadó. Budapest 1983.
- Jogesetek a büntető eljárás köréből (Társszerzőkkel), Szerk.: Hofszang József Tankönyvkiadó Budapest 1983.
- Alkalmazott viktimológia Észak-Amerikában. Magyar Jog 1984/1. sz. 20-29. o.
- Rationality in Truth Finding: Procedural and Evidential Needs. In: HEUNI Publications No. 3. Helsinki 1984. 132-146. o.
- Crime Prevention Strategies. Paper presented for the United Nations Secretariat in preparation for the VII United Nations Congress on the "Prevention of Crime and the Treatment of Offenders Milan 1985. Vienna 1984.
- The Operation of the Criminal Justice System. Paper presented for the United Nations Secretariat in preparation for the VII United Nations Congress on the "Prevention of Crime and Treatment of Offenders" Milan 1985. Vienna 1984.
- A tárgyalás kettéosztásáról. Jogtudományi Közlöny 1985/1. sz. 14-21. o.
- Some General Traits of the Criminal Justice Systems of the Socialist Countries with Special Reference to Hungary. In: Bárd-Joutsen-Yakovlev: Papers in Crime Policy. HEUNI Publications No. 7. Helsinki 1986. 1-12. o.
- Legalitás és bűnüldözés; Jogtudományi Közlöny 1986/9. sz. 402-409. o.
- Das Recht zum Strafen (szerk.), Kriminológiai Közlemények. Különkiadás. Budapest 1986.
- The Analysis of Non-Prosecution in Europe. In: Bárd (szerk.) Non-Prosecution in Europe, HEUNI Publications No. 9. Helsinki 1986.
- Über die Zweiteilung der Verhandlung - Acta Juridica Academiae Scientiarum Hungaricae, 29. 1987 Akadémia Kiadó, Budapest 193-212. o.
- The Concept of the Criminal Offence in the Socialist Countries - Kansainoikeus ius Gentium (KOIG 4. Vousikerta 1-2/1987) 29-43. o.
- Non-Custodial Sanctions - Hungary; In: Bishop, Norman: Non-Custodial Alternatives in Europe, HEUNI Publications No. 14. Helsinki 1988. 234-237. o.

- Voorstellen voor de reorganisatie van de rechtspraak en Hongarije; Justitiele Verkenningen 1989/4. 124-134. o.
- Társadalomtudományok és büntető igazságszolgáltatás; Kriminológiai Közlemények 26-27. kötet, MTA Magyar Kriminológiai Társaság Budapest, 1989. 5-19. o.
- Legality and the Prosecution of Crimes; Acta Juridica Academiae Scientiarum Hungaricae 31 (1-2) 153-181. o. Budapest, 1989.
- Mittermaier und die Reform des ungarischen Strafverfahrens Annales Universitatis Scientiarum Budapestinensis de Rolando Eötvös Nominatae Tomus XXX. Budapest, 1989. 5-14. o.
- A jogállamiság határai? Magyar Jog 1989/9. 787-792. o.
- The Relationship between the Organisation of the Judiciary and the Rules of Criminal Procedure in Hungary (Erdei Árpáddal társszerzőként) - Revue International de Droit Pénal 1989/3-4. 841-851. o.
- Justizorganisation und richterliche Unabhängigkeit im Lichte der Verfassungsreform in Ungarn - Zeitschrift für die gesamte Strafrechtswissenschaft (ZStW) 102 (1990) Heft 4. 400-412. o.
- Magyar büntetőeljárás jog II. (Társszerzőkkel) Szerk.: Cséka Ervin Tankönyvkiadó Budapest 1990.
- Neuer Kurs. Neue Kriminalpolitik, 1990. Februar 12-13. o.
- A bűnbeesett büntetőjog. Gondolattörédek Király Tibor hetvenedik születésnapján. Kriminológiai Közlemények 33. 13-23. o. Budapest, 1990.
- Work in Liberty under Surveillance in Hungary. In: Research Workshop Document vol. I. 291-303. o. United Nations Interregional Crime and Justice Research Institute - Roma 1990.
- Nachwort. Ein Jahr danach. In: Hrsg. Albin Eser und Günther Kaiser. Deutsch-Ungarisches Kolloquium über Strafrecht und Kriminologie. Nomus Verlagsgesellschaft Baden-Baden 1990. 303-310. o.
- Az emberi jogok a bírósági szakaszban In: Az emberi jogok érvényesülése a büntető igazságszolgáltatásban, szerk: Horváth Tibor/Grmela Zoltán, Miskolc 1991 71-87. o.
- Visszamenő igazságszolgáltatás, alkotmányosság, emberi jogok. Társadalmi Szemle 3/1992. 29-38. o.
- The up-to date administration of justice, reduction strategies, In: Kriminalinfo '91. 241-248. o., Budapest, 1992.
- Bán Tamással együtt: Az Európai Emberi Jogok Egyezménye és a magyar jog, Acta Humana 1992 No. 6-7.
- A felülvizsgálat és egyéb lényeges változások a büntetőeljárásban, Harmadik Jogász Vándorgyűlés. Szerk.: Breznay Tibor, Budapest 1992. 59-64. o.
- Sozialwissenschaften und Strafrechtspflege. In: Bárd Károly (szerk.), Kriminalpolitik und Rechtstaatlichkeit; Strafrechtliche und kriminologische Beiträge Ungarn 1988-1991 - Hungarian Society for Criminology Ungarische Gesellschaft für Kriminologie Budapest 1992. 31-54. o.

- Az Emberi Jogok és Szabadságok védelméről szóló európai egyezmény; Kapu 1992. 18. szám 8-9. o.
- A büntető eljárás kézikönyve (Pusztai Lászlóval társszerzőként); Közgazdasági és Jogi Könyvkiadó Budapest 1993.
- A büntetőjogi kodifikáció kérdései (1990-1992 között) - Kriminológiai Közlemények 47. sz. 1993. 93-105. o.
- Időtálló novella; Gondolatok a büntető törvénykönyv módosításáról; Börtönügyi Szemle 1993/2.sz. 1-4. o.
- Young adult offenders in the new European context - Young adult offenders Council of Europe Press 1994. 111-124. o.
- A gazdasági bűncselekmények új jogi szabályozása - Hatodik Jogász Vándorgyűlés, szerk.: Erdei Árpád, Budapest, 1994. 45-52. o.
- Work in liberty under surveillance in Hungary, In: Alternatives to Imprisonment in Comparative Perspective Ed-ed by Ugljesa Zvekic, Nelson-Hall Publishers Chicago, 1994. 293-305. o.
- A belső jogorvoslati lehetőségek kimerítése mint a nemzetközi fórumok igénybevételének feltétele, Acta Humana 1994. No.15-16. 75-81. o.
- Die strafrechtliche Aufarbeitung von staatlich gesteuertem Unrecht in Ungarn - ZStW 107 (1995) Heft 1. 119-133. o.
- Kriminálpolitika - Kriminológiai Közlemények 52. 137-148. o. Magyar Kriminológiai Társaság Budapest, 1995.
- Szervezett bűnözés. A bűnüldözés és az igazságszolgáltatás nemzetközi összehangolása - Börtönügyi Szemle 95/4. 1-8. o.
- Európai büntetőpolitika. In: Tények és kilátások (Tanulmányok Király Tibor tiszteletére) szerk.: Erdei Árpád, Közgazdasági és Jogi Könyvkiadó Budapest 1995. 149-159. o.
- Actions de la police, poursuites judiciaires, condamnations, role des parties civiles, aides aux victimes. In: Ce racisme qui menace l'Europe, La documentation Française, Paris 1996, 180-183. o.
- European Criminal Law? In: Towards a Rational and Humane Criminal Policy. Dedicated to Inkeri Anttila, 29. November 1996. Edited by Raimo Lahti, Helsinki 1996. 241-253. o.
- A jövő magyar büntetőeljárás joga. Harmadik Magyar Jogászgyűlés. Balatonfüred 1996. május 17-19. Magyar Jogász Egylet Budapest 1996. 259-270. o.
- Trial and Sentencing: Judicial Independence, Training and Appointment of Judges, Structure of Criminal procedure, Sentencing patterns, the Role of the Defense in the Countries in Transition. In: Ünnepi tanulmányok II. Horváth Tibor tiszteletére. Bíbor Kiadó Miskolc 1997. 147-170. o.
- Az Emberi Jogi Egyezmény és a jövő büntető eljárása. In: A bűnözés jövője. Emlékkönyv Pusztai László tiszteletére. OKKRI Budapest 1997. 44-52. o.
- National Report, Hungary Association International de Droit Penal, Organized Crime. Section III. Criminal Procedure, International Review of Penal Law. 1997 (Farkas Ákossal)

- Jogalkalmazkodás, Magyar Narancs, 1997. 45. szám 46-47. o.
- A törvény és az ő alkalmazói, Fundamentum, 1997. 2. szám 91-100. o.
- Előszó. Előrehozott büntetés. Alkotmány-és Jogpolitikai Intézet/Magyar Helsinki Bizottság. Budapest 1997. 7-9. o.
- Preface. Punished before sentence (a 69. alatt említett írás angol nyelvű változata) Constitutional and Legislative Policy Institute/Hungarian Helsinki Committee. Budapest 1998. 10-12. o.
- Az emberi jogok a büntető eljárási törvény tervezetében. In: Tizedik Jogász Vándorgyűlés. Sopron 1997. május 29-30. Magyar Jogász Egylet Budapest 1997. 35-40. o.
- A pártatlan bírósághoz való jog az Európai Emberi Jogi Egyezményben és a büntető igazságszolgáltatás rendszere. In: Tanulmányok Szabó András 70. születésnapjára. Magyar Kriminológiai Társaság. Budapest 1998. 34-41. o.
- A büntetőeljárási törvény tervezete az európai jogfejlődésben. Jogtudományi Közlöny 1998/4. 121-126.
- Access to Legal Aid for Indigent Criminal Defendants in Central and Eastern Europe- Hungary; Columbia University, Parker School Journal of East European Law, Vol. 5, 1998, No.1-2; 151-171. o.
- Legal Services for Indigent Criminal Defendants in Central and Eastern Europe, Columbia University, Parker School Journal of East European Law, Vol.5, 1998,No.1-2; 209-241. o. (társszerző : Vessela Terzieva)
- A hallgatás joga. In: Személyi szabadság és tisztességes eljárás, INDOK, Budapest,1999. 11-23. o.
- Comments on the Russian Federation Draft Code of Criminal Procedure; Council of Europe & European Commission, H(99)10,1999, pp. 64 (társszerzők: Hartmuth Horstkotte és Stefan Trechsel)
- Kommentarij k zakonproekty ugolovno-processualnovo kodeksa Rossijckoj Federacii (a 75. alatt jelölt írás orosz nyelvű változata) H(99) 11 rus
- Beweisverbote im ungarischen Recht und Verwertung ausländischer Erhebungsergebnisse In : Beweisverbote in Ländern der EU und vergleichbaren Rechtsordnungen. Europäisches Kolloquium Wien, September 1997. Beiträge und Materialien aus dem Max-Planck-Institut für ausländisches und internationales Strafrecht, Freiburg im Breisgau,1999, 223-232. o.
- Trial and Sentencing: Judicial Independence, Training and Appointment of Judges,Structure of Criminal Procedure, Sentencing Patterns, the Role of the Defence in the Countries of Transition. European Journal of Crime, Criminal Law and Criminal Justice,Vol.7/4, 433-447, 1999
- Entwicklung der Kriminalität in verschiedenen Rechtskreisen und die jeweiligen Ursachen- Ungarn In: H.J. Hirsch (editor), Krise des Strafrechts und der Kriminalwissenschaften?, Duncker & Humblot, Berlin 2001, pp. 98-102
- Alkotmányjogi reformok Kelet-Európában (törökül), In: *“Türkiye’de anayasa reformu, prensipler ve sonuçlar* Ankara, Ocak 2001, 120-128 o.

- Monitoring the EU Accession Process: Judicial Independence (Legal consultant), CEU Press, Budapest 2001
- Bírői függetlenség az Európai Unió társult országaiban. Hol állunk mi, magyarok? Fundamentum 2002./1. sz. 5-15. o.
- Igazságszolgáltatási reform és jogalkalmazói szerepek. In: Böhm Antal és Guba László (szerk.) Társadalomismeret és társadalomkutatás az ezredfordulón. Akadémiai Kiadó, Budapest 2002. 90-98. o.
- Büntetőjog. Általános Rész (szerk. Wiener A. Imre) KJK-KERSZÖV Jogi és Üzleti Kiadó, Budapest 2002. 31-325. o.
- Az USA felülkerekedik? HVG 2002/37. sz. 52. o.
- A legfontosabb kérdésekben nem értünk el eredményt. Interjú Király Tiborral és Bárd Károllyal (készítette Fahidi Gergely és Tordai Csaba) Fundamentum 2002/2. 41-45. o. (Rövidített formában megjelent az Élet és Irodalom 2002. július 5. számában 7. o.)
- Büntetőjog. Általános Rész (szerk. Wiener A. Imre) Átdolgozott kiadás KJK-KERSZÖV Jogi és Üzleti Kiadó, Budapest 2003. 320-335. o.
- Kontinuität oder Nostalgie? In: Barna Mezey (Hrsg.): Strafrechtsgeschichte an der Grenze des nächsten Jahrhunderts. Gondolat Kiadói Kör, Budapest 2003. 19-26. o.
- Demokrácia-tisztességes eljárás-megismerés a büntető perben. In: Farkas Ákos (szerk.): Emlékkönyv Kratochwill Ferenc tiszteletére. Bibor Kiadó, Miskolc 2003. 65-100. o.
- A Backgrounder to the Criminal Justice Systems of the Region (with co-authors). In: Kauko Aromaa, Seppo Leppä, Sami Nevala, Natalia Ollus (editors), Crime and Criminal Justice Systems in Europe and North America 1995-1997, HEUNI, Helsinki 2003 14-22. o.
- The Right to a Fair Trial in Criminal Cases: The Impact of the European Convention on Human Rights and Fundamental Freedoms on the Jurisprudence of the Hungarian Constitutional Court, In: Francisco Fernández Segado (editor), The Spanish Constitution in the European Context. Dykinson, S.L. Madrid 2003 1575-1592. o.
- A Genfi Egyezmények és az állandó Nemzetközi Büntetőbíróság. In : Jantsits Ágnes és Prandler Árpád (szerk.) Szimpózium az 1949. Genfi Egyezmények két Kiegészítő Jegyzőkönyve elfogadásának 25. évfordulója alkalmából. Magyar Vöröskereszt Budapest 2003. 31-39. o.
- Igazság, igazságosság és tisztességes eljárás, Fundamentum, 2004/1. 44-50. o.
- Judicial Independence in the Accession Countries of Central and Eastern Europe and the Baltics. In: András Sajó (editor), Judicial Integrity, Martinus Nijhoff Publishers Leiden/Boston, 2004. 265-313. o.
- Kit illet a tisztességes eljárás ? In: Györgyi Kálmán ünnepi kötet. KJK-KERSZÖV Jogi és Üzleti Kiadó, Budapest 2004. 31-51.o.
- Richterliche Unabhängigkeit in den Beitrittsländern der Europäischen Union- wie steht es damit in Ungarn ? Annales Universitatis Scientiarum Budapestinensis de Rolando Eötvös Nominatae. Sectio Iuridica Tomus XLV. Budapest 2004. 77-99.o.

- Tárgyalás a vádlott távollétében-emberijog-dogmatikai analízis. In: Wiener A. Imre ünnepi kötet. KJK-KERSZÖV Jogi és Üzleti Kiadó. Libri Amicorum 16. Budapest 2005. 209-230.o
- Kontinentaleuropäische und angelsächsische Elemente in den Verfahrensregeln internationaler Strafgerichtshöfe (to be published in autumn 2005 in the 'Schriftenreihe der Vereinigung Österreichischer . StrafverteidigerInnen')

2. Dakouré, Haridiata (Burkina Faso)

[Original: French]

Note verbale

The Permanent Mission of Burkina Faso to the United Nations presents its compliments to the Secretariat of the Assembly of States Parties of the International Criminal Court and, with reference to its Note verbale ICC-ASP/4/S/4 of 18 April 2005, has the honour to present the candidature of Mrs. Haridiata Dakouré for election to the post of Judge at the International Criminal Court, to be considered for list A.

The Government of Burkina Faso recommends the candidature of Mrs. Haridiata Dakouré on the basis of her high moral character, her competence, integrity and impartiality, as testified by her long and full career as a magistrate. These qualities are set out in the statement of qualification attached.

...

* * *

Statement of qualifications

Personal

Age: 58
Place of birth: Agboville (Côte d'Ivoire)
Nationality: Burkina Faso
Widowed (4 children)
Tel. (226) 50 30 64 18 (office)
Tel. (226) 50 33 52 48 (home)

- Magistrate, final grade, class: 'exceptional'
- Proven expertise in private law and comprehensive knowledge of the Burkina Faso judicial system
- Extensive experience of initial and ongoing education
- Profound interest in women's rights and the economic, social and cultural promotion of women
- Special interest in issues relating to democracy and good governance

Studies and Diplomas

1975 *Diplôme de Magistrat* from the Ecole Nationale de Magistrature, International Department, Paris, France.

1973 *Licence* in law (4 years) from the Law Faculty of the University of Law and Health Sciences, Lille, France.

Professional Experience

- Since July 2002 First President of the Council of State
- Presidency of ceremonial sessions, joint chambers of the General Assemblies and plenary Assemblies
 - Administration and discipline of the Council of State
 - Management of the operating budget
- 2001-2002 Inspector of Court Services
- Oversight of the proper functioning of court services
 - Proposals for any relevant measures
- 1994-2001 General Director of the Burkina Faso *Ecole Nationale d'Administration et de Magistrature* (ENAM), Ouagadougou
Coordination of educational structures and activities
- School administration and discipline
 - Management of operating funds
- State Inspector at the *Inspection Générale d'Etat* – Ouagadougou
- Supervisory reports on the correctness and appropriateness of the managerial actions of State employees; monitoring of punctuality, diligence and moral standards of public servants
- 1985-1988 Adviser to the Supreme Court of Ouagadougou
- Preparation of reports on civil, social and criminal affairs subject to the control of the Supreme Court
- 1984-1985 President of the Indictment Division and First President ad interim of the Court of Appeal of Bobo-Dioulasso
- Direction of the Court of Appeal
 - Presidency of hearings to arbitrate on civil, trade-related, social or criminal cases before the Court
 - Examination in second instance of criminal cases dealt with by examining magistrates
 - Sanctions in cases of actions in breach of regulations by examining magistrates and the criminal investigation service
 - Examination of judicial rehabilitation files
- 1983-1984 Vice-President of the Court of Appeal of Ouagadougou and President of the indictment division of the aforesaid Court of Appeal
- Examination in second instance of criminal cases dealt with by examining magistrates
 - Sanctions in cases of actions in breach of regulations by examining magistrates and the criminal investigation service
 - Examination of judicial rehabilitation files

- 1982-1983 President of the Labour Tribunal of Ouagadougou
- Judgement in disputes between workers and employers falling within the province of the Labour Code
- 1980-1982 Vice-President of the Court of First Instance of Ouagadougou
- Deputising for the President in matters pertaining to court management and the holding of trial hearings
- 1980-1981 Simultaneously Vice-President of the Tribunal and examining magistrate at the Court of First Instance of Ouagadougou
- 1975-1980 Examining magistrate at the Court of First Instance of Ouagadougou
- Gathering of evidence for the prosecution and/or defence for persons involved in criminal cases

Education and training courses

- June 2003 24th Annual Human Rights Training Programme of the Canadian Human Rights Foundation (CHRF)
- March 2002 United States International Visitor Programme
Subject: “Women as economic and political partners in government”
- Dec. 1999 “Elaboration of guidelines for the care of women victims of violence”, sub-regional workshop, Lomé, Togo
- Nov. 1999 “Sixth African Regional Conference on Women”
Addis Abeba, Ethiopia
- Dec. 1998 “Human and Peoples’ Rights in Africa”, seminar organised by the International Commission of Jurists (ICJ) and the African Commission on Human and Peoples’ Rights
- 1997 and 1998 “Environmental Law” – training seminar organised by the joint UNDP/UNEP project “Environmental Legislation and Institutions in Africa”, World Conservation Union (IUCN), Ouagadougou
- 1997 Seminar on corruption organised by the Burkina Faso Human and Peoples’ Rights Movement (MBDHP) and Transparency International - Ouagadougou
- March “Role of judicial power in the protection of human rights in Africa” - seminar organised by the ICJ and the African Commission on Human and Peoples’ Rights - Ouagadougou
- May-June 1995 Integrated Management Programme for Foreign Executives” (PIMCE), ENAP Quebec, Canada
- Apr.-Dec. 1995 Series of four (4) seminars on “Training in the methodology of adult education, Ouagadougou, organised by the *Programme Régional de Formation et de Perfectionnement* (PREFEP), with funding from the Canadian International Development Agency (CIDA)

- June 1993 “Supervisory courts of higher jurisdiction”- Abidjan, Côte d’Ivoire Training seminar on jurisdictional supervision organised by the International Organization of Supreme Audit Institutions (INTOSAI)
- June 1990 Fourth conference on supervisory institutions of higher jurisdiction, Cairo, Egypt.
- June-July 1980 “Juvenile courts” -Paris and Bordeaux, France.

Teaching, moderation of seminars, conferences and publications

- 2004 Participants’ manual for training members of the human rights watchdog committee in human rights and observation techniques December 2004. Produced with financial support from the Burkina Faso Coalition for Women’s Rights (CBDF), with UNDP funding
- 2004 Participants’ manual for members of the Burkina Faso Coalition for Women’s Rights (CBDF) on the economic, social and cultural rights of female domestic workers. Produced with financial support from the CBDF, with CIDA funding
- 2004 “The course of pre-trial investigation”: participants’ manual for the training of examining judges and magistrates of the office of the public prosecutor of Burkina Faso. Produced with financial support from the European Union and the Programme to Support Consolidation of the Democratic Process, the Rule of Law, and Good Governance (PADEG)
- 2003 Contribution to the training kit for paralegals on women’s rights and violence against women. Produced by the NGO WILDAF/Burkina with financial support from UNICEF
- 2003 Discussion paper on the nature of, and solutions to, the obstacles to the realisation of women’s rights in Burkina Faso. Paper submitted at the training workshop on women’s rights, Ouagadougou, 27 October 2003, by the Economic Commission for Africa
- 2003 Responsible for code of ethics course in the magistracy department of ENAM
- 2002 Member of the team of instructors of the Centre for Democratic Governance (CGD) for members of polling stations
- 2002 Contribution to advocacy to give effect to women’s rights in Burkina Faso Series to strengthen the capacities of judicial and extrajudicial actors in matters pertaining to women’s rights. Produced by the NGO WILDAF/Burkina with financial support from the European Union
- May 2001 Guest professor at the University of Perpignan by decree of the Rector of the Académie de Montpellier, dated 20 March 2001
- 2001 Responsible for course on criminal procedure at the magistracy department of ENAM.
- 2001 Contribution to the “participants’ manual” for the training of paralegals in French: September 2001. Produced by the NGO WILDAF/Burkina with financial support from UNICEF

- 2000 Contribution to the simplified directory on texts favourable to women “*Guide pratique pour les associations de femmes*”, produced by the NGO WILDAF/Burkina with the support of the project *Droit et citoyenneté des femmes* DCF/CECI, with CIDA funding
- 1999 Contribution to the reform of the electoral system in Burkina Faso Published under the aegis of the International Institute for Democracy and Electoral Assistance (IDEA)
- 1998 Contribution to “*La démocratie au Burkina Faso*”, published under the aegis of IDEA
- 1998 “*L’Etat civil*”, seminar for locally elected officials and local government employees, in support of the decentralisation process in Burkina Faso
- 1998 “Violence against women; the state of legislation in Burkina Faso” Sub-regional seminar, published by UNIFEM-Dakar, Senegal
- 1996 “*l’Instruction préalable*”, ENAM teaching document produced with financial support from the French development cooperation programme.

Languages

French (perfect mastery)	Dioula (speak and write)
English (read, write)	Mòoré (speak)
Italian (smattering)	Dafing (speak)

Para professional activities

- 2004 President of the committee assigned to look into corruption in the judicial system
- 2001-2004 Elected member of the national human rights commission (CNDH)
- 2001 Member of team of consultants assigned to conduct a “Survey of anti-corruption legislation and monitoring mechanisms available to administrative authorities”. Study commissioned by UNDP for the benefit of the High Authority for the Coordination of the Fight against Corruption (HACLC)
- 2000 Founding member of the Centre for Democratic Governance, December 2000
- 2000 Honorary President of the World March of Women
- 1998 President of the National Office WILDAF/Burkina FEDAF Women Law and Development in Africa
- 1997 Member of the contact group of IDEA (International Institute for Democracy and Electoral Assistance) in Burkina Faso
- 1997 Member of the mediation committee in the conflict between the trade union *National de Santé Humaine et Animale* (SYNSHA) and the government in 1997
- 1996 Member of the committee assigned to follow up the recommendations of the Fourth World Conference on Women held in Beijing, China, in 1995

- 1995 Member of the “Sustainable Human Development” jury at FESPACO. Member of the first jury of the prize awarded for excellence in public administration and management in Africa of the African Training and Research Centre in Administration for Development (CAFRAD), Tangier, Morocco
- 1995 Member of the mobile teams of the group of independent observers at the 1995 municipal elections, 1997 legislative elections and 1998 presidential elections
- 1994 Founding President of the Association of Burkina Women Jurists Burkina (AFJB)
- 1976 Elected member of the Superior Council of Magistrature (CSM) from 1976 to 1978 and from 1994 to 1997

Honorary distinctions

- Chevalier de l’Ordre National du Burkina Faso
- Officier de l’Ordre National du Burkina Faso

Special aptitudes and skills

- Knowledge of computing (text processing, Windows environment)
- Expertise in the management and supervision of public organisations
- Skilled negotiator
- Expertise in the management of development projects
- Aptitude for moderating information and awareness-raising campaigns for the promotion of women
- Aptitude for developing team spirit
- Aptitude for accounting and budget management.

3. Kaul, Hans-Peter (Germany)

[Original: English]

Note verbale

...

I have the honour to inform you that Germany is nominating Judge Hans-Peter Kaul as a candidate for re-election as a judge of the International Criminal Court at the elections to be held during the Assembly of States Parties in January 2006.

Judge Kaul is a candidate on list B for the purpose of article 36.5 of the Rome Statute.

The statement submitted in accordance with article 36.4 (a) of the Rome Statute and the curriculum vitae of Judge Kaul are attached to this letter.

The nomination of the candidate followed the procedure for nomination of candidates to the International Court of Justice in accordance with its Statute (article 36.4 (a) (ii) of the Rome Statute). On 12 July 2005 the German national group in the Permanent Court of Arbitration informed the German Government that it had, after careful deliberation, unanimously decided to nominate Judge Kaul as a candidate for re-election as a judge of the International Criminal Court. The German Government supports the nomination of Judge Kaul.

...

* * *

Statement of qualifications

a) Judge Hans-Peter Kaul is a person of high moral character, impartiality and integrity who possesses the qualifications required in Germany for appointment to the highest judicial offices (article 36.3 (a)).

Judge Kaul is nominated in accordance with the procedure provided for the nomination of candidates for the International Court of Justice in the Statute of that Court (article 36.4 (a)).

Judge Kaul has legal expertise on a wide range of specific issues relevant to the work of the Court, including, but not limited to, the following:

- his practical experience as judge at the International Criminal Court, in particular as President of the Court's Pre-Trial Division;
- his participation and extensive contribution to the drafting of the Regulations of the Court, specifying the details of the criminal procedural framework of the International Criminal Court;

- his contribution to the establishment of a suitable legal framework in favour both of the administration and the judicial work of the Court as member of the ICC Advisory Committee on Legal Texts and of the Working Group on Administrative Issuances;
- his background in relevant areas of international law such as international humanitarian law and the law of human rights;
- his extensive experience as international lawyer also includes the codification process of the Rome Statute as a whole, with special emphasis on Part 2 of the Statute (on Jurisdiction, Admissibility and Applicable Law) and on the elaboration of the definition of crimes within the jurisdiction of the Court and the Elements of Crimes pursuant to article 9 of the Statute;

Accordingly, Judge Kaul fulfils the requirements of both article 36.3 (b) (i) and (ii), as is specified in his curriculum vitae. He has established competence in relevant areas of international law, such as international humanitarian law and the law of human rights, and extensive experience in a professional legal capacity which is of relevance to the judicial work of the Court. At the same time, as President of the Court's Pre-Trial Division and judge of the Pre-Trial Chamber III, Judge Kaul has proven competence in international criminal law and procedure. He is thus qualified for both list A and B.

b) Judge Kaul is being nominated for inclusion in list B for the purpose of paragraph 5 of article 36 of the Statute.

c) Judge Kaul is a native German speaker. He has an excellent knowledge of and is fluent in English and French (article 36.3 (c)).

d) The information relating to subparagraphs (i) to (iii) of paragraph 8 (a) of article 36 of the Statute is as follows:

- (i) Judge Kaul was trained, qualified for the bar and went on to work in a professional legal capacity in Germany, which has a civil law legal system, until he was appointed judge of the International Criminal Court;
- (ii) Judge Kaul is a national of Germany, which is a member of the Western European and Others Group of States;
- (iii) Judge Kaul is male.

e) Judge Kaul is a national of Germany and does not possess the nationality of any other State.

* * *

Judge
German national
Born on 25 July 1943

International Criminal Court (ICC)
P.O. Box 19519, Maanweg 174
2500 CM The Hague, The Netherlands
Tel: +31-70-5158237 Fax: +31-70-5158789
E-mail: Hans-Peter.Kaul@icc-cpi.int

Responsibilities at the International Criminal Court

Judge in the Pre-Trial Division

- President of the Pre-Trial Division
- Judge in Pre-Trial Chamber III (currently seized with the situation in the Central African Republic)
- Representative of the Pre-Trial Division in the Advisory Committee on Legal Texts
- Chairman of the ICC Inter-Organ Committee on the Permanent Premises
- Chairman of the ICC Working Group on Administrative Issuances
- Member of the ICC Budget Steering Committee (previously Facilitator/Chairman of the ICC Informal Working Group on the Draft ICC Budget 2005)

Previous employment

- | | |
|-----------|--|
| 2003 | Ambassador, Foreign Office Commissioner for Issues relating to Visas and Migration to Germany |
| 2002-2003 | Ambassador, Foreign Office Commissioner for the International Criminal Court |
| 1996-2002 | Head of the Division for International Law, Federal Foreign Office, Bonn/Berlin, 1996-2002

In this function responsible <i>inter alia</i> for the following cases before the International Court of Justice: <ul style="list-style-type: none"> - La Grand Case (1999-2001) - Legality of Use of Force Case (1999-2004) - Certain Property of Liechtenstein Case (2001-2005) |
| 1993-1996 | First Counsellor, Permanent Mission of the Federal Republic of Germany to the United Nations, New York, during Germany's non-permanent membership in the Security Council (1995/1996) |
| 1990-1993 | Deputy Head of the Division for Near Eastern Affairs, Federal Foreign Office, Bonn |
| 1986-1990 | Political Counsellor, German Embassy to the United States, Washington |
| 1984-1986 | Press Counsellor and Spokesman, German Embassy to Israel, Tel Aviv |
| 1980-1984 | Division for United Nations Affairs (SC, GA), Federal Foreign Office, Bonn |
| 1977-1980 | Consul and Press Attaché, German Embassy to Norway, Oslo |
| 1977 | United Nations Conference on Succession of States with Respect to Treaties, Vienna, 1977, Assistant to Dr. C.-A. Fleischhauer |
| 1975 | Entered the Foreign Service |
| 1973-1975 | Max Planck Institute for Comparative Public Law and International Law, Heidelberg, Assistant to Prof. Hermann Mosler |

1963-1967 Military Service in the German Army, last rank: Captain

Education and professional training

- International Peace Academy, Vienna, 1983
- Second State Examination in Law (equivalent to admission to the bar), Heidelberg, 1975
- Academy of International Law, The Hague, 1974
- Ecole Nationale d'Administration (ENA), Paris, 1972-1973
- Sidney Sussex College, Cambridge (UK), 1972 (summer course)
- First State Examination in Law, Heidelberg, 1971 (equivalent to first law degree, Universities of Heidelberg and Lausanne)

Language Skills

German, English, French, Norwegian

Selected legal and diplomatic activities related to the International Criminal Court

- Commissioner for the International Criminal Court, Deputy Head of the German delegation to the first meeting of the Assembly of States Parties to the Rome Statute, New York, September 2002;
- Head of the German delegation to the Preparatory Commission for the International Criminal Court, 1999-2002;
- Acting Head/Deputy Head of the German delegation to the Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court, Rome, 1998;
- Head of the German delegation to the Preparatory Committee for the International Criminal Court, 1996-1998;
- German participant in the meeting of the enlarged Bureau of the Preparatory Committee for the International Criminal Court in Zutphen, Netherlands, 17-31 January 1998 (elaborating the "Zutphen Draft" for the Statute of the International Criminal Court);
- Chairman/Organizer of the inter-sessional working meetings concerning the definition of war crimes held in Bonn, June and October 1997 ("Bonn Paper on War Crimes", United Nations Doc. A/AC. 249/1997/WG.1/CRP.8 of 5 December 1997 as a basis for article 8 on war crimes in the Rome Statute);
- Chairman of the Preparatory Conference of 14 Central and Eastern European States for the Diplomatic Conference in Rome, Budapest, 13-15 May 1998;
- Organizer/Co-Chairman of the 18 dialogue and coordination meetings between like-minded States and the International NGO Coalition for the International Criminal Court, led by Convenor William Pace, regularly held at the meetings of the Preparatory Committee, at the Rome Conference and at the meetings of the Preparatory Commission and the Assembly of State Parties;

- Chairman of the first consultation of the Council of Europe on the International Criminal Court in Strasbourg, 16/17 May 2000; Head of the German delegation during the second consultation of the Council of Europe on the International Criminal Court, Strasbourg, 13/14 September 2001.

Selected legal and diplomatic activities related to international humanitarian law

- Member of the National Advisory Committee of the German Red Cross on international humanitarian law, 1996 – present.
- Member of the National Expert Commission on the Völkerstrafgesetzbuch (Code of Crimes against International Law) which between October 1999 and May 2001 elaborated the draft text of the Völkerstrafgesetzbuch. This Code has since been enacted by Parliament and entered into force on 30 June 2002.

Membership in professional associations

- German Society for International Law
- German United Nations Association
- German Council on Foreign Relations
- German Society for Military Law and International Humanitarian Law
- International Criminal Law Network

Selected outreach

Over 70 speeches, lectures and interviews (print media, radio and television) on the International Criminal Court, international humanitarian law and international criminal law in Germany, western and eastern Europe, the United States, Chile, Syria, China, the Philippines and Japan.

Selected publications

Related to the International Criminal Court

- "Developments at the International Criminal Court – Construction Site for More Justice: The International Criminal Court After Two Years", *American Journal of International Law*, Vol. 99, No 2, April 2005, pp 370-384
- "Baustelle für mehr Gerechtigkeit – Der Internationale Strafgerichtshof in seinem zweiten Jahr", *Vereinte Nationen*, No 4/2004, pp 1-9
- "Der Internationale Strafgerichtshof - Stand und Perspektiven", Vortrag bei der Jahrestagung der Deutschen Vereinigung für Internationales Recht, Max-Planck-Institut für ausländisches öffentliches Recht und Völkerrecht, Heidelberg, 18. Juni 2004, (available on request)
- "La Corte Penal Internacional" in *Dialogo Politico*, Publicación trimestral de la Konrad-Adenauer Stiftung A.C. Año XXI - No 3 (2004), pp. 11-28

- "Germany: Methods and techniques used to deal with constitutional, sovereignty and criminal law issues", in Roy S. Lee (ed.), *Giving Effect to the International Criminal Court: Methods and Techniques for Handling Issues of Criminal Law, Constitution, and Sovereignty*, forthcoming (2005)
- "Der Internationale Strafgerichtshof - Das Vermächtnis von Nürnberg", in Andreas Zimmermann (ed.), *Deutschland und die internationale Gerichtsbarkeit, Veröffentlichungen des Walther-Schücking-Instituts für Internationales Recht an der Universität Kiel, Band 149*, Duncker& Humblot, Berlin, 2004
- "Substantive Criminal Law in the Rome Statute and its implementation in national legislation", in ICRC/Damascus University Faculty of Law, *The International Criminal Court and Enlarging the Scope of International Humanitarian Law - Damascus Symposium, 13-14 December 2003*, (2004), pp. 277-306 (also published in Arabic)
- "Preconditions to the Exercise of Jurisdiction", in: Antonio Cassese et al. (eds.), *The Rome Statute of the International Criminal Court: A Commentary*, pp. 583-618, Oxford University Press, 3 volumes, 2002
- "Der Internationale Strafgerichtshof: Eine Bestandsaufnahme in Frühjahr 2003", in: *Die Friedens-Warte – Journal of International Peace and Organization*, Vol. 78 (2003), No. 1, pp. 11-270
- "The International Criminal Court - Current Perspective", in: Andreas Zimmermann (ed.), *International Criminal Law and the Current Development of Public International Law*, pp. 15-25, Veröffentlichungen des Walther-Schücking-Instituts für Internationales Recht an der Universität Kiel, Band 144, Duncker& Humblot, Berlin, 2003
- "The International Criminal Court", Country Report submitted by Germany to the XVIth Congress of the International Academy of Comparative Law, Brisbane, 14 - 20 July 2002, Section IV.A. Public International Law, in: Eibe Riedel, *Stocktaking in German Public Law - German Reports on Public Law*, Nomos-Verlag, 2002
- "Jurisdicción y cooperación en el Estatuto de la Corte Penal Internacional: Principios y Compromisos", Hans-Peter Kaul/Claus Kreß in: Kai Ambos et al., *La Nueva Justicia Penal Supranacional - Desarrollos post-Roma*, pp. 297-342, Valencia, 2002
- "Der Aufbau des Internationalen Strafgerichtshofs - Schwierigkeiten und Fortschritte", Vereinte Nationen, N° 6/2001, pp. 215-222
- "Der künftige Internationale Strafgerichtshof - Eine Hoffnung auf mehr Gerechtigkeit?", Vortrag in München am 23. November 2001 bei der Veranstaltung des Landesverbandes Bayern der Deutschen Gesellschaft für die Vereinten Nationen (available on request)
- "Die Entwicklung des Völkerstrafrechts: Auf dem Weg zur Herrschaft des Rechts in den internationalen Beziehungen?", Vortrag in Berlin am 15. Oktober 2001 anlässlich der Vorstellung des Buches "International and National Prosecution of Crimes under International Law - Current Developments", *Humanitäres Völkerrecht*, N° 4/2001, pp. 251-254
- "The Continuing Struggle on the Jurisdiction of the International Criminal Court", in: Horst Fischer, Claus Kreß, Sascha Lüder (ed.), *International and National Prosecution of Crimes under International Law - Current Developments*, 2001, pp. 21-46

- "The Crime of Aggression - Definitional Options for the Way Forward", in: Mauro Politi, Giuseppe Nesi (ed.), *The International Criminal Court and the Crime of Aggression*, Ashgate Publishing Ltd., 2004, pp. 97-108
- "A Corte Internacional Criminal: A Luta pela sua Instalação e seus Esopos", in: Fauzi Hassan Choukr, Kai Ambos, *Tribunal Penal Internacional*, Editora Revista dos Tribunais Ltda., Sao Paulo, 2000, pp. 109-124
- "Globalisierung und NGO's - am Beispiel der internationalen NGO-Koalition für den Internationalen Strafgerichtshof", Referat bei der Konferenz der Deutschen Gesellschaft für Auswärtige Politik am 18. Januar 2001 zu "Globalisierung und NGO's: Zielsetzungen, Aktivitäten und Rolle der Nichtregierungsorganisationen", forthcoming in: "Berliner Schriften zur Internationalen Politik", Leske+Budrich Verlag, 2005
- "Some Thoughts on the Jurisdiction System of the International Criminal Court", in Conference Report of "No Peace without Justice" on the European Intergovernmental Conference, Rome, 17/18 July 2000, on the 2nd Anniversary of the Rome Statute, in *European Conference on the Rome Statute of the International Criminal Court*, 2001, pp. 142-148
- "Jurisdiction and Cooperation in the Statute of the International Criminal Court - Principles and Compromises", in *Yearbook of International Humanitarian Law*, Vol. 2 (1999), pp. 143-175 (Co-Author Claus Kreß)
- "The International Criminal Court: Jurisdiction, Trigger Mechanism and Relationship to National Jurisdiction", in: Mauro Politi, Giuseppe Nesi (ed.), *The Rome Statute of the International Criminal Court - A Challenge to Impunity*, (2001), pp. 59-62
- "The Crime of Aggression - Towards its Effective Inclusion in the Subject-Matter Jurisdiction of the International Criminal Court", in: S. Perrakis (ed.), *International Criminal Court- A new dimension in international justice. Questions and prospects for a new humanitarian order*, Proceedings of the Santorini Colloquium, Essays on the International Protection of Human Rights and International Humanitarian Law, Ant. T. Sakkoulas Publ. (2002), pp. 105-113
- "Special Note: The Struggle for the International Criminal Court's Jurisdiction", in: *European Journal of Crime, Criminal Law and Criminal Justice*, Vol. 6 (1999), N° 4, pp. 364-376. (also available in Spanish, see immediately below)
- "La Corte Penal Internacional: la lucha por su competencia y su alcance", in: Kai Ambos, Oscar Julián Guerrero, *El Estatuto de Roma de la Corte Penal Internacional*, Universidad Externado de Colombia, Bogota, October 1999
- "Breakthrough in Rome – The Statute of the International Criminal Court", in *Law and State*, Vol. 59/60 (1999), edited by the Institut für wissenschaftliche Kooperation, Tübingen, pp. 114-130
- "Völkerrechtlicher Vertrag und staatliches Recht – am Beispiel des Statuts über den Internationalen Strafgerichtshof" – Vortrag am 29. Januar 1999 bei dem Symposium der Universität Leipzig "Völkerrechtlicher Vertrag und staatliches Recht vor dem Hintergrund zunehmender Verdichtung der internationalen Beziehungen", in: *Leipziger Schriften zum Völkerrecht, Europarecht und ausländischen öffentlichen Recht*, Vol. 1 (2000), pp. 53-67

- "Das Römische Statut des Internationalen Strafgerichtshofs: Auf dem Weg zu einer humaneren Weltordnung unter dem Schutz des Rechts?", Schriftenreihe des Walther-Schücking-Kollegs Nr. 22, Europa-Union-Verlag, Bonn, 1999
- "Der Vertrag über den Internationalen Strafgerichtshof und seine Bedeutung für das Humanitäre Völkerrecht" – Vortrag am 11. September 1998 vor der 42. Tagung der Justitiare und Konventionsbeauftragten des Deutschen Roten Kreuzes (available on request)
- "Internationaler Strafgerichtshof – Ein bedeutender Anfang in Rom", in: Menschenrechtsschutz in der Praxis der Vereinten Nationen, von Gerhart Baum, Eibe Riedel, Michael Schäfer, 1998, pp. 273-278
- "Der Internationale Strafgerichtshof: Das Ringen um seine Zuständigkeit und Reichweite", Humanitäres Völkerrecht, 1998, N° 3, pp. 138-144. This contribution is also published in Völkerrechtliche Verbrechen vor dem Jugoslawien-Tribunal, nationalen Gerichten und dem Internationalen Strafgerichtshof - Beiträge zur Entwicklung einer effektiven internationalen Strafgerichtsbarkeit, Bochumer Schriften zur Friedenssicherung und zum Humanitären Völkerrecht, von Horst Fischer, Sascha Rolf Lüder, Vol. 35 (1999), pp. 177-191
- "Towards a Permanent Criminal Court – Some Observations of a Negotiator", Human Rights Law Journal, 1997, N° 5-8 vom 28. November 1997, pp. 169-174
- "Durchbruch in Rom – Der Vertrag über den Internationalen Strafgerichtshof", Vereinte Nationen, 1998, N°4, pp. 125-130
- "Auf dem Weg zum Weltstrafgerichtshof – Verhandlungsstand und Perspektiven", Vereinte Nationen, 1997, N° 5, pp. 177-181
- "Establishment of a Permanent International Criminal Court", A report on the state of negotiations presented at a hearing conducted by Alliance 90/Greens in Bonn on 30 June 1997 (available on request)
- "Das Vorhaben der Errichtung eines Ständigen Internationalen Strafgerichtshofs – Verhandlungsstand und Perspektiven" – Vortrag am 30. Juni 1997 bei einer Veranstaltung von Bündnis 90/Grüne (available on request)

Related to other fields of Public International Law

- "Article 27 of the Charter of the United Nations" (with Bruno Simma), in The Charter of the United Nations - A Commentary, (2nd edition), edited by Bruno Simma (2002) pp. 476-522
- "Fink, Udo: Kollektive Friedenssicherung. Kapitel VII United Nations Charta in der Praxis des Sicherheitsrats der Vereinten Nationen", Book review, in Vereinte Nationen, 1999, N° 3, pp. 114, 115
- "Arbeitsweise und informelle Verfahren des Sicherheitsrats der Vereinten Nationen - Beobachtungen eines Unterhändlers", Vereinte Nationen, 1998 N° 1, (1998), pp. 6-13
- "Die Sanktionsausschüsse des Sicherheitsrats - Ein Einblick in Arbeitsweise und Verfahren", Vereinte Nationen, 1996, N° 3, (1996), pp. 96-103
- "37. Generalversammlung: Fortgang der Flüchtlingsinitiative der Bundesrepublik Deutschland", Vereinte Nationen, 1983, N° 3, (1983), pp. 91/92

- "UN-Friedenstruppen: Versuch einer Bilanz - Ein Diskussionsbeitrag aus deutscher Sicht in 33 Thesen", Vereinte Nationen, 1983, N° 1, (1983), pp. 1-7
- "Das Staatshaftungsrecht der Schweiz", Ländergutachten, Rechtsvergleichender Gutachtenband des Max-Planck-Instituts für ausländisches öffentliches Recht und Völkerrecht, (1976)
- "Das Arzneimittelrecht der Schweiz", Ländergutachten, Rechtsvergleichender Gutachtenband des Max-Planck-Instituts für ausländisches öffentliches Recht und Völkerrecht, (1975)

4. Kourula, Erkki (Finland)

[Original: English/French]

Note verbale

The Embassy of Finland presents its compliments to the Director of the Secretariat of the Assembly of States Parties and has the honour, with reference to the Secretariat's Note No. ICC-ASP/4/S/4 dated 18 April 2005, to communicate here enclosed the nomination of Dr. Erkki Kourula as a candidate for re-election as a judge of the International Criminal Court.

Judge Kourula was nominated by the national group of Finland in the Permanent Court of Arbitration. A letter from the national group together with a statement specifying the qualifications of Judge Kourula, as well as his curriculum vitae, are attached to this Note. The statement submitted in accordance with article 36, paragraph 4(a), of the Rome Statute of the International Criminal Court, and paragraph 6 of the resolution of the Assembly of States Parties relating to the procedure for the nomination and election of judges of the International Criminal Court, and the curriculum vitae are submitted in both English and French.

The candidature of Judge Kourula enjoys the support of all the five Nordic Countries.

The Embassy of Finland avails itself of this opportunity to renew to the Director of the Secretariat of the Assembly of States Parties the assurance of its highest consideration.

* * *

Statement of qualifications

(a) Article 36, paragraph 3, subparagraph (a)

Judge Kourula is a person of high moral character, impartiality and integrity who possesses the qualifications required in his State for appointment to the highest judicial offices.

In accordance with section 11, subsection 1 of the Finnish Act on Judicial Appointments (Act No. 205/2000), members of the Supreme Court and the Supreme Administrative Court must be eminent legal experts fulfilling the following requirements. The candidate must be a righteous Finnish citizen who has earned a Master's degree in law at a Finnish university and who by his or her previous activities in courts of law or other functions has demonstrated the professional competence and the personal characteristics necessary for successful performance of the duties inherent in the position of a judge. Candidates may obtain the necessary qualifications in legal professions other than those constituting part of the judiciary. Such professions include positions as practising lawyers, prosecutors, research fellows and university lecturers, as well as legal officers responsible for legal drafting. In addition, international duties and certain administrative and law enforcement duties may provide the necessary qualifications.

Judge Kourula has obtained an LL.M and an LL.Lic from the University of Helsinki, and a Ph.D. in international law from the University of Oxford. He has also served as a district judge in Finland, dealing with criminal cases. His qualifications as well as his extensive experience in the legal profession (expanded upon below) qualify him for appointment to the highest judicial offices in Finland. In addition, as former Director General for Legal Affairs at the Ministry for Foreign Affairs, Judge Kourula held a public office for which section 125 of the Finnish Constitution requires skill, ability and irreproachable conduct.

(b) Article 36, paragraph 3, subparagraph (b)

Judge Kourula has established competence in relevant areas of international law, including international humanitarian law and the law of human rights, and has extensive experience in a professional legal capacity which is of relevance to the judicial work of the Court.

Judge Kourula is a prominent international lawyer with both outstanding experience and profound knowledge of international law. He holds a Ph.D. in international law from the University of Oxford and has throughout his academic and diplomatic career been actively engaged in issues of public international law, including international humanitarian law and the law of human rights. Being a member of the first panel of judges at the International Criminal Court, he has gained essential experience and insight for making the Court operational. Judge Kourula's substantial experience, qualifications and competence together with his clear dedication to the International Criminal Court are without question.

Judge Kourula was elected as judge of the International Criminal Court at the first elections in February 2003. He was called to serve full-time at the International Criminal Court in November 2003 and was assigned to the Appeals Division. Throughout his tenure Judge Kourula has been an active member of the Court.

In 2003-2004, he took part in the preparation of the Regulations of the Court as chairperson of the judges' drafting and working group. As the Regulations were adopted in May 2004, Judge Kourula was involved in both the preparation of a Report on the Regulations for the Assembly of States Parties and its presentation to the Assembly.

Judge Kourula has been a member of several working groups within the Court and has substantially contributed to various issues that have arisen within the Court, for instance in the framework of the Code of Judicial Ethics. As member of the Appeals Division he was elected to serve as the Appeals Division Judge on the Advisory Committee on Legal Texts.

Judge Kourula has served as coordinator for victims' issues among the judges, an area requiring innovation and foresight as this is the first time that victims have the right to participate in the proceedings of an international criminal court.

He has actively contributed to outreach on behalf of the Court both at the seat of the Court in The Hague and abroad. He represented, for example, the President at the Inter-Parliamentary Union meeting in Manila earlier this year and has briefed various audiences on the objectives and activities of the Court in Tokyo, Prague, Stockholm, Kiev, Helsinki, Rome, Oslo and Paris.

Before becoming a judge at the International Criminal Court, he served in the Finnish Ministry for Foreign Affairs (MFA) between 1985 and 2003 in various legal capacities and was appointed Director General for Legal Affairs in 2002. Before taking up the post of Director General for Legal Affairs, he served as Permanent Representative of Finland to the Council of Europe, Strasbourg (1998-2002), Deputy Director General for Legal Affairs (1995-1998), Minister Counsellor and Legal Adviser to the Permanent Mission of Finland to the United Nations, New York (1991-1995), Director of the International Law Division of the MFA (1989-1991) and Counsellor and Legal Adviser to the MFA (1986-1989).

As Legal Adviser to the Permanent Mission of Finland to the United Nations from 1991 to 1995, Judge Kourula followed closely the developments that led to the establishment of the international criminal tribunals for the former Yugoslavia and Rwanda. He was later a member of a ministerial delegation to the International Criminal Tribunal for the former Yugoslavia (ICTY) in The Hague in 1997 and was the head of a Finnish evaluation mission on the performance of the International Criminal Tribunal for Rwanda (ICTR), Arusha, 1998. He was actively involved in the negotiations on the Rome Statute from 1995 to 1998 as head of the Finnish delegation to the Preparatory Committee as well as to the United Nations Diplomatic Conference in Rome on the Establishment of an International Criminal Court. In this context he also held several international positions of trust, such as member in the enlarged bureau and coordinator for jurisdictional issues.

While serving as Permanent Representative of Finland to the Council of Europe in Strasbourg he gained profound knowledge and experience in the fields of protection of human rights and the rule of law, including the work of the European Court of Human Rights. He was appointed Chair of the Rapporteur Group on Human Rights and Chair of the Rapporteur Group on National Minorities and also served as Rapporteur on relations between the Council of Europe and the United Nations.

As Director General for Legal Affairs, Judge Kourula bore principal responsibility for advising the Government on issues of international law, including international humanitarian law and the law of human rights. He was the Agent of the Government of Finland in cases brought against Finland before the European Court of Human Rights and in cases before the European Court of Justice. He also served as chairman of the Finnish National Committee on International Humanitarian Law.

Throughout his distinguished career, Judge Kourula has made an important contribution to the academic discourse on current issues of international law, especially on the activities of the United Nations and its bodies, and certain key questions relating to the implementation of the Rome Statute.

(c) Article 36, paragraph 3, subparagraph (c)

Judge Kourula fulfils the language requirements in respect of both working languages of the Court, English and French. Of the other official languages of the Court, he is able to use Russian and understand Spanish. In addition to his mother tongue, Finnish, he is fluent in Swedish and German and understands Dutch.

(d) Article 36, paragraph 5

Judge Kourula is being nominated for inclusion on list B for the purposes of article 36, paragraph 5, of the Rome Statute.

(e) Article 36, paragraph 8, subparagraphs (a) (i) to (iii)

- (i) Judge Kourula is qualified for appointment to the highest judicial offices in Finland, a country with a civil law system largely influenced by the Nordic and Central European legal traditions.
- (ii) Judge Kourula is a national of Finland, which is a member of the Western European and Others Group of States.
- (iii) Gender: male.

(f) Article 36, paragraph 8, subparagraph (b)

The legal expertise of Judge Kourula is particularly strong in issues relating to victims. He has served as coordinator for victims' issues among the judges. His competence in this field should be considered and is indeed of great relevance to the judicial work of the Court.

* * *

Date of birth 12 June 1948
 Marital Status Married to Dr. Pirkko Kourula, with two children
 Languages Finnish, English, French, Russian, Swedish and German,
 as well as comprehension of Spanish and Dutch

Education and qualifications

Ph.D. in International Law (Oxford)
 LL.Lic. (Helsinki)
 LL.M. (Helsinki)

Qualification for appointment to highest judicial offices

Professional experience

- Judge, International Criminal Court (Appeals Division) (2003-)
- Director General for Legal Affairs, Ambassador, Ministry for Foreign Affairs (2002-2003)
- Ambassador, Permanent Representative of Finland to the Council of Europe, Strasbourg (1998-2002)
- Deputy Director General for Legal Affairs, Ambassador, Ministry for Foreign Affairs (1995-1998)
- Minister Counsellor and Legal Adviser, Permanent Mission of Finland to the United Nations, New York (1991-1995)

- Director, International Law Division, Ministry for Foreign Affairs (1989-1991)
- Counsellor and Legal Adviser, Ministry for Foreign Affairs (1986-1989)
- Various research posts in the fields of international, constitutional and administrative law (University of Helsinki, University of Oxford, Academy of Finland and United Nations, Geneva, 1972-1982, 1984-85)
- Professor of International Law, University of Lapland, Rovaniemi (1982-83)
- District Judge (1979)

Judge at the International Criminal Court

- Elected as a judge of the International Criminal Court at the first elections, February 2003;
- Assigned to the Appeals Division;
- Called to serve full-time at the International Criminal Court from November 2003 and been actively involved in many issues since;
- Devoted a large amount of time to the preparation of the Regulations of the Court and served as chairperson of the judges' drafting and working group; was involved in both the preparation of a Report on the Regulations for the Assembly of States Parties and was one of the four judges making a presentation on the Regulations to the Assembly of States Parties in September 2004;
- Has been elected by the Appeals Division to serve as the Appeals Division Judge on the Advisory Committee on Legal Texts;
- Has also served as coordinator for victims' issues among the judges, an area of great importance; has actively contributed to outreach on behalf of the Court at The Hague and abroad (representing e.g. the President at the Inter-Parliamentary Union meeting in Manila earlier this year, in addition to presentations in Tokyo, Prague, Stockholm, Kyiv, Helsinki, Rome, Oslo and Paris);
- Has been an energetic member of various important working groups and has generally been vigorously concerned to ensure that issues that must be considered are considered. Actively contributes to all issues that arise and must be dealt with within the judiciary (another example being the Code of Judicial Ethics) and the Appeals Division and plays an energetic role in important ongoing projects.

Other legal functions

- Agent of the Government of Finland before the European Court of Human Rights (Strasbourg) (2002-2003)
- Agent of the Government of Finland before the European Court of Justice (Luxembourg) (2002-2003)

Committees, Conferences and Missions

- Head of the Finnish delegation to the Preparatory Committee and head of the Finnish delegation to the United Nations Diplomatic Conference (in Rome) on the Establishment of an International Criminal Court (member of the enlarged bureau and coordinator for jurisdictional issues) (1994-1998)

- Chair of a working group for the establishment of the International Criminal Court (Syracusa 1995 and 1996), and participant in informal consultations for the establishment of the International Criminal Court (Zutphen 1998)
- Chairperson of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization, New York (1994)
- Special Adviser to the Chairman of the Working Group on the Question of Equitable Representation and Increase in the Membership of the Security Council, (New York 1993-1995)
- Member of the Finnish delegation to the United Nations General Assembly (Sixth Committee) (1986-1990 and 1995-1997)
- Council of Europe:
 - Rapporteur on Relations between the Council of Europe and the United Nations (1999-2002)
 - Chair of the Rapporteur Groups on Human Rights and National Minorities (2000-2002)
- Head of a Finnish evaluation mission on the performance of the ICTR (Arusha, 1998), and member of a ministerial delegation to the ICTY (The Hague, 1997)
- Participation over the years in numerous international conferences, symposia and seminars on international law, mainly on humanitarian, human rights and criminal law as well as the law of international organizations, including the annual lectures and research periods at The Hague Academy of International Law (1972, 1975 and 1977).

Publications

- “The Identification and Characteristics of Regional Arrangements for the Purpose of the United Nations Charter” (doctoral thesis, Oxford)
- Contributions to publications and articles on key issues pertaining to implementation of the Statute of the International Criminal Court, including victims’ rights, as well as on activities of the United Nations and its bodies, collective security systems, peacekeeping, and civil crisis management
- Numerous lectures on various topics of international law at universities and institutions in a number of European and Asian countries, the United States and the United Nations

* * *

Helsinki, 21 July 2005

Sir,

With reference to the Secretariat of the Assembly of States Parties' Note No. ICC/ASP/4/S/4, dated 18 April 2005, concerning the nomination of candidates for election as a judge of the International Criminal Court, the national group of Finland in the Permanent Court of Arbitration has the honour to inform you that the group has, at its meeting on 7 October 2004, nominated Dr. Erkki Kourula as a candidate for re-election as a judge of the International Criminal Court as well as to the procedure provided for nomination of candidates for the International Court of Justice in the Statute of that Court.

Attached to this letter, you will find the statement submitted in accordance with article 36, paragraph 4(a), of the Rome Statute of the International Criminal Court, and paragraph 6 of the resolution of the Assembly of States Parties relating to the procedure for the nomination and election of judges of the International Criminal Court, as well as Dr. Kourula's curriculum vitae.

The group recognizes the significance of the re-election of Dr. Kourula in order to ensure continuity in the Court at this early stage of its operation. We are convinced that Dr. Kourula fully meets the requirements and high expectations set for the judges of the International Criminal Court and that his outstanding expertise would continue to make a significant contribution to the fulfilment of the Court's important duties.

Accept, Sir, the assurances of our highest consideration.

The National Group of Finland in the Permanent Court of Arbitration:

(Signed) Bengt Broms, Professor, Member of the Iran-United States Claims Tribunal

(Signed) Irma Ertman, Ambassador, Ministry for Foreign Affairs

(Signed) Kirsti Rissanen, Secretary General, Ministry of Justice

(Signed) Gustaf Möller, Justice, Supreme Court of Finland

5. Kuenyehia, Akua (Ghana)

[Original: English]

Note verbale

The Permanent Mission of Ghana to the United Nations presents its compliments to the Director, Secretariat of the Assembly of States Parties to the International Criminal Court, and with reference to the Secretariat of the Assembly of States Parties Note No: ICC-ASP/4/S/4 of 18th April 2005, has the honour to inform the latter that the government of the Republic of Ghana has nominated Professor (Mrs.) Akua Kuenyehia, First Vice-President of the International Criminal Court, for re-election as Judge of the International Criminal Court. Professor Kuenyehia's candidature was endorsed by the African Union at the Executive Council Meeting held in Sirte, Libya, from 28th June – 2nd July 2005.

Professor (Mrs.) Aku Kuenyehia's nomination was done pursuant to the requirements indicated in article 36(4)(a)(i) of the Rome Statute of the International Criminal Court and in accordance with article 36(3)(a) and b(ii). Professor Kuenyehia's nomination shall be on list B.

Professor Kuenyehia has, since March 2003, served in the capacity of First Vice-President of the Court with responsibility for the administration of the Court. Apart from liaising with the Registrar of the Court on administrative matters, Professor Kuenyehia completed the preparation of a comprehensive document on the Terms and Conditions of the Judges of the Court, which was adopted by the Assembly of States Parties at the 6th Plenary Meeting in September 2004. She, inter alia, also facilitated the drafting of Staff Rules of the Court.

Professor Kuenyehia, in light of her extensive experience in gender issues, assisted with the organization of gender sensitizing programmes for judges during the Plenary Sessions of March and May 2004. She is therefore eminently qualified under article 36 paragraph 8(b) of the Statute.

The Government of Ghana, mindful of the critical role that the International Criminal Court has to play in combating impunity for the most serious international crimes, and in contributing to the development of international criminal and humanitarian law, believes that the International Criminal Court should be occupied by judges of the highest professional expertise, competence and gender sensitivity.

It is for this reason that the Government of Ghana is nominating Professor Akua Kuenyehia, who has a broad and varied experience as judge, academic, solicitor and gender activist of international standing, for re-election as Judge of the International Criminal Court.

Attached is a statement submitted in accordance with article 36.4(a) of the Rome Statute and a copy of Professor Kuenyehia's curriculum vitae, which clearly indicates the multifaceted aspects of her professional career.

....

* * *

Statement of qualifications

1. Professor (Mrs.) Akua Kuenyehia is a barrister and solicitor of the Supreme Court of Ghana. She was called to the Ghana Bar in 1970 and therefore qualified to practise law in Ghana. She is a person of high moral character, impartiality and integrity. She possesses qualifications for appointment to the highest judicial office not only in Ghana but also within the Commonwealth. She is being nominated under the procedure for appointment to the highest judicial offices in the State in question.
2. Mrs. Kuenyehia possesses the necessary experience as solicitor, advocate, law lecturer, human rights expert as well as competence in criminal law and procedure. She has taught and written on International Law, Gender Issues and International Human Rights Law.
3. Professor Kuenyehia has an excellent command of English and a reasonable knowledge of French.
4. Her tenure at the International Criminal Court has raised her experience to another level.
5. Being the First Vice-President of the Court with responsibility for administration, she liaises with the Registrar, who is in charge of the day-to-day running of the Court.
6. In addition, Professor Kuenyehia, together with the Second Vice-President, used their background and experience in gender issues to organize gender training for judges.
7. Mrs. Kuenyehia is a national of Ghana and does not possess the nationality of any other country.
8. Professor Kuenyehia is from a Common Law System which is one of the prominent legal systems in the world. Her selection will also lead to a fair representation of both male and female judges.

* * *

Office Address: International Criminal Court, Den Haag
Tel.: 00 31 70 515 8195
Fax: 00 31 70 515 8789
E-mail: akua.kuenyehia@icc-cpi.int
Languages: English – fluent, French – basic, and four Ghanaian languages
Marital Status: Married with three adult children

Academic Qualifications

1972: BCL, University of Oxford, Oxford
1969: LLB 2nd Class (Upper Division), Univ. of Ghana

Professional Qualification

Professional Diploma for Admission to Ghana Bar - 1970

Awards

- Awarded the prestigious Mensah Sarbah Prize for the Best Student in the Professional Law Class in 1970
- Awarded a Commonwealth Foundation Fellowship for distinguished Commonwealth Scholars in 1991

Professional Associations

- Member - Ghana Bar Association
- Member - International Federation of Women Lawyers (FIDA)
- Member - International Bar Association
- Member - The African Society of International and Comparative Law
- Member - Ghana Association of Consultants
- Member - Women in Law and Development in Africa (WILDAF)
- Member - Society for International Development (SID)

Work Experience

- March 2003 to date - Judge and First Vice-President of the International Criminal Court
- May 1996 to June 2003 - Dean, Faculty of Law, University of Ghana
- April 2001 to Sept. 2002 - Acting Director, Ghana School of Law
- Feb. 1996 - Associate Professor, Faculty of Law, University of Ghana
- 1985 to 1996 - Senior Lecturer, Faculty of Law, University of Ghana
- 1972 to 1985 - Lecturer, Faculty of Law, University of Ghana
- Sept. to Dec. 1988 - Visiting Scholar, Department of Constitutional Law, Faculty of Law, State University of Leiden, Leiden, The Netherlands
- May to Sept. 1987 - Consultant Senior Lecturer, Faculty of Law, Imo State University, Okigwe, Nigeria
- April 1985 to June 1986 - Company Secretary / Legal Adviser, Unilever Ghana Ltd
- 1984 to 1985 - Lecturer, Ghana School of Law
- Aug. 1980 to June 1981 - Visiting Associate Professor and Research Fellow, Temple, University School of Law, Philadelphia, Penn. USA
- 1972 to 1978 - Lecturer, Ghana Workers College

Courses taught while at University

- University of Ghana - Contracts, International Law, Labour Law, Criminal Law, Health Law, Police Administration, Gender & the Law, International Human Rights Law
- North-Western University - Women and Law School of Law, 1999 to 2002
- Imo State University, Nigeria - International Law, May to Sept.1986
- Temple Law School, Philadelphia - Women and Law, Jan. to May 1981

Publications

Book: *Women and Law in Sub Saharan Africa* with Prof. Cynthia Bowman: Published by SEDCO, Ghana - July 2003

Book Editor: *Gender Relations in the Family: A West African Perspective*. Published by Women and Law in West Africa, printed by Yamens - Dec. 2003

Book Editor: *Women and Law in West Africa- Situational Analysis of Some Key Issues Affecting Women*, 1998

Chapters in Books

- “Economic and Social Rights of Women: A West African Perspective”, in *Common Ground or Mutual Exclusion? Women’s Movements & International Relations*, Eds: Marriane Braig and Sonja Wolte, pp. 160-170, Zed Books, 2002
- “Improving the Reform Process through Legal Training”, in *Comprehensive Legal and Judicial Development. Towards an Agenda for a Just and Equitable Society in the 21st Century*, Ed. Rudolf V Van Puymbroeck. The World Bank, 2001, pp. 299 – 306
- “Legal Literacy and the process of Empowerment - A Personal Experience”, in *Experiences in Capacity-Building for Ghanaian Women*, ed. Florence Dolphyne and Esther Ofei-Aboagye, 2001, pp. 9 – 13
- “Family Law in Ghana and its Implications for Women”, - with Esther Ofei-Aboagye, in *Situational Analysis of Some Key Issues Affecting Women*, pp.23 – 61
- “Violence Against Women in Ghana”, with Ellen Bortei-Doku Aryeetey, in *Situational Analysis of Some Key Issues Affecting Women*, pp.272 – 29
- “Organizing at the Regional Level - The Case of WILDAF”, published in *From Basic Needs to Basic Rights* - ed. M. Schuler ,Chapter 32
- “The Impact of Structural Adjustment Programmes on Women's International Human Rights: The Example of Ghana”, Chap. 18, pp. 422 - 436, *Human Rights of Women National Perspectives*: Ed. by Rebecca J. Cook. University of Pennsylvania Press, Philadelphia, 1994
- “Legal Literacy and Law Enforcement Agencies”, in *Ghana: Legal Literacy - A Tool for Women’s Empowerment*, Part 5, pp. 301 – 311, ed. Margaret Schuler and another. Published by OEF International, 1992

- Regional Enforcement of Human Rights: Claiming Our Place: The African System: Working The Human Rights System to Women's Advantage, pp. 95 – 99, ed. Margaret Schuler, published by Institute For Women Law and Development

Major articles

- “The Role of Social and Economic Rights of Women in Africa”, published in *WILDAF NEWS* - Issue Number 1, 1998 pp.4-9
- “50 Years of The Universal Declaration of Human Rights and The Rights of Women in Africa” - *Africa Legal Aid Quarterly* - July to September 1998, pp. 7 - 9
- “Distribution of Property between Spouses or Divorce in Ghana” - Vol. 18, *University of Ghana Law Journal*, pp. 94 - 108
- “Women and Family Law in Ghana - An Appraisal of the Property Rights of Married Women in Ghana”. Vol. 17, *University of Ghana Law Journal*, pp. 72 - 99
- Legal Services and Education to Grassroots Women in Ghana - Women, Law and Development in Africa Origins and Issues - pp. 117-125 - published by OEF International, Washington, 1990
- Legal Aid Services to Women in Ghana - Women, Law and Development - Action for Change. pp. 53 - 60 - Published by OEF International, Washington, D.C., 1990
- “The Problem of the Persistent Offender in the Ghanaian Penal System” - Vol. 15, *University of Ghana Law Journal*, pp. 84 - 96
- “Women and Family Law in Ghana” - *Proceedings of Seminar on Ghanaian Women in Development* - Vol. 1, pp. 316, 1978
- Labour Laws on Retirement in Ghana - Ageing and Social Change - 34th Annual New Year School - Editor: Opere Abetia, pp. 48 - 52

A Selection of Conference Papers

- 2005 An Introduction to the ICC: Structure, Organs and Mandate, paper delivered at a specialised Training Course for Diplomats and Embassy Staff on the International Criminal Court organized by the TMC Asser Institute in February
- 2004 Gender Challenges of the Rome Statute, paper delivered at the School of Law, Nottingham University in February
- 2004 The International Criminal Court and the various challenges ahead, paper delivered at the Human Rights Centre, Faculty of Law, Queens University Belfast, April
- 2004 International Criminal Court and the challenges ahead - keynote address at the research coordination day of Faculty of Law, University of Maastricht in May
- 2004 An overview of the International Criminal Court, its mandate, organs and trigger mechanisms, paper presented at a training workshop on the ICC organized by the University of Nottingham and the Human Rights Law Centre of the University of Cape Town, South Africa in June

- 2004 The ICC Challenges and Prospects, paper delivered at a Workshop on Implementing Legislation of the Rome Statute of the International Criminal Court organized by the ICRC in Lusaka, Zambia, in September
- 2004 Women in Peace Building: Adjudication as part of a process of Reconciliation and Reconstruction, paper delivered at Match International, Ottawa, Canada, in September
- 2003 The role of ICC Judges in the Implementation and Cooperation activities of States Parties to the Rome Statute: A paper delivered at an ICC Implementation in Central and Eastern Europe organized by NGO Coalition for the ICC Europe office in Bucharest, Romania, in May
- 2003 The ICC at the start of its operations. Paper delivered at the 5th Anniversary celebrations of the adoption of the Rome Statute organized by No Peace Without Justice in Rome on 17 July
- 2003 What difference will the ICC make in post conflict justice? A paper delivered at a conference on Post Conflict Justice: Lessons for the future, organized by Wilton Park, in England, in September
- 2002 Protecting Women's Rights under the African Charter on Human and Peoples' Rights. Capacity Building Training Courses on Promoting Accessibility to the African Commission on Human & Peoples' Rights etc., organized by Africa Legal Aid, Accra
- 2002 Ethics and Justice in the Family in the Era of HIV/AIDS - A workshop on Gendered Family Dynamics & Health. African Family Studies in a Globalising World. Organized by the Institute of African Studies & School of Public Health. University of Ghana, Legon
- 2000 Economic and Social Rights of Women in Africa – A conference organized by the Gender Studies Centre and the Institute for Comparative Politics and International Relations, Johann Wolfgang Goethe University, Frankfurt, Germany
- 2000 World Bank Conference – Comprehensive Legal and Judicial Development: Towards an Agenda for a Just and Equitable Society in the 21st century. Improving Participation in the Reform Process Through Training
- 2000 Parliamentarians for Global Action - 3rd Annual Conference – West African Pilot Programme on Population and Development. Review of Laws affecting Reproductive Health and Rights, Sexual Health and Rights and Family Planning
- 2000 Speaker of Parliament's Breakfast Forum, Accra. The State of Women's Human Rights in Ghana – The Law and Implementation
- 1999 The Empowerment of the African Woman in Decision-Making – Hope for the 3rd Millennium. Keynote address at the Africa Regional Conference of the World Union of Catholic Women's Organisations
- 1998 Perceptions About Women in Public Life; Fact and Fiction: The Implications for Legislation - Workshop for Senior Female Civil Servants under the Women in Public Life Project, GIMPA.

- 1997 The Role of Economic and Social Rights in the Achievement of Gender Equality for Women in Africa and Inter-linkages of Such Rights with Development: A Regional Case Study - presented at a UN Division on Advancement Expert Group Meeting in Turku, Finland
- 1996 Platform for Action - Paper presented at a Post Beijing Workshop Organized by Integrated Social Development Centre (ISODEC), Accra
- 1996 Legal Aspects of Drug Prescribing and Treatment Guidelines - paper presented at a Scientific Symposium at the Ghana Medical Association - Accra
- 1996 Making Law Accessible to the Lay Person - The Court System - Paper presented at a workshop organized by the Human Rights Study Centre, Faculty of Law, and Konrad Adenauer Foundation - Accra
- 1995 Property Rights of Women in Marriage in Ghana - National International Perspectives Seminar organized by FIDA, Ghana and Friedrich Ebert Foundation on Women's Rights in Ghana - Accra
- 1995 Participation of Women in the Democratic Process in Ghana, Workshop Organized by Associates in Rural Development in Africa. Washington, D.C., USA
- 1995 University Curriculum, Law and Gender Paper presented at the 25th Triennial Conference of the International Federation of University Women - Yokohama, Japan
- 1995 UN 4th World Conference on Women, Beijing, China
- 1995 A Continental Initiative to rethink issues of Gender and Human Rights In Africa -Accra
- 1994 General Outline of Ghana's 1992 Constitution and the Extent to Which it Satisfies the Human Rights Obligations Assumed by Ghana. Paper presented at a workshop for Women Members of Parliament, Akosombo
- 1994 Women and Their Legal Rights in Ghana. Paper delivered at a Workshop on Empowerment: Taking Responsibility for Change, Abokobi, Ghana
- 1994 Law and Family Life in Ghana. Paper presented at a Seminar Marriage, Divorce, Remarriage and its effects on Children, Parents, Extended Families, Church and Society - organized by the Presbyterian Church of Ghana - Abokobi, Ghana
- 1994 The Age of Majority - Women's Rights and Responsibilities. Paper presented at a seminar organized by Law Reform Commission of Ghana - Accra, Ghana
- 1994 Legal Aid and Services to Disadvantaged Women in Ghana. A paper presented at a seminar on poverty organized by the Conferences and Research Committee of the University of Ghana, Legon
- 1994 Convention on the Elimination of All Forms of Discrimination Against Women – Paper presented at a seminar organized by ISODEC (Integrated Social Development Centre), at Abokobi, on Gender Equality and Social Development, The Social Summit and the Beijing Women's Conference Process in the Ghanaian Context - Abokobi
- 1993 Human Rights in Health Law. Paper delivered at a Workshop organized by the Human Rights Study Centre, Faculty of Law, University of Ghana, and Legon - Accra

- 1993 The Legal Status of Rural and Urban Poor Women in Ghana - ICJ/WILDALF/FIDA workshop on Para Legal Training in Ghana - Accra
- 1993 The Constitution: Women's Rights and Responsibilities. Paper presented at a Workshop for Women Members of Parliament, Ministers and Deputy Ministers on Enhancing the Effectiveness of Women Parliamentarians, Ministers and Deputy Ministers - Accra
- 1993 World Conference on Human Rights - The African System of Human Rights and How it Can be Used to Advance Women's Rights
- 1992 The Impact of Structural Adjustment on Human Rights of Women: The Example of Ghana - Consultation on Women's Human Rights Toronto, Canada
- 1992 UN Expert Group Meeting on Increased Awareness by Women of their Rights including Legal Literacy - A case study
- 1992 Empowerment Strategies in Health Promotion at Household, Community and National Levels - Legal and Policy Issues - Paper delivered at a Sub-Regional Awareness Seminar on Women and Health
- 1992 Trade Union Rights within the Labour Laws of Ghana - Accra, Ghana - West Africa Sub-regional meeting of the International Transport Workers Federation
- 1992 The Participation of Women in Politics in Ghana - A Re-appraisal of the Problems - Accra, Ghana, Conference of Institute of Economic Affairs on Peace and Democracy in Ghana in the 4th Republic
- 1991 Fostering Rights Awareness among Women - The Ghanaian Experience - Arusha, Tanzania - Meeting of Africa Society of International and Comparative Law
- 1989 Importance of Legal Aid in the Realisation of Peoples and Human Rights - Banjul, Gambia - Seminar on the Judiciary and Human Rights in Africa
- 1987 Protecting the Rights of Women by Law: Notes on the Ghanaian Situation - Jos, Nigeria - Rights and Humanity's first Pan African Workshop
- 1978 Employment Law and Women in Ghana - Workshop on the Law, Family Welfare and the Status of Women in Anglophone Africa - Nairobi, Kenya
- 1976 Labour Laws Affecting Ghanaian Women - Africa Regional Conference of the International Federation of Women Lawyers (FIDA), Accra, Ghana
- 1975 Legal Channels for Change in the Status of Women in Ghana, National Seminar on Women and Development, Accra, Ghana

A selection of conferences and seminars attended

- | | | |
|------|------|---|
| 2005 | Feb. | Specialised Training Workshop for diplomats and embassy staff on the ICC, TMC Asser Institute, Den Haag |
| 2004 | June | Visit to the Cour de Cassation, Paris, France |
| 2004 | June | Training workshop on the ICC organized by the University of Nottingham and the Human Rights Law Centre of the University of Cape Town, South Africa |

2004	Sept.	Workshop on Implementing Legislation of the Rome Statute of the ICC organized by the ICRC in Lusaka, Zambia
2004	Sept.	Facilitator at a major conference on Gender Justice entitled Peace Needs Women and Women Need Peace organized by UNIFEM and International Legal Assistance Consortium in New York
2003	May	ICC Implementation in Central and Eastern Europe organized by NGO Coalition for the ICC Europe office in Bucharest, Romania
2003	July	5 th Anniversary celebrations of the adoption of the Rome Statute organized by No Peace Without Justice in Rome, Italy
2003	Sept.	Conference on Post Conflict Justice: Lessons for the future organized by Wilton Park in England
2003	Oct.	Workshop on Implementing Legislation of the Rome Statute of the ICC, Accra, Ghana
2002	Oct.	Gendered Family Dynamics & Health. African Family Studies in a Globalising World. Organized by the Institute of African Studies & School of Public Health
2002	Sept.	Capacity Building Training Courses on Promoting Accessibility to the African Commission on Human & Peoples' Rights etc. Organized by Africa Legal Aid, Accra
2001	March	Commonwealth Human Rights Initiative Conference on Human Rights and the Alleviation of Poverty
2000	July	A Conference organized by the Gender Studies Centre and the Institute for Comparative Politics and International Relations of the Johann Wolfgang Goethe University, Frankfurt, Germany
2000	June	World Bank Conference on Comprehensive Legal and Judicial Development: Towards an agenda for a Just and Equitable Society in the 21 st Century
1998	March	Commission on the Status of Women – Resource Person to observe and report on the negotiations for the Optional Protocol to CEDAW
1998	June	Attended the World Bank Meeting in Washington, D.C. on Women and Law in East Africa, as a Resource Person
1997	Dec.	UN Division on the Advancement of Women Expert Group Meeting on the Role of Social and Economic Rights in the Achievement of Gender Equality
1996	Feb.	Post Beijing - Looking at the Platform for Action. Poverty Reduction in Ghana
	May	International Seminar on Modernity – Oxford, England
	Nov.	Problems of Drug Prescribing in Ghana – Accra Assistance for Self-Help Initiatives – Accra
	Dec.	The Judicial System and Human Rights in Ghana – Accra

1995	April	Property Rights of Women in Ghana – Accra
	July	Gender Democracy in Africa – Washington, D.C., USA
	Aug.	25 th Triennial Conference of the International Federation of University Women – Yokohama, Japan
	Sept.	4 th UN Conference on Women – Beijing, China
	Dec.	Continental Initiative – Gender and Human Rights in Africa, Accra
1994	Jan.	Workshop for Women Members of Parliament – Akosombo, Ghana
	March	Women and their Legal Rights in Ghana. Abokobi, Ghana
	April	Seminar on Marriage, Divorce, Remarriage and its Effects on Children, Parents, Extended Families and the Church – Abokobi, Ghana
	Aug.	Seminar on the Age of Majority in Ghana – Accra
	Sept.	Seminar on Poverty – Accra
	Dec.	Seminar on Equality and Social Development – Abokobi, Ghana
1993	June	World Conference on Human Rights - Vienna, Austria
	July	Workshop on Legal Services for Rural Women and Para-Legal Training, Accra, Ghana
	July	Workshop for Women Members of Parliament on Enhancing their Effectiveness
	Oct.	Human Rights and Health Law – Workshop organized by Human Rights Study Centre, Faculty of Law, University of Ghana
1992	Jan.	Institute of Economic Affairs: International seminar on Prospects for Peace, Prosperity and Development in Ghana
	March	West African Sub-regional Meeting of International Transport Workers Federation
	Aug.	Consultation on Women’s Human Rights – Faculty of Law, University of Toronto, Canada
1991	Feb. - Mar.	Train the Trainers for Legal Literacy Meeting of Women in Law and Development in Africa (WILDAF) – Harare, Zimbabwe
	Mar. - Apr.	Annual Meeting of African Society of International and Comparative Law, Arusha, Tanzania
	April	Annual Meeting of Commonwealth Legal Education Association, Cumberland Lodge, England
	May - June	International Consultation on the Role of Missions – Jerusalem, Israel
	Oct.	Conference of Human Rights – organized by the Legal Resources Foundation, Harare, Zimbabwe

1990	Feb.	UNDP Seminar on Women in Consultancy
	Feb.	African Regional Conference on Women, Law and Development, Harare, Zimbabwe
	April	UNDP Seminar on University Consultancy for Economic Development
	June	International Consultation on the Role of Missions, GWATT, Switzerland
	June	Workshop on Developing Appropriate Handbook on Legal Literacy for Women, organized by OEF International - Santa Fe, New Mexico, USA
1989	April	First Planning Meeting of Women, Law and Development in Africa – Harare, Zimbabwe
	June	Inter-Regional Meeting on Women, Law and Development – Washington, D.C., USA
	Oct.	Seminar on the Treatment of Offenders, Accra, Ghana
	Oct.	National Seminar on Women, Law and Development – Accra, Ghana
	Nov.	Seminar on the Judiciary and Human Rights in Africa – Banjul, Gambia
	Dec.	Final Planning Meeting of Women, Law and Development in Africa – Nairobi, Kenya.
1988	Oct.	Joint Workshop – Ghana-Nigeria on Legal Literacy to Grassroots Women – Accra, Ghana
1987	Dec.	Rights and Humanity’s First Pan African Workshop, Faculty of Law, University of Jos, Nigeria
1986	June	23 rd Convention of International Federation of Women Lawyers (FIDA) Brussels, Belgium
1983	June	Operation Cross Roads Africa – Role of Professional Women in the United States
1980	June	Consultation on Prostitution by Ghanaian Women – Accra, Ghana
1978		Seminar on Women and Development, Accra, Ghana Conference of International Federation of Women Lawyers (FIDA) Nigeria; Workshop on the Law, Family Welfare and the Status of Women in West Africa Conference on Women in Anglophone Africa; Organized by International Planned Parenthood Federation, Nairobi, Kenya
1976		African Regional Conference of International Federation of Women Lawyers (FIDA), Accra, Ghana Workshop on the ACP – EEC Convention, Faculty of Law, University of Ghana Accra, Ghana

Consultancies

- Review of Proposals for setting up HIV/AIDS Programmes in Tertiary Institutions in Africa - Association of African Universities. 2002
- Review of a Report commissioned by the National Council on Tertiary Education/World Bank HIV/AIDS in Tertiary Institutions in Ghana. 2002
- Review of Draft Marriage and Divorce Bill of Ghana. GTZ Ghana; Legal Pluralism Project, 2002
- Evaluation of Activities Under Project Support given to the African Commission on Human and Peoples' Rights by UNHCR Geneva under Technical Cooperation with the OAU Project RAF/96/AN/30 2002
- A Legal Sector Reform Project - Collating Reports of 8 Consultants into one document and Preparing a Strategic Plan for the Sector, 1999
- Women's Health and Violence - A WHO Perspective, A concept paper for WHO, Harare, Zimbabwe, 1998
- Draft Policy on HIV/AIDS for Ghana – National AIDS Coordination Programme 1997 & 1999
- A Survey of libel cases in Ghana from 1993 -1996 - Institute for the Development of Democracy and Media's - Montreal Canada - 1996
- Availability of Credit for Small Scale Women Entrepreneurs in Ghana. Equality Now - New York, Dec. 1995
- Opportunities for Women Consultants in Ghana UNDP – 1991

Extra curricular activities

- Member, CEDAW Expert Committee, January 2003 to June 2003
- Member, Civil Service Council of Ghana, April 2002 to July 2003
- Chairperson, National Executive Board, Women in Law & Dev. in Africa (WILDAF)
- Member, University of Cape Coast Council, June 2001 to June 2003
- Member, Presidential Commission that investigated the 9th May 2001 Stadium Disaster in Ghana
- Member, Board of Trustees, Ghana Society for the Blind
- Member, Board of Directors, Great Commission Movement, Ghana
- Member, Board of Directors, Barclays Bank, Ghana Limited - 2001 to October 2003
- Member of Board of Trustees, Akrofi-Christaller Institute of Theology and Applied Research - Akropong, Akwapim
- Member of the Inter Church and Ecumenical Services Committee – Presbyterian Church of Ghana
- Chairperson -WILDAF Board of Directors 1995 to December 1997. Member of the Board from 1991 - 1998
- Member - Board of Directors, Ghana Legal Literacy and Resource Foundation

- Member - Board of Directors, Ghana Legal Aid Board - 1992 to 1996
- Member - Board of Directors, Graphic Corporation – Oct. 1995 to Sept.1997 and Oct. 1998 to Dec 2002
- Member - Board of Directors of the International Centre for Human Rights and Democratic Development - Montreal, Canada June 1993 to October 1997
- Member - Board of Directors, Women, Law and Development Institute, Washington, D.C., USA, 1993 to 2003
- Chairperson, Ridge Church School Management Committee - March 1991 - March 1996
- Chairperson - FIDA Legal Aid Steering Committee, 1986 – 1994
- 1st Vice-President, Ghana Association of Consultants, July 1991 to June 1993
- Editor, University of Ghana Law Journal, 1986 to December 1992
- Member, Board of Trustees, Child Education Fund, Ghana, 1988 – 1993
- Member, Disciplinary Committee of the General Legal Council of Ghana - March 1983 to December 1992
- Deputy Warden, Volta Hall, University of Ghana - December 1987 to April 1990
- President, International Federation of Women Lawyers (FIDA) Ghana - November 1986 - March 1989
- Chairperson, Ridge Church School Parent Teacher Association - October 1986 to October 1987
- Deputy Senior Tutor, Volta Hall, University of Ghana - 1977 to 1980

Research undertaken

- Research undertaken on the status of Women and Law in sub-Saharan Africa, published as a book with Cynthia Bowman in July 2003
- Co-ordinating a major research initiative on Women and Law in Anglophone West Africa. The countries involved are Ghana, Nigeria, Sierra Leone and the Gambia. The project has produced its first publication: A Situational Analysis of Some Key Issues Affecting Women, edited by Akua Kuenyehia. The second book on Gender Relations in the Family in West Africa was published in December 2003
- Training Women Leaders from community-based organizations to carry out Rights Awareness and Legal Literacy programmes both in Ghana and in other parts of Africa, e.g. Uganda, Kenya, Liberia to date

Other activities

- January 2002: Part of a team from the Ghana National Petroleum Company that negotiated a Deep Sea Exploration Petroleum Agreement with a Texas-based company on behalf of the Government of Ghana
- February 2002: Part of a negotiating team from Tema Oil Refinery to negotiate the servicing of the loan used to refurbish the refinery with Vittol the financiers

Hobbies

- Gardening and reading

6. Slade, Tuiloma Neroni (Samoa)

[Original: English]

Note verbale

...

The Permanent Mission of the Independent State of Samoa has the further honour to inform the Secretariat of the decision of the Government of the Independent State of Samoa to present the candidature of Tuiloma Neroni Slade as nominee for the post of Judge of the International Criminal Court.

Tuiloma Neroni Slade was duly elected Judge of the Court at its first election in February 2003, and was selected by lot for a term of three years. He is therefore eligible for re-election for a full term.

Judge Slade is assigned to the Pre-Trial Division of the Court. He has been elected Presiding Judge of Pre-Trial Chamber II, and is also a member of Pre-Trial Chamber III.

As Presiding Judge, Judge Slade is closely involved in the judicial work of the Court, and is also active in the general functioning of the Court. He served as Rapporteur during the Judges' preparations of the Regulations of the Court that were adopted on 26 May 2004, and was coordinator of a number of specific issues raised in connection with the elaboration of the Regulations. He has particular responsibilities for the coordination of negotiations of the headquarters agreement with the host State and of legal studies on issues pertaining to the Pre-Trial Division.

Judge Slade has had considerable and relevant courtroom experience, as Attorney General of Samoa and as senior prosecutor, as well as a broad background in public international law, international humanitarian law and the law of human rights over many years in his service with the Commonwealth of Nations and in the context of the United Nations.

In his former capacity as Samoa's Ambassador and Permanent Representative to the United Nations, Judge Slade was closely involved with the preparatory processes for the establishment of the International Criminal Court. At the Rome Conference in 1998 he was one of the coordinators in the development of the Rome Statute of the Court.

Additional information on Judge Slade's qualifications and experience is provided in his attached curriculum vitae.

Also attached is the supporting statement as required under article 36 of the Statute of the Court and resolution ICC-ASP/3/Res.6.

Samoa attaches great importance to the inclusion of highly qualified persons on the Court and is confident of the suitability of Tuiloma Neroni Slade as a judge of the International Criminal Court. In particular Samoa considers it essential, in the interests of the Court, that there be continuity in the terms and service of the Judges, especially at this early and critical stage in the Court's development.

...

* * *

Statement of qualifications

The following statement in support of the nomination of Judge Tuiloma Neroni Slade as a Judge of the International Criminal Court is submitted in accordance with article 36 of the Rome Statute of the Court and the resolution of the Assembly of States Parties relating to the procedure for the nomination and election of judges of the International Criminal Court:

1. Judge Slade, being a barrister and senior counsel of more than eight years' standing, is a person of high moral character, impartiality and integrity who possesses the qualifications required under the law of Samoa for appointment to the highest judicial offices (article 36, paragraph 3 (a), of the Statute);
2. By his work and experience as Attorney General and prosecutor and internationally in the areas of international humanitarian law and the law of human rights, as detailed in his attached curriculum vitae, Judge Slade fulfils the requirements of subparagraphs (i) and (ii) of article 36, paragraph 3 (b), of the Statute. He has established competence in criminal law and procedure and the necessary relevant experience, as prosecutor and advocate, in criminal proceedings. He also has established competence in relevant areas of international law, in particular international humanitarian law and the law of human rights, and extensive experience in a professional legal capacity which is of relevance to the judicial work of the Court;
3. Judge Slade has excellent knowledge of and is fluent in English (article 36, paragraph 3 (c), of the Statute);
4. Judge Slade satisfies the requirements for appointment to the highest judicial offices in Samoa, and his nomination is in accordance with the procedure provided for the nomination of candidates for the International Court of Justice (article 36, paragraph 4 (a), of the Statute);
5. Judge Slade is being nominated for inclusion in list A for the purposes of article 36, paragraph 5, of the Statute;
6. With respect to article 36, paragraph 8 (a), sub-paragraphs (i) to (iii), of the Statute:
 - (i) Judge Slade is qualified in law and has practised in Samoa and in New Zealand, both having common law legal systems;

- (ii) Judge Slade is a national of Samoa, a member State of the Asian Group; and
 (iii) Judge Slade is male;

7. With respect to article 36, paragraph 8 (b), of the Statute, Judge Slade has legal expertise on a wide range of specific issues relevant to the work of the Court, including, but not limited to, violence against women and children. His courtroom experience includes dealing with cases of rape, murder and other serious cases of violence and sexual assaults.

* * *

Personal	Born 8 April 1941, Samoa. Married.
Education	LL.B, Victoria University of Wellington, New Zealand The Hague Academy of International Law (1971) UNITAR fellowship: UN Legal Office, New York (1971) Treaty law fellowship, Ottawa (1973) Barrister and solicitor, Samoa and New Zealand
Career	
2003- to present	Judge, International Criminal Court, The Hague
1993-2003	Ambassador/Permanent Representative of the Independent State of Samoa to the United Nations, New York Ambassador to the United States of America High Commissioner to Canada
1983-1993	Assistant Director, Legal Division, Commonwealth Secretariat, London
1976-1982	Attorney-General of Samoa
1973-1975	Parliamentary Counsel, Government of Samoa
1969-1973	Principal/Legal Counsel and Senior Prosecutor, Attorney-General's Office, Government of Samoa
1967-1968	Private legal practice, Wellington, New Zealand
Work history	
2005	Conferred the Order of Samoa – Poloaiga Sili a Samoa
2003	Distinguished Diplomat in Residence, Temple University, Philadelphia
2003 (from 1997)	Chairman, Alliance of Small Island States (AOSIS)
2002 (from 1999)	Leader, Samoan delegation to the Preparatory Commission for the International Criminal Court, New York

2002 (from 2000)	Co-Chairman, United Nations Open-Ended Informal Consultative Process on Oceans and Law of the Sea, New York
2001	Laureate, Elizabeth Haub Award for Environmental Diplomacy Member, Governing Board, International Ocean Institute
2001	Co-Chairman, First Intergovernmental Review Meeting on the Implementation of the Global Programme of Action for the Protection of the Marine Environment from Land-Based Activities, Montreal
2001/2000	Co-Chairman, Joint Working Group on Compliance under the Kyoto Protocol on Climate Change
2000	Member, Advisory Council to the World Bank/Commonwealth Task Force on Small States, London
1998	Leader, Samoan delegation to the Rome Diplomatic Conference on the Establishment of an International Criminal Court, and Vice-President of the Conference Coordinator for the Preamble and Final Clauses of the draft Rome Statute, Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court
1997	Moderator/Chairman, South Pacific Forum Seminar on Nuclear Issues, Suva, Fiji
1996/1998	Chairman, Asian Group working group on United Nations candidature procedural reforms, New York
1996	Chairman, 6th Asia-Pacific Climate Change Seminar, Suva, Fiji Vice Chairman, Permanent Court of Arbitration Working Group on Environmental and Natural Resources Law, The Hague Member, Commonwealth Observer Group, Sierra Leone general elections Chairman, regional meeting on the Science and Impacts of Climate Change in Pacific Islands, Apia, Samoa
1995/2002/2003	Member, Executive Council, Global Environment Facility (GEF), Washington
1995/1997/2001	Vice-President, Conference of the Parties to the United Nations Framework Convention on Climate Change
1995/1996	Counsel for Samoa before the International Court of Justice in the Requests for Advisory Opinions on the Legality of the Threat or Use of Nuclear Weapons, The Hague
1995	Agent for Federated States of Micronesia, Marshall Islands, Solomon Islands and Samoa in the Application to the International Court of Justice for Intervention in the Nuclear Tests case (New Zealand v. France), The Hague

	Chairman, Working Group I, Preparatory Committee of the United Nations Intergovernmental Conference on the Protection of the Marine Environment from Land-Based Activities, Reykjavik, Iceland
1994	Vice-President, Global Conference on the Sustainable Development of Small Island Developing States, Barbados
1993	Member, United Nations Trusteeship Council Mission to the Trust Territory of Palau
1983-1993	As a senior legal adviser in the Legal Division of the Commonwealth Secretariat, undertook a broad range of legal and advisory work among member States and their judicial and legal professions, including on international humanitarian standards and the law of human rights, maintenance of the rule of law and the development of arrangements for mutual assistance in criminal matters
1992	Leader, Commonwealth Secretariat support team to the Observer Group to the Constitutional Referendum, Seychelles
	Chairman, Working Group on the University of the South Pacific (USP) Law School syllabus, Port Vila, Vanuatu
1990	Member, Commonwealth Secretariat support team to the Election Observer Mission, Malaysia general elections
1989	Legal consultant, South Pacific Forum Fisheries Agency (FFA), Honiara, Solomon Islands
1986	Chairman, First South Pacific Law Conference, Apia, Samoa
1984	Counsel Assisting the International Constitutional Commission of Inquiry on the Banaban people in the Republic of Kiribati
1980-1982	Acting Chief Justice of Samoa for interim periods
1973-1976	Leader of Samoa's delegation to the Third United Nations Conference on the Law of the Sea

Articles and addresses

- The International Criminal Court: Independence and Interdependence, Victoria University of Wellington Law School, 2004
- Law Reform Potential in the Pacific Area, Australasian Law Reform Agencies Conference, Wellington, New Zealand, 2004
- The magnitude and scope of illicit trafficking in small arms and light weapons, a paper submitted at the United Nations Regional Disarmament Meeting, Wellington, New Zealand, 2001
- An Examination of the Kyoto Protocol from the Small Island Perspective, Tuiloma Neroni Slade and Jacob Werksman, 2000, *Climate Change and Development*, Yale School of Forestry & Environmental Studies, Luis Gomez-Echeverri (ed)
- Keynote address on Pacific Perspectives on International Law, International Law Association Conference, Wellington, New Zealand, 1999

- Keynote address on UNCED+7 and Barbados, *Pacem in Maribus XXVII* on Oceans in the New Millennium, Suva, Fiji, 1999
- Preamble and Final Clauses, Tuiloma Neroni Slade and Roger S. Clark, 1999, *The International Criminal Court: The Making of the Rome Statute: Issues, Negotiations, Results*, Roy S Lee (ed)
- The Convention on Climate Change: A view from the Small Island States, 1997, *Our Planet* (UNEP), Vol.9, No. 7
- Opening address before the International Court of Justice in Advisory Proceedings on the Legality of Nuclear Weapons, 1996, *The Case Against the Bomb*, Clark R S and Sann M (eds)
- Keynote address on the International Climate Change Negotiations on the Berlin Mandate at the Sixth Asia-Pacific Seminar on Climate Change, Suva, Fiji, 1996
- 1995 Review and Extension of the Treaty on the Non-Proliferation of Nuclear Weapons, 1995, *Review of European Community & International Environmental Law*, Sands P (ed)
- The Pacific Islands Law Officers Meeting (PILOM), 1992, *Melanesian Law Journal*, Nonggorr (ed)
- Forum Fisheries Agency and the Next Decade: the Legal Aspects, 1990, *The Forum Fisheries Agency: Achievements, Challenges and Prospects*, Herr R (ed)
- Law Officers in the Pacific Island States, 1988, *Law, Politics and Government in the Pacific Island States*, Ghai, Y H (ed)
- Dissemination of Human Rights Standards in a Culturally Diverse Region, 1987, *Human Rights, Information and Dissemination*, UNESCO seminar publication
- A Constitution in Practice [1984] *New Zealand Law Journal* 181
- Joint-Editor, Commonwealth Law Bulletin (1983-1993)
- Member, Editorial Committee, Law Reports of the Commonwealth (until 1993)
- Compiler/Editor, Western Samoa Law Reports (until 1983)
- Additional addresses and papers on the International Criminal Court, environment and development issues, and on international climate change processes and negotiations

7. Song, Sang-hyun (Republic of Korea)

[Original: English]

Note verbale

The Embassy of the Republic of Korea presents its compliments to the Secretariat of the Assembly of States Parties and, with reference to the latter's Note No. ICC ASPP/4/S/4 of 18 April 2005, has the honour to inform the Secretariat that the Republic of Korea has decided to present the candidature of Judge Song, Sang-hyun for re-election to the post of judge of the International Criminal Court (ICC) at the elections to be held during the Assembly of States Parties in January 2006.

Judge Song is a candidate on list A for the purposes of article 36, paragraph 5, of the Rome Statute. The statement submitted in accordance with article 36, paragraph 4(a), of the Rome Statute and the curriculum vitae of Judge Song are attached herewith.

Judge Song has established competence in criminal law and procedure, as well as in areas of international law, which are of relevance to the Court. Before being elected as ICC Judge in 2003, Judge Song was a professor of Seoul National University Law School since 1972 and he is one of the most respected Korean scholars in the field.

The nomination of Judge followed the procedure for nominations of candidates to the International Court of Justice in accordance with article 34.4(a)(ii) of the Rome Statute. On 23 December 2004, the Korean National Group in the Permanent Court of Arbitration informed the Korean Government that it had, after careful deliberation, decided to nominate Judge Song as a candidate for re-election as a judge of the International Criminal Court. The government of the Republic of Korea supports the nomination of Judge Song.

...

* * *

Statement of qualifications

(a) Judge Song, Sang-hyun is a person of high moral character, impartiality and integrity, who possesses the qualifications required in the Republic of Korea for appointment to the highest judicial offices (article 36(3)(a) of the Rome Statute).

Judge Song fulfils the requirements of article 36(3)(b)(i) and (ii), as is specified in his curriculum vitae. He has established competence in criminal law and procedure, and the necessary relevant experience, as an advocate, scholar and judicial adviser, in criminal proceedings. He also has established competence in relevant areas of international law, in particular international humanitarian law and the law of human rights, and extensive experience in a professional legal capacity which is of relevance to the judicial work of the Court.

Judge Song, having earned his LL.M and J.S.D degrees in the United States, and having worked as an attorney and visiting professor in a number of foreign countries including Australia, Germany, the Netherlands, New Zealand, the United Kingdom and the United States, has an excellent knowledge of and is fluent in English. He also speaks French and has considerable knowledge of that language (article 36(3)(c)).

(b) Judge Song is being nominated for inclusion in list A for the purposes of paragraph 5 of article 36 of the Statute.

(c) The information relating to subparagraph (i) to (iii) of paragraph 8(a) of article 36 of the Statute is as follows:

(i) Judge Song is qualified for appointment to the highest judicial offices in the Republic of Korea, which has a civil-law legal system. He has also received a legal education at the postgraduate level in the United States of America and the United Kingdom, which have a common-law legal system.

(ii) Judge Song is a national of the Republic of Korea.

(iii) Judge Song is male.

(d) Judge Song has legal expertise on a wide range of specific issues related to the work of the Court, including, but not limited to, the following.

- he has extensive practical and academic experience in the area of criminal law, criminal procedure and the law of evidence; as a member of the advisory committee to the Korean Supreme Court and the Ministry of Justice, he has participated in the reform of the Korean litigation system with respect to the Penal Code, the Code and the Court Rules of Criminal Procedure and the criminal court process, among other things;
- he also has expertise in relevant areas of international law, including international trial law and arbitration, the law of human rights and the rights of the child; he is active in promoting the rights of children as Vice-President of the Board of Directors of UNICEF Korea and President of the Korea Childhood Leukemia Foundation;
- he has lectured internationally on Korean law for over 20 academic terms at a number of respected universities in the United States, New Zealand and Australia, and has contributed to the development of international cooperation in legal research.

(e) Judge Song is a national of the Republic of Korea and does not possess the nationality of any other State.

* * *

Date of Birth: 21 December 1941

Nationality: Republic of Korea

Languages: Korean, English (fluent), French (good)

Academic Background

- LL.B., Seoul National University Law School, Korea (1963)
- LL.M., Tulane Law School, New Orleans, USA, as a Fulbright Fellow (1968)
- Diploma in Comparative Legal Studies, Cambridge University, UK (1969)
- J.S.D., Cornell Law School, Ithaca, NY, USA (1970)
- Visiting Humboldt Scholar to Hamburg University Law Faculty, Germany (1974-75)
- Certificate, The Hague Academy of International Law, the Netherlands (Summer, 1978)
- Visiting Scholar, Harvard Law School, Cambridge, MA, USA; as American Council of Learned Society Fellow (1978-79)

Professional Background

- Called to the Korean Bar (1964)
- Judge Advocate Office, Korean Army Captain, Korea (1964 - 67)
 - Military prosecutor for the first six months and a military judge for two and a half years, trying criminal cases in the army
- Foreign Attorney, Haight, Gardner, Poor & Havens, New York, NY, USA (1970 - 72)
- Lecturer in Law, National Police College, Seoul, Korea (1983 - 2003)
 - Teaching comparative court procedures, discovery, evidence and prosecution
- Professor of Law, Seoul National University, Korea (1972 -)
 - Teaching law of procedures, evidence, court process, among other subjects
- Dean, Seoul National University Law School, Korea (1996 - 98)

Other Professional Experience**Domestic Activities**

- Member, Advisory Committee to the Minister of Justice, Korea (1981 – 2004)
 - Regularly meet to deliberate on criminal investigation reform, matters of North Korean refugees, independence of prosecution offices, immigration and prison reform, among other things.
- Member, Litigation System Reform Committee of the Supreme Court, Korea (1979 - 2004)
 - Regularly meet to deliberate on the Code and the Court Rules of Criminal Procedure, Penal Code, Code of Civil Procedure, Court Process and Enforcement System
- Member, Prime Minister's Committee on Clean Government (1989-1993)
 - Regularly met to deliberate on the law reform on the corruption, abuse and certain crimes in the government

- Member, Prime Minister's Commission on Youth Protection (2001-2005)
- Member, Presidential Commission on Judicial Reform (2005 -)

International Experience

- Visiting Professor, Harvard Law School, Cambridge, MA., U.S.A. (1991, 1995, 1999, 2003)
- Inge Rennert Distinguished Professor of Law, Global Law Program, New York University, U.S.A. (1994-1999)
- Professorial Fellow with title of Professor, Faculty of Law, University of Melbourne (2002-)
- Visiting Professor to University of Florida Law School (1989)
to University of Washington Law School (1990, 1994)
to Columbia Law School(1996)
to University of Hawaii Law School (2001)
- Visiting Professor to the Victoria University of Wellington Law School, New Zealand (1994)
- Visiting Professor, Faculty of Law, University of Melbourne, Australia (1990, 1992, 1994)
- Judge, Appeals Division, International Criminal Court (2003 -)

Other Affiliations

- Vice-President, Member of the Board of Directors, UNICEF Korea (1991 -)
Delivered lectures on human rights and child's rights to school teachers for several years every summer vacation, among other things
- President, The Korea Childhood Leukemia Foundation (1999 -)
- Member, Board of Directors, Korea Family Legal Service Center, Inc. (1999 -)
- Member, Board of Directors, The Beautiful Foundation (1999 -)
- Member, Board of Directors, The National Coalition of Religious Peace Corps, Inc. (2002 -)
- President, The Korean Law Professors Association, Inc. (1999-)
- Member, The Korea-New Zealand Business Council (2000 -)
- Member of the International Advisory Board for Pacific Rim Law & Policy Journal (University of Washington, 1995-)
- Member of the International Advisory Board and Australian Advisory Board of the Centre for Corporate Law and Securities Regulation (1996-)
- Member of the Inaugural International Advisory Committee for *The Australian Journal of Asian Law* (University of Melbourne, 1998-)

Decorations and Citations

- The Legal Culture Award (The Korean Bar Association, 1998)
- National Decoration of the Second Highest Order (Moran) (Korean Government, 1997)
- The Most Distinguished Alumni Medal (Cornell University, 1994)

Publications

Books

- An Introduction to Law and Economics (Korean) (Seoul: Kyungmunsa Pub., 1983)
- Introduction to the Law and Legal System of Korea (English) (Seoul: Kyungmunsa Pub., 1983) Korean Law in the Global Economy (English) (Seoul: Pakyoungsa Pub., 1996)
- The Korean Civil Procedure (Korean) (Seoul: Pakyoungsa Pub., 1976; revised ed. 2004)
- Basic Text on Maritime Law in Korea (Korean) (Seoul; Pakyoungsa Pub., 1999; revised ed. 2005)

Articles

- The United Nations and Human Rights, UNICEF Teaching Materials, pp. 125-141, UNICEF/KOREA (Seoul, 1998)
- A Review on the Conventions on the Human Rights and Child's Rights, UNICEF Teaching Materials, pp. 101-121, UNICEF/KOREA (Seoul, 1999)
- The Legal Profession in Korea: Problems and Prospects for Reform, *Kobe Law Journal*, Vol.49, No.2, pp. 119-151 (Kobe University Law School, Japan, 1999)
- Law and Policy of Securities Regulation in Korea, 4 *Pacific Rim Law and Policy Journal*, No.3, pp. 757-782 (UCLA, 1995)
- Ideology and Prospects of the Alternative Dispute Resolution, *The Civil Case Commentaries*, Vol.14, pp. 411-441 (Seoul, 1992)
- South Korean Law and Legal Institutions in Action, in Clark ed., *Korea Briefing*, Vol. pp.125-146 (The Asia Society, New York, 1991)
- Legal Education and Social Justice, in *The University in the Future World*, pp. 321-333 (Yonsei University Press, Seoul, 1985)
- Family Court in Korea, in Nakamura, ed., *Family Law Litigation*, pp.205-215 (The Comparative Civil Law Institute, Waseda University, Japan, 1984)
- How to Diversify and Develop Legal Services Areas, research report submitted to the Minister of Justice, pp. 1-116 (Seoul, 1984)
- Domestic Court's Jurisdiction on Foreign State, *Festschriften for Justice Soonwon Bang*, pp. 252-270 (Seoul, 1984)
- A Review on the Federal Appeal System in the U.S., *The Civil Case Commentaries*, Vol.5, pp. 251-258 (Seoul, 1983)

- Functions of the Supreme Court and Newly Enacted Special Law on Expedition of Litigation, *Korean Bar Association Journal*, Vol.74, pp. 11-19 (Korean Bar Association, Seoul, 1982)
- Review on the Class Action, *Seoul Law Journal*, Vol.21, No.1, pp. 103-114 (The Law Research Institute, Seoul National University, 1980)
- Reform of Appeals System of the Korean Court, research report submitted to the Supreme Court, pp. 1-130 (Seoul, 1978)
- Reevaluation of the Legal Aid and its Modern Themes in Korean Perspective, *Seoul Law Journal*, Vol.17, No.2, pp. 69-100 (The Law Research Institute, Seoul National University, 1976)
- An Analytical Study of Court Cases on the Free Evaluation of Evidence Principle in Korean Procedure, *Seoul Law Journal*, Vol.15, No.2, pp. 49-90 (The Law Research Institute, Seoul National University, 1974)

Recent Speeches Delivered by Judge Song in connection with the Outreach Programmes of the International Criminal Court

- “The International Criminal Court under the Rome Statute”, at Cornell Law School, Ithaca, New York, U.S.A. April 3, 2003
- “A New World Court for Globalized Justice?” at Harvard Law School, Cambridge, MA., U.S.A., April 10, 2003
- “The International Criminal Court and its Jurisdiction“, at Tampa Bar Association in Florida, U.S.A. May 19, 2003
- “Enforcing the International Criminal Court’s Mandate in its Infancy: Challenges and Opportunities“, at the Asian Experts’ Study Session on the Implementation of the International Criminal Court, in Bangkok, Thailand, July 7-10, 2003
- “The International Criminal Court and East Asia: National Implementing Legislation“, at the International Workshop organized by Minbyun-Lawyers for Democratic Society, in Seoul, Korea, July 24-25, 2003
- “Korean Criminal Justice System and the International Criminal Court“, at the Second Roundtable Discussion on International Comparative Judicial Conference, Zhejiang University and New York University, in Hangzhou, China, October 23-25, 2003
- “What does the International Criminal Court mean to Asians?“ Speech to the Indonesian delegation visiting the International Criminal Court, The Hague, March 3, 2004.
- “Development of International Criminal Law and the International Criminal Court“ at Seoul National University Law School, in Seoul, Korea, May 7, 2004
- “The Role of the International Criminal Court in the Repression of Breaches of International Humanitarian Law“, at the Second ICRC Training Course on International Humanitarian Law for Professors of Law, in Amman, Jordan, August 28-September 10, 2004
- “The International Criminal Court and International Humanitarian Law“, at Seoul National University Law Research Institute, in Seoul, Korea, October 19, 2004

- “The International Criminal Court and World Peace“, at Chonnam National University Law School, Kwangju, Korea, October 21, 2004
- “New Trend of International Law: Changing Relationship between National Law and International Law“, keynote address to the 4th Lawyers’ Congress in Seoul, Korea, October 22, 2004
- “Korean Criminal Procedure and the Legal Instruments of the International Criminal Court“, at Conference on Comparative Criminal Procedure organized by the Council on Foreign Relations in New York and New York University Law School, at the Pocantico Hills Conference Center, Tarrytown, New York, U.S.A., February 10-13, 2005
- “Global Jurisprudence Colloquium on Decisions of International Legal Institutions; Compliance and Enforcement“, at Stanford Law School, Stanford, CA., U.S.A., March 17-18, 2005
- “International Criminal Justice in the 21st Century – Role of the International Criminal Court“, at Graduate School of International Studies Seoul National University, Seoul, Korea, May 4-5, 2005
- “International Criminal Court and Role of Lawyers“, at Dong-Ah University Law School, Pusan, Korea, May 10, 2005
- “The Protection of Personal Liberty in the Korean Criminal Justice System and the International Criminal Court“, at the Institute of Law, Chinese Academy of Social Sciences, Beijing, China, June 11-12, 2005
- “The International Criminal Court: Impartial and Efficient International Criminal Justice for Asia and the World“, keynote speech to Shanghai Workshop on International Criminal Court: the Choice of China, organized by Shanghai Jiaotong University, Asian Legal Resource Center in Hong Kong and Project Office for Promotion of the International Criminal Court in China at the Research Center of Criminal Jurisprudence of Renmin University of China, at Shanghai Jiaotong University, Shanghai, China, June 18-19, 2005
- ICC Summer Course on the International Criminal Court at the Irish Centre for Human Rights, Galway, Ireland, July 9-14, 2005

8. Thiam, Cheikh Tidiane (Senegal)

[Original: French]

Note verbale

The Embassy of the Republic of Senegal in Brussels presents its compliments to the Secretariat of the Assembly of States Parties to the Rome Statute of the International Criminal Court and, with reference to its Note verbale ICC-ASP 4/S/4 of 18 April 2005, has the honour to inform the Assembly that Senegal has decided to nominate Professor Cheikh Tidiane Thiam, Director of Legal and Consular Affairs at the Ministry of Foreign Affairs, as a candidate for the post of judge for the regional group of African States, list B, in the elections scheduled to be held on 26 and 27 January 2006 in New York.

The Embassy transmits herewith Professor Thiam's curriculum vitae and requests the Secretariat of the Assembly of States Parties to register his nomination and inform the other States Parties to the Rome Statute accordingly.

...

* * *

Statement of qualifications

- Professor of Public Law
- Director of Legal and Consular Affairs, Ministry of Foreign Affairs
- Member of the former United Nations Intergovernmental Group of Experts on the Right to Development
- Former Director, Centre for Research, Study and Documentation of African Institutions and Legislations (CREDILA)
- Staff member, Faculty of Legal and Political Sciences, Cheikh Anta Diop University, Dakar

Nationality:	Senegalese
Date and place of birth:	23 June 1951, Saint-Louis, Senegal
Marital status:	married, 3 children
Permanent address:	B.P. 15 622 Dakar-Fann Senegal
Tel. office:	+221 823 86 15 or +221 889 13 41
Tel. home:	+221 824 14 72
Tel. mobile:	+221 632 85 94
e-mail :	cheikhtthiam@hotmail.com

Languages

Mother tongue: Wolof

Language of education/working language (official language): French (fluent in reading, writing, speaking and comprehension)

Other languages: English, Spanish

Qualifications

- *Licence*, 1975, (optional subject: international law and international relations, Dakar). Grade “*assez bien*” (quite good)
- *Diplôme d’Etudes Approfondies* in public law, 1977, University of Paris V. Grade “*assez bien*” (quite good)
- *Diplôme d’Etudes Approfondies* in political sciences (international politics), 1978, University of Paris I Panthéon-Sorbonne. Grade *bien* (good)
- Diploma, United Nations Institute for Training and Research (UNITAR): diploma in international law, The Hague, 1981
- Certificate from the Henry Dunant Institute (African seminar on international humanitarian law), 1983
- Certificate from The Hague Academy of International Law, External Programme: human rights, principles and practices of international law, 1988
- Doctoral thesis in international law, defended at University of Paris I Panthéon-Sorbonne, June 1989: “*Décolonisation et succession d’Etats en Afrique - Contribution à l’étude de la succession à l’ordre juridique*”. Grade “*très honorable*” (very honourable mention)

Specializations

Teaching

- Twenty-six years of professional experience in teaching and research, including fifteen years with administrative responsibilities and twelve years as a director.
- Faculty of Legal and Political Sciences, Cheikh Anta Diop University, Dakar, since 1979, teaching the following courses:
 - International institutions (from 1989 to 2001)
 - Public international law (since 1989)
 - Constitutional law and political institutions (practical teaching) (from 1979 to 1989)
 - History of political ideas (from 1992 to 2001)
 - Methodology for research and writing (from 1980 to 2001)
 - International communications law (2000-2001)

- Lecturer, public international law and international institutions, Diplomatic Section, National Administration and Magistracy School (ENAM), Dakar, (since 1980)

Research

- Public international law
 - Succession of States
 - Human rights
 - Humanitarian law and law of armed conflict
 - Treaty law
 - International security
 - Right to development
- Administrative sciences
 - Relationship between administrators and citizens
 - Ombudsman, mediator
- Constitutional rights and political science – public domestic law
 - Democracy
 - Monitoring constitutionality of laws
 - Regulatory bodies
 - Audiovisual and communications law
 - Human rights
- Member of the international observer mission for the presidential and legislative elections of 22 August 1993 in the Central African Republic
- Student at The Hague Academy of International Law on several occasions
- Coordinator and main rapporteur of the Dakar International Colloquium on Teaching of and Research into International Law in Africa (December 1985)
- Participated in various scientific meetings on public law and political science, particularly human rights and democracy:
 - Symposium on the African Charter of Human and Peoples' Rights (Dakar, 1982)
 - Symposium on Human Rights, Columbia University (New York, 1983)
 - University of Dakar seminar on the teaching of human rights and peace (1984)
 - Seminar on international humanitarian law organized by the International Relations Institute of Cameroon (IRIC) and the Henry Dunant Institute, Geneva (Yaoundé, 1983)
 - Colloquium of the African Jurists Association on Africa, "The OAU and the new legal order" (Libreville, 1984)

- Coordinator, Dakar regional seminar on the rights of the child, organized jointly by the United Nations Children’s Fund (UNICEF) and the National Human Rights Organization (ONDH), Dakar, 23-25 November 1988
- Colloquium on human rights organized by the France-Libertés Foundation to mark the 40th anniversary of the Universal Declaration of Human Rights, Paris, December 1988
- Dakar international colloquium on the bicentenary of the French Revolution of 1789 and human rights, February 1989
- French-language human rights area, colloquium organized by ONDH with the support of the Cultural and Technical Cooperation Agency (ACCT), Dakar, May 1989
- Conference on the consolidation of pluralist democracy, Dakar, 6-9 November 1990
- Colloquium on Charles de Gaulle and Senegal, Dakar, 28 February - 3 March 1990
- Conference on the situation and promotion of human rights in West and Central Africa, Friedrich Ebert Foundation and African Centre for Democracy and Human Rights Studies, Banjul, 10-12 December 1992
- International Conference on Regional Integration in West Africa (International Development Research Centre – IDRC), Dakar, 11-15 January 1993
- International Congress on Education for Human Rights and Democracy, United Nations Educational, Scientific and Cultural Organization (UNESCO)/Canadian Commission for UNESCO, Montreal, 8-11 March 1993
- Co-organizer, with the Friedrich Ebert Foundation, of a subregional colloquium on “Democracy, Rule of Law and Development” (January 1994)
- Main rapporteur of the international meeting on “The African State at the Dawn of the Third Millennium”, Dakar, 5-7 June 1997

Participation in international meetings and negotiations

- Regional conference on implementation of the Statute of the International Criminal Court, International Committee of the Red Cross, Abidjan, January 2002
- Meeting of Permanent Representatives and African experts on documents relating to the bodies of the African Union, Addis Ababa, 1st and 2nd sessions (21-25 January and 14 -21 February 2002)
- Ninth session of the Preparatory Commission for the International Criminal Court, New York, 8-12 April 2002
- Fifty-eighth regular session of the Commission on Human Rights, Geneva, 18 March - 26 April 2002
- Tenth session of the Preparatory Commission for the International Criminal Court, New York, 1-12 July 2002
- Commemoration of the adoption of the Statute of the International Criminal Court, Rome, 17 July 2002

- Eighth session of the Council and Assembly of the International Seabed Authority, Kingston, Jamaica, 5-16 August 2002
- Assembly of States Parties to the Rome Statute of the International Criminal Court, New York (first session, first resumption), 3-7 February 2003
- Fifty-ninth regular session of the Commission on Human Rights, Geneva, 5-15 April 2003
- Assembly of States Parties to the United Nations Convention on the Law of the Sea (Montego Bay Convention), New York, 7-14 June 2003
- Assembly of States Parties to the Rome Statute of the International Criminal Court, New York (second session), 8-12 September 2003
- United Nations General Assembly, fifty-eighth session, New York, 10-27 October 2003
- "Implementation of the Rome Statute of the International Criminal Court", regional workshop, Ouagadougou, Burkina Faso, 15-17 December 2003
- Sixtieth session of the Commission on Human Rights, Geneva, 30 March - 13 April 2004
- Oral hearings before the International Court of Justice (ICJ) on the request by the United Nations General Assembly for an advisory opinion on the legal consequences of the construction of a wall on occupied Palestinian territory by the State of Israel, The Hague, 23-25 February 2004
- Assembly of States Parties to the United Nations Convention on the Law of the Sea (Montego Bay Convention), New York, 14-18 June 2004
- United Nations General Assembly, fifty-ninth session, New York, October 2004
- Sixty-first session of the Commission on Human Rights, Geneva, 27 March - 12 April 2005
- Thirty-seventh regular session of the African Commission on Human and Peoples' Rights, Banjul, 27 April - 11 May 2005

Scientific and administrative responsibilities

- 1990-98, Director of Centre for Research, Study and Documentation on African Institutions and Legislations (CREDILA)
 - Responsible for designing and implementing study, research and activity programmes for the Centre and mobilizing all the available human and material resources. With the support of all the teaching and research staff of the Faculty, according to their various areas of expertise, ran research projects commissioned by CREDILA, particularly within the Study and Research Directorates (DER) set up at the Centre.
- President, Association of African Law and Economics Teachers (AMEADE) of the University of Dakar
- Secretary-General and Editor, *Annales africaines*, a law, economics and management review of the Faculty of Legal and Economic Sciences of the University of Dakar (published since 1954), from 1985 to 1998

- Former Editor-in-Chief, *Pax Africa*, a study, information and education review of the National Human Rights Organization (ONDH)
- President of the University Research Funding Committee (Senegal) (from its inception to 2000)
 - In this capacity, prepared documents on the establishment and functioning of a university research fund and the Manual of Procedures of the University Research Financing Fund; the manual was required by the World Bank as part of the overall request for funding for education and research negotiated by Senegal.
- Led the subcommission set up by the Dean of the Faculty of Legal and Economic Sciences of the University of Dakar, at the University's request, on academic freedoms.
 - In this capacity, contributed to the drafting of the new draft law on academic freedoms.
- Member of board of examiners and assistant supervisor of doctoral thesis submitted by Mr Marcelin Obou ABIE on "la Charte africaine des Droits de l'Homme et des Peuples et Intégration régionale", Faculty of Legal and Political Sciences, Cheikh Anta Diop University, Dakar, 4 January 2001
- Member of selection panel for theses and research projects for grant applications to the Council for the Development of Social Science Research in Africa (CODESRIA), 2002 session
- Member of various scientific organizations and societies:
 - Founder member, African Association for International Law
 - Member, African Association for International and Comparative Law
 - Member, African Association of Political Science
 - Member, Council for the Development of Social Science Research in Africa (CODESRIA)
 - Member of Association of Attenders and Alumni of The Hague Academy of International Law
 - Founder member and former Vice-President of ONDH Senegal, affiliated to the International Federation for Human Rights
 - Participated actively in the political mediation undertaken by a selected group from ONDH during the crisis in Senegal in 1988, aimed at contributing to the creation of conditions for a return to peace and national harmony.

Publications

Books

- *Les Etats et la violence: Guerres de libération nationale et conflits armés internes*, Diplomatic Conference on the Reaffirmation and Development of International Humanitarian Law Applicable in Armed Conflicts

- *Décolonisation et succession d'Etats en Afrique: contribution à l'étude de la succession à l'ordre juridique*, doctoral thesis in law (public international law) submitted and defended in June 1989 at the University of Paris I Panthéon-Sorbonne, 2 vols., 709p.
- *Droit public du Sénégal*, vol. 1 "L'état et le citoyen" (texts and documents), Dakar, les Editions du CREDILA, 1993, 309p.
- Thiam, Cheikh T., ed., *Démocratie, état de droit et développement en Afrique* (forthcoming)
- *Le médiateur de la République* (forthcoming)
- Thiam, C.T. and D. Sy. *Législations et pluralisme radiophonique en Afrique de l'Ouest*, Paris, l'Harmattan/CREDILA/Panos Institute, 1997, 143p.
- Thiam, C.T. and D. Sy. *Breaking monopolies: legislation and radio pluralism in West Africa*, Lusaka, Aquila Printers (CREDILA-Panos Institute), 1996, 93p.
- Thiam, C.T., ed., *La régionalisation: Approche sénégalaise et expérience française*, Dakar, Les Editions du CREDILA, 1998, 376p.

Articles, studies and speeches

- "Succession d'Etats", *Encyclopédie juridique de l'Afrique*, volume II, chapter IV. Dakar/Lomé/Abidjan, NEA, 1982
- "Faut-il créer un Ombudsman au Sénégal?", *Annales africaines*, a law, economics and management review of the Faculty of Legal and Economic Sciences of the University of Dakar, 1983-1984-1985:57-66
- "Le statut des enseignants des Universités", (Proceedings of the Dakar Colloquium on Public Service), RIPAS, 1985
- "Le concept de sécurité en Afrique", (Conference of African Research Institutes, Algiers, 24-25 March 1990), UNIDIR/90/109, New York, United Nations, 1991:32 et seq. and 112 et seq.
- "La recherche en droit international en Afrique", *L'Afrique et le droit international* (Proceedings of the Dakar International Colloquium on Teaching of and Research into International Law in Africa, Dakar, 11-13 December 1985), *Annales africaines* special issue, 1986-1987-1988
- "La convention de Vienne sur la succession d'Etats en matière de biens, archives et dette d'Etat", *Annales africaines*, 1983-1984-1985:283-304
- "De la Communauté à la lumière des idées politiques et institutionnelles du Général de Gaulle", (Colloquium on Charles de Gaulle and Senegal, French Embassy and Cooperation Mission at Dakar). 1990:210-217
- "Des systèmes d'information en matière d'enseignement supérieur", (Workshop on management of higher education institutions in Africa, Dakar, 25-30 June 1990), 90/HE-MAN/6. Dakar, UNESCO/BREDA, 1990
- "L'Evolution du contrôle de constitutionnalité des lois au Sénégal: de la libéralisation à la démocratisation du contrôle", May 1999, 86p.
- "Réflexions critiques sur l'institution du médiateur au Sénégal et sur son premier bilan", May 1997, 44p.

- “L’intervention sénégalaise dans la résolution de la crise Bissau guinéenne”
- “De l’acte constitutif de l’Union Africaine”, November 2000
- Written statement by the Government of Senegal, submitted to the International Court of Justice on 30 January 2004, on the advisory opinion on the legal consequences of the construction of a wall on occupied Palestinian territory by the State of Israel
- Statement by the Government of Senegal on 24 February 2004 to the International Court of Justice during the public hearings on the request for an advisory opinion on the legal consequences of the construction of a wall on occupied Palestinian territory by the State of Israel
- “Droit au développement et NEPAD”, communication to the Francophone consultations associated with the sixtieth session of the Commission on Human Rights, Geneva, April 2004
- “Droits humains et clonage”, communication to the Francophone consultations associated with the sixty-first session of the Commission on Human Rights, Geneva, 6 April 2005

Other work

- Drew up the constitutive act and administrative and financial regulations for the Conference of West and Central African Ministers of Agriculture (CMA/WCA), adopted at Yaoundé in 1996
- Involved, as a representative of the University, in the preparation of the Senegalese law on public service organizations
- Drew up the texts of the statutes and rules of procedure of the National Agricultural and Agrofood Research Fund (FNRAA) adopted as a decree by the Senegalese State with World Bank/Senegalese State financing
- Drew up the statutes of the Agricultural Policy Research Network for West and Central Africa, a subsidiary body of the Conference of West and Central African Ministers of Agriculture (CMA/WCA), and the rules of procedure of the Management Committee and Scientific Committee of the Network
- Designed and drafted the convention establishing the Karanta Foundation to support non-formal education policies in Africa (Burkina Faso, Mali, Senegal), ratified by the Senegalese State in 2004, and the statute, rules of procedure and headquarters agreement for the Foundation
- Carried out the legal and institutional restructuring of the African Bureau for Educational Sciences (ABES), a specialized agency of the Organization of African Unity/African Union, 2001

9. Trendafilova, Ekaterina (Bulgaria)

[Original: English]

Note verbale

The Embassy of the Republic of Bulgaria in The Hague presents its compliments to the Secretariat of the Assembly of States Parties to the Rome Statute of the International Criminal Court and with reference to the latter's Note ICC-ASP/4/S/4 dated 18 April 2005, has the honour to communicate that the Republic of Bulgaria has decided to present the candidature of Professor Ekaterina Trendafilova for the post of judge of the International Criminal Court. The election of judges will take place during the fourth resumed session of the Assembly of States Parties to the Rome Statute in January 2006 in New York.

Professor Ekaterina Trendafilova is a recognised expert in criminal law, criminal procedural law and international criminal law. She has additional extensive experience in the area of international human rights law and international humanitarian law. She is a personality of high moral character, impartiality, integrity and enjoys international authority of an experienced professor and a highly qualified lawyer.

The curriculum vitae of Professor Ekaterina Trendafilova and a statement in accordance with article 36, paragraph 4 (a), of the Rome Statute and paragraph 6 of resolution ICC-ASP/3/Res.6 of the Assembly of States Parties related to the procedure for nomination and election of judges of the International Criminal Court adopted on 10 September 2004 are attached to this note.

...

* * *

Statement of qualifications

1. Professor Ekaterina Trendafilova is a person of high moral character, impartiality and integrity who possesses the qualifications required in the Republic of Bulgaria for appointment to the highest judicial offices (article 36.3 (a) of the Rome Statute).

Professor Trendafilova fulfils the requirements of both article 36.3 (b) (i) and (ii), as is specified in her curriculum vitae.

Professor Trendafilova has established competence in criminal law, criminal procedural law and international criminal law. She has been a Professor of criminal justice since 1984. She is one of the most respected Bulgarian experts in the field of criminal law - since 1990 she has been participating actively in the drafting of the Bulgarian criminal procedural legislation and she was the leader of the working group that prepared the fundamental reform of the Bulgarian criminal procedure in line with the European and international standards for efficient administration of justice and protection of human rights (1998-1999). Professor Trendafilova is an expert to the Ministry of Justice, Ministry of Foreign Affairs, Ministry of Interior, the Constitutional Court, the Supreme Court of Cassation and the Parliament of the Republic of Bulgaria on different

issues mainly in the field of criminal law, criminal procedural law and international criminal law. She was head of the Criminal Division of the Legislative Consultative Council to the Bulgarian Parliament (2001- June 2005). Professor Trendafilova has prepared many expert opinions to the above-mentioned bodies relating to the idea of setting up a permanent international criminal court (1992-1993).

During her judicial career, Professor Trendafilova was a deputy district attorney at Sofia District Court (1985-1989) and a representative of Bulgaria to the United Nations Commission for Crime Prevention and Criminal Justice (Vienna, 1992-1994).

Professor Trendafilova also has clearly established competence in relevant areas of international law, such as human rights law and international humanitarian law. Since 1997 she has been a lecturer on the European Convention on Human Rights and the case law of the European Court of Human Rights at various courses, conferences and seminars in Bulgaria and abroad.

Professor Trendafilova has more than 70 publications in Bulgaria and abroad (USA, France, Italy and The Netherlands) in the field of human rights law, international criminal procedural law, criminal procedural law, comparative law and constitutional law.

For her excellent professional qualities Professor Trendafilova has been granted the Alexander von Humboldt Scholarship (1993-1994) and the Fulbright Scholarship (1997), which have greatly contributed to her comparative knowledge in the field of criminal law and criminal justice.

Professor Trendafilova knows several foreign languages. She has an excellent knowledge of and is fluent in English and Russian. She has also good working knowledge of German.

Professor Trendafilova is nominated by the National Group of Bulgaria in the Permanent Court of Arbitration in accordance with article 36.4 (a) (ii) of the Rome Statute.

2. For the purposes of article 36, paragraph 5, of the Rome Statute, Professor Trendafilova is being nominated for inclusion in list A.

3. The information relating to article 36, paragraph 8 (a) (i) to (iii), of the Rome Statute is as follows:

- (i) Professor Trendafilova is qualified and works in the Republic of Bulgaria, which has a continental legal system;
- (ii) Professor Trendafilova is a national of the Republic of Bulgaria, which is a member of the Group of Eastern European States;
- (iii) Professor Trendafilova is female.

4. Professor Ekaterina Trendafilova is a national of the Republic of Bulgaria and does not possess the nationality of any other State.

* * *

Date and place of birth: 20 June 1953, Sofia, Bulgaria
 Nationality: Bulgarian
 Languages: Bulgarian – native
 English – fluent
 Russian – fluent
 German – good working knowledge

Marital status: Married
 Husband: Emil Roussev Bachvarov, civil engineer
 Daughter: Tatiana Emilova Bachvarova, 27 years old, judge

Tel.: 003592 8680310
 Tel. / fax: 003592 8682212
 Mobile: 00359887 328941
 E-mail: eptrend@abv.bg

Educational background

1967-1972 English language school, Bulgaria
 1972-1977 Faculty of Law, Sofia University “St. Kliment Ohridski”, Bulgaria
 1978-1982 Postgraduate study, Faculty of Law, Sofia University “St. Kliment Ohridski”, Bulgaria. Scientific mentor: Academician Stefan Pavlov
 June 1984 Ph.D. in law, criminal justice

Academic Degrees and Titles

1984 Ph.D.
 1996 Associate Professor (Docent)
 2001 Full Professor, Sofia University “St. Kliment Ohridski”

Professional qualification / Scholarships

June 1983 Specialization at the Institute of State and Law, Moscow, Russian Federation
 Jan. 1985 Specialization at the Institute of State and Law, Moscow, Russian Federation
 1993-1994 Alexander von Humboldt Scholarship, Augsburg University, Germany
 1997 Fulbright Scholarship, University of California, USA

Professional background and activities

1977-1978	Legal internship at the Sofia City Court, Bulgaria
1979-1983	Postgraduate studies, Sofia University
Since 1984	Professor at the Faculty of Law, Sofia University “St Kliment Ohridski”
1985-1989	Deputy district attorney, Sofia District Court (also teaching at the University)
Since 1995	Professor at the Faculty of Law, Veliko Turnovo University “St. St. Cyril and Methodius”
Since 1995	Barrister (also teaching at Sofia University)
2000-2003	Member of the Commission for Social Sciences at the Higher Accreditation Agency with the Council of Ministers of Bulgaria
2000-2005	Scientific adviser at the Students’ Internship Program between the American government and the Bulgarian Parliament
2001-2005	Head of the Criminal Division of the Legislative Consultative Council with the Speaker of the Bulgarian Parliament
2002-2004	Member of the Specialized Scientific Council on Legal Sciences
2003-2004	Vice-president of the Specialized Scientific Council on Legal Science
2004-2005	Member of the Legal Commission with the National Higher Attestation Commission with the Council of Ministers of Bulgaria

International activities

1992-1994	Bulgarian representative to the United Nations Commission for Crime Prevention and Criminal Justice, Vienna, approved by the Secretariat of the United Nations
Jan. 1993	Visiting Professor at Tokai University, Japan – lectures on the judicial reform in Bulgaria and the implementation of international human rights standards in criminal law and procedure
March 1997	Speaker at the 7th Annual Fulbright Symposium on International Legal Problems. (Report: “Effective Criminal Justice and the Defence of Human Rights in USA”), San Francisco
June 1997	Lectures on the juvenile delinquency at the University of California, Davis School of Law
Aug. 2000.	Participation in the International Visitor Program (Criminal Justice Issues), hosted by the US Department of State.
Oct. 2000	Participation in the international meeting of former Humboldt scholars in criminal law and criminal justice on issues of international criminality, Bamberg, Germany
March 2002	Working visit to Lithuania under the Open Society Institute Project “Access to Justice”

- May 2002 Participant in the OSCE Annual Meeting “Criminal Justice and Human Rights”, Warsaw
- 2002-2003 Middle-term expert under the PHARE Twinning project (Bulgaria–Austria) “Execution of the Judiciary Reform Strategy in Bulgaria. Access to Justice”
- Nov. 2003 Working visit to the UK under the Open Society Institute Project “Access to Justice”
- Since 2004 European expert within the European Commission CARDS Regional Project 2003 “Establishment of an Independent, Reliable and Functioning Judiciary and the Enhancing of the Judicial Co-operation in the Western Balkans”
- Feb. 2005 Working visit to Spain in connection with the Bulgarian reform in criminal justice
- Feb. 2005 Working visit to the Republic of Croatia under the CARDS Project
- April 2005 Working visit to Montenegro under the CARDS project
- Feb.-June 2005 Recommendations to the Governments of the Republic of Croatia and Montenegro in connection with the findings of the working visits regarding the independence of the judiciary and human rights issues
- May 2005 Speaker as a European expert under the CARDS project at the International Conference in Skopje on the reform of the judiciary in the Former Yugoslav Republic of Macedonia. Report: The CARDS’s 2003 Regional Judiciary Project’s Contribution to the Forthcoming Reform of the Judiciary: Independency of the Judiciary
- July 2005 Working visit to Albania under the CARDS project

Activities in the field of human rights and the International Criminal Court

- 1990 Participation in the International Conference on “Human Rights and Criminal Justice”, Syracuse, Italy
- 1991 Member of the Intergovernmental Commission entrusted with the preparation of the ratification of the European Convention on Human Rights and Fundamental Freedoms and the reform of the Bulgarian legislation in line with the ECHR case law
- 1992-1993 Expert opinions to the Ministry of Foreign Affairs on the idea to set up an International Criminal Court
- 1998-1999 Leader of the working group that prepared the fundamental reform in criminal procedure in line with European and international standards for efficient administration of justice and protection of human rights
- May 2000 Lecturer at a seminar on Article 5 and 6 of the ECHR, organized by the Council of Europe, with the participation of Mr. Denis Bribozia, Directorate of Human Rights
- Dec. 2001 Independent expert opinion sent to the conference organized by the Stability Pact “Enforcement of the Rome Statute in the Stability Pact Countries”, Croatia

- Sept. 2002 Opening speech to the 10th Anniversary of the Ratification of the ECHR, International Conference under the patronage of the President of the Republic of Bulgaria
- Oct. 2002 Lecturer at a seminar on Article 5 and 6 of the ECHR, jointly with Mrs. Françoise Tulkens, Belgian Judge at the European Court of Human Rights, in Borovets, Bulgaria
- May 2003 Report “The Bulgarian War Crimes Legislation in the Light of the International Humanitarian Law Standards”, international conference organized by the European Association of Jurist Democrats, Geneva
- May 2005 Sent a report and materials to a conference in Tashkent, Uzbekistan, related to the criminal justice reform in Uzbekistan in accordance with the international human rights standards (on habeas corpus issues in particular)
- June 2005 Working visit to the Republic of Croatia as a European expert under the CARDS project “Court Jurisdiction on Civil Freedoms” (Article 6 of the European Convention on Human Rights and Fundamental Freedoms and Protocol 7 to it). The task of the working meetings was to establish the state of legislation and practice in respect to the standards under Article 6 of the ECHR

Lectures in the field of criminal justice and human rights

- Since 1984 Lectures and seminars on criminal justice, Faculty of Law, Sofia University “St. Kliment Ohridski” – 135 academic hours
- Since 1995 Lectures on criminal justice, Faculty of Law, Veliko Turnovo University “St. St. Cyril and Methodius” – 135 academic hours
- 1997-2001 Lectures on Articles 5, 6 and 8 of the European Convention of Human Rights and Fundamental Freedoms for postgraduate students, organized by the Interuniversity Center for Human Rights
- Since 1998 Lectures on the ECHR and the European Court of Human Rights case law at seminars and workshops for judges, organized by the Union of Judges in Bulgaria and the National Institute of Justice
- Oct. 2005 Start of first course of lectures at the Faculty of Law of Sofia University on international criminal procedure – 45 academic hours, focusing on the evolution of the idea for the creation of the International Criminal Court, the Rome Statute, the organization and the activities of the International Criminal Court
- Oct. 2005 Start of course in English for foreign students on European standards for the protection of human rights in criminal procedure – 30 academic hours

Scientific mentor of a postgraduate student of the Institute of Judicial Sciences writing a dissertation on issues concerning the International Criminal Court

Legislative research in the field of international human rights standards

2002-2005 Scientific mentor of legislative interns at the “Students Internship Program” with the Bulgarian Parliament, who elaborated numerous legislative researches in different fields of law, by the analysis of the practice of the European Court for Human Rights, acts of the European Union, the Council of Europe, UN, NATO, WEU, OSCE, G-8, the legislation of EU Member States, the legislation of Central and Eastern European countries, Scandinavia, Australia, Canada, USA, Latin American countries, Japan, Russian Federation, Ukraine, as well as acts of institutions like Interpol, FBI, Eurojust, the Stability pact, etc.

Relevant to the international human rights standards are the following legislative researches:

- Jan 2001 Anti-discrimination draft bill, 264p.
- Feb. 2001 Use of Special Surveillance Means, 104p.
- March 2001 Special Services – Intelligence; Counterintelligence and Others, 158p.
- Aug. 2001 Legal Regulation of the Compulsory Course of Medical Treatment for Drug-dependent Criminals before Serving their Term of Imprisonment, 91p.
- Sept. 2001 International Conventions adopted by the European Union and the Council of Europe - Ratified or not by the Republic of Bulgaria, 152p.
- Dec. 2001 Control on the Firearms, Munitions and Explosives, 28 p.
- April 2002 International Terrorism, 332p.
- July 2002 Coercive Measures (Measures of Encroachment), Different types: Procedure of Applying (Application procedure)
- Aug. 2002 Differentiated (Summery) Procedures in the Criminal Procedure, 139p.
- Feb. 2003 Penal Regime for Juvenile Offenders, 171p.
- July 2003 Irremovability of Magistrates, Prosecutors and Investigators in the Legislation of the USA, European and Other Countries, 103p.
- Dec. 2003 Euthanasia in European Countries’ Legislation, 97p.
- Jan 2004 Witness Protection in European Countries’ Legislation and the Legislation of the USA, 165p.
- Feb. 2004 Legislation on Forfeiture of Illegally Acquired Property – Legislative Practice of Ireland and Other Countries, 115p.
- March 2004 Status of Protective Services within the European Union, 61p.
- March 2004 Legislation of the European and Other Countries related to the Establishment of the Fiscal Investigations Unit (Tax Police), 142p.
- Sept. 2004 International Acts and Institutions for Co-operation against International Criminality, 182p.
- March 2005 Undercover Agent in Foreign Legislation, 115p.

Activities related to the legal reform in Bulgaria

Since 1990	Participation in the drafting of the criminal justice legislation
Since 1990	Lecturing at seminars, working meetings and conferences on legislative amendments, comparative criminal law and procedure and international criminal law procedure
Since 1990	Expert to the Ministry of Justice, Ministry of Foreign Affairs and the Ministry of Interior on different legal issues, mainly in the field of criminal law and criminal procedure, as well as European and international human rights law
Since 1998	Expert opinion to the Supreme Cassation Court, the Constitutional Court of Bulgaria and the Parliament of the Republic of Bulgaria
Oct. 1999	Lecturer at the regional conference of the Sofia Appellate Court Region explaining the ideas of the fundamental reform in the Bulgarian criminal procedure
Nov. 1999	Lecturer at the regional conference of the Veliko Turnovo and Varna Appellate Court Regions explaining the ideas of the fundamental reform in the Bulgarian criminal procedure
Dec. 1999	Lecturer at the regional conference of the Plovdiv and Bourgas Appellate Court Regions explaining the ideas of the fundamental reform in the Bulgarian criminal procedure
April 2003	Consultant of the Legal Committee of the National Assembly on the Amendment and Supplement Law to the Criminal Procedure Code
May 2003	Expert opinion on the Law Amending the Criminal Procedure Code on request of the Legislative Council of the President
Oct. 2004	Expert opinion to the Supreme Judicial Council on the Concept of the Council of Ministers on the reform in criminal justice
2004-2005	Member of the working group on the new Criminal Procedure Code of Bulgaria
2004-2005	Member of the working group on the Law on Extradition and the European Arrest Warrant
2004-2005	Member of the working group drafting the Law on Legal Aid
2005	Participation in discussions with representatives of the Embassies of the EU member countries and the European Commission on issues of the reform in criminal law administration
May 2005	Expert opinion to the Supreme Judicial Council on the draft of the new Criminal Procedure Code

Publications

More than 70 publications in Bulgaria and abroad (USA, France, Italy and the Netherlands) in the field of human rights law, international criminal procedural law, criminal procedural law, comparative law and constitutional law. Some more important publications in the field of international human rights standards:

- “Ensuring the Right to Effective Council for the Defense in Bulgaria”. In: *International Review of Penal Law, Criminal Justice and Human Rights*, 1991, USA
- “Legal Reform in the Criminal Procedure of Bulgaria”, In: *Revue Internationale de Sciences Criminelles de Paris, Center International de Paris*, 1993, Paris
- “The European Convention for the Protection of Human Rights and Fundamental Freedoms and Some Criminal Justice Issues in the Republic of Bulgaria”, *Pravna Misul* (“Legal Thinking Review”), 1993, issue 2
- “Criminal Procedure in Bulgaria”. In: *Legal Reform in Post-Communist Europe*, 1995, USA
- “Detention under the Code of Criminal Procedure and Civil Rights”, *Pravata na choveka* (“Human Rights Review”), 1998, issue 1
- “Judicial Control over Detention under the Code of Criminal Procedure”, *Pravata na choveka* (“Human Rights Review”), 1998, issue 2
- “Protection of Civil Rights under the ECHR and the Forthcoming Changes in the Criminal Procedure Code”, *Pravata na choveka* (“Human Rights Review”), 1998, issue 4
- “Some Issues Raised by Article 5 of the ECHR Regarding the Serving of Sentences”. In: *Pravata na Choveka* (“Human Rights Review”), 2002, issue No. 4
- “The Reform in Criminal Jurisdiction in the Republic of Bulgaria according to European Standards”. In: *First Week of Law. Spain and Bulgaria. Reform of the Judiciary in the Process of the Accession of the Republic of Bulgaria to the European Union* (Sofia, October 15-17, 2003), 2004

Monographic papers:

- 1992 “Attorney at Law in Criminal Justice” (248 p.)
- 1995 “Judicial Control in the Pre-trial Stage of the German Criminal Procedure” (212 p.)
- 1996 Case-book of the Practice of the Bulgarian Supreme Court 1975-1995 (436 p.)
- 1999 “Criminal Law – Republic of Bulgaria” (International Encyclopaedia of Laws, Kluwer Law International), co-author for the Criminal Procedure (190 p.)

2000 “Amendments to the Criminal Procedure Code: Theoretical Grounds, Legislative Decisions, Tendencies” (294 p.). The monographic paper is based entirely on a comparative law analysis of the best models of criminal procedure systems and the established international and European standards in human rights. It explains the new philosophy and the concept of the fundamental changes in the Bulgarian judicial system since 1999 and the trends to be followed in building an operative and efficient system drawing on the best European and world experience

Publishing - pending – Ciela Publishing House - “The Right to Liberty and Security of Person under Article 5 ECHR and the Bulgarian Legislation”

Non-governmental organizations

Since 1990 Working with NGOs – ABA-CEELI, USAID, UNDP, Open Society Institute, Center for the Study of Democracy, PACEL, Bulgarian Center for Human Rights, Bulgarian Gender Researches, etc. on different issues of the legal reform in Bulgaria like human rights protection, domestic violence, trafficking of women and children etc.

Since 1998 Head of the expert group in criminal law and criminal justice, Legal Reform Initiative, Center for the Study of Democracy

Since 1999 Chairperson of PACEL (Program and Analytical Center for European Law)

Since 1999 Chairperson of Modern Criminal Procedure Foundation

2002-2005 Open Society Institute Project “Access to Justice”, member of the Consultative Council

2003-2005 Open Society Institute International Project “Independence and Accountability of Prosecution”, member of the Advisory Board

2004-2005 Open Society Institute Project “Strategy for the Socio-economic and Political Development of Bulgaria 2005-2010”, head of the working group on the judicial reform

Professional societies

Since 1980 Member of the Union of Bulgarian Lawyers

Since 1984 Member of the Union of Bulgarian Scholars

1991 Honorary member of the European Correspondents Scientific Committee of the Centre International Constats et Prospective, Paris

Since 1994 Member of the Bulgarian Humboldt Society

Since 1997 Member of the Bulgarian Fulbright Society

2001-2003 Chairperson of the legal section of the Union of Bulgarian Scholars

Since 2003 Member of the Editorial Board of the “Human Rights Review”

Since 2004 Member of WISE (Women with International Societal Expertise) Paris

Award / Honours

- | | |
|------|--|
| 1984 | Acknowledged by the National Society for Dissemination of Legal Knowledge as the best young lecturer of the year |
| 2000 | Award “Author of the Year” for contribution to the legal literature with the monographic paper “The Amendments to the Criminal Procedure Code from 1999: theoretical grounds, legislative decisions, tendencies” |
| 2004 | Award-recognition from Legal Initiative for Training and Development (LITD) for contribution to the activities of LITD related to the legal reform and education of judges and prosecutors |

10. Ušacka, Anita (Latvia)

[Original: English]

Note verbale

The Embassy of the Republic of Latvia presents its compliments to the Secretariat of the Assembly of States Parties to the Rome Statute of the International Criminal Court and has the honour, with reference to the Secretariat's Note ICC-ASP/4/S/4 of 18 April 2005, to communicate to the Director of the Secretariat Latvia's nomination of Judge Anita Ušacka as a candidate for re-election as a judge of the International Criminal Court.

Attached to this Note are Judge Ušacka's curriculum vitae and a statement submitted in accordance with article 36.4(a) of the Rome Statute of the International Criminal Court and paragraph 6 of the resolution of the Assembly of States Parties relating to the procedure for the nomination and election of judges of the International Criminal Court.

...

* * *

Statement of qualifications

Judge Ušacka was elected to the International Criminal Court at the first elections in February 2003. She was selected by lot to serve for a term of three years and is therefore eligible for re-election for a full term. Judge Ušacka is assigned to the Trial Division of the Court.

As required by article 36.3(a) of the Statute, Judge Ušacka is a person of high moral character, impartiality and integrity. Judge Anita Ušacka was nominated in accordance with the procedure for the nomination of candidates for appointment to the highest judicial offices of Latvia. The Ministry of Justice of the Republic of Latvia selected her for nomination based on her established competence in relevant areas of international law, including international humanitarian law and the law of human rights, and extensive courtroom experience within the Latvian legal system (article 36.4 and 36.3b(ii)). Her candidature was also highly recommended by the International Association of Women Judges and Centre for Women's Global Leadership.

As required by article 36.3(c) of the Statute, Judge Ušacka has an excellent knowledge of and is fluent in English.

Judge Ušacka is eligible to be included in either list A or list B; however, for the purposes of article 36.5 of the Statute, she is being nominated for inclusion on list B.

The information relating to article 36, paragraph 8(a) (i) to (iii), of the Statute is as follows:

- Currently she is the only Judge among the entire judicial body of the Court representing the Eastern European Group of States and one of the seven current female Judges in the Court.
- Judge Ušacka has extensive expertise in the field of the protection of the rights of children and women (article 36.8(b)).
- Judge Ušacka is a national of Latvia, and does not possess the nationality of any other State (article 36.7).

* * *

Judge, Professor, Ph.D.

International Criminal Court
Maanweg 174, 2516 AB, The Hague, Netherlands
Tel: +31 70 5158308/ Fax: +31 70 5158789
E-mail: anita.usacka@icc-cpi.int

Personal address in Latvia
Pulkveza Brieza str. 7 app. C-417
Riga LV-1010, Latvia

Education

- 1970 – 1975 Faculty of Law of the Latvian University (LU); Speciality: Legal Sciences
- 1976 – 1980 Postgraduate course at the Faculty of Law of the Moscow State University

Academia degrees

- 2002 Professor
- 1999 Associated professor
- 1993 Academic title of the Reader (Docent)
- 1992 Doctor of Legal Sciences (Dr.iur)
- 1984 Reader of the Department for Introduction to General Law
- 1980 Candidate of Legal sciences

Languages

Latvian – Native
English - Fluent
Russian - Fluent

Professional history

Since 2003	Judge of the International Criminal Court (Trial Division)
Since 1996	Judge of the Constitutional Court of the Republic of Latvia
Since 1999	Associated professor at the Department for Introduction to General Law of the LU
1999-2001	Associated professor of the Riga Graduate School of Law
1994-1996	Executive Director, Latvian branch of UNICEF
1989-1996	Head of the LU Department for Introduction to General Law
1982-1999	Reader of the LU Department for Introduction to General Law
1980-1982	Main Lecturer of the LU Department for Introduction to General Law
1976-1980	Postgraduate Studies at the Moscow State University
1975-1976	Assistant at the LU Department for Introduction to General Law

International research projects

- Research of the Open Society Institute “Monitoring the EU Accession Process: Judicial Independence.” Report. Latvia. Open Society Institute, 2001
- Project: Administrative Law in Central and Eastern Europe. Open Society Institute, 1996-1998
- Project: “Research on Direct Democracy in Eastern and Central European States” (Budapest), 1997
- Director of the Co-operation program between the Northwestern School of Law of Lewis & Clark College (USA) and the Faculty of Law of the LU, 01.09.1998–31.08.2001
- Project: “Creation of Efficient Administration in Latvia. (OSCE, the Human Rights Centre of Denmark and the Latvian Administrative School).”

Expert programme participation

- International expert of the Uppsala University (Sweden) Promotion Committee at the event of defence of the doctoral thesis by Carolina Taube “Constitutionalism in Estonia, Latvia, Lithuania. A study in Comparative Constitutional Law”, Uppsala, Sweden, May, 2001
- Expert of the Promotion Council in the branch of the legal sciences civil rights.
- Expert of the Soros – Latvia Foundation in the sector of translation series “An Individual and the Society”
- Expert and member of the Soros Foundation Latvian legal programme

Reports at international scientific conferences

- “Enforceable International Law Capable of Safeguarding Children’s Right to Inherit a Safe and Healthy Ecology” (5th International Conference of Chief Justices of the World on Article 51 of the Constitution of India, Lucknow, 10-12 December 2004)
- “The Role of the Constitutional Courts in the Protection of Electoral Rights (Example of Latvia)” (7th International Forum on the Constitutional Justice “Political Rights and Free Elections”, Moscow, 22-23 October 2004)
- “Access to Justice and the EU Constitution” (34th Session Asser Institute Colloquium on European Law, the EU Constitution: The Best Way Forward, The Hague, 13-16 October 2004)
- “Specific Problems in the Latvian Constitutional and Legal Order” (Final Conference Matra Multi Country Project – The Hopes and Fears of New Member States and (Pre)Candidate Countries, The Hague, 13 October 2004)
- “Fundamental Human Rights and Interpretation of the Satversme in the Republic of Latvia Constitutional Court Judgments.” (Vilnius Conference: “Interpretation and its Direct Application”, 15-16 March 2002). The report was handed in for publication.
- “Judges as guardians of the Constitution: ‘Strict’ or ‘Liberal’ Interpretation” (Conference on “Old and New Constitutions. Constitution as the document of possible changes”). Oslo, Norway, 31.01 – 01.02, 2002. The report was handed in for publication.
- “Constitutional Changes in Ten Years after Regaining Independence” (Conference in Athens, Greece from 7-9 December 2001). Handed in for publication.
- The Republic of Latvia Constitutional Court and the Germany Foundation for International Co-operation in an International Workshop “Protection of Human Rights at the Constitutional Court” held on 9-10 November 2001. The Report “Interpretation of the Satversme Chapter 8 ‘The Fundamental Human Rights’ in Constitutional Court Judgments” was published in “Lawyer’s Word” (Jurista Vārds), No.230, 27.11.2001
- "Конституционные гарантии прав личности в Латвии". (Constitutional Guarantees of Human Rights in Latvia), delivered at the conference at the Vroclav University, Poland, on 20-21 September 2001 and published in the book *Europa Wshodnia-Ameryka Łacińska. Pozycja jednostki i system rządu*. Wrocław, Wydawnictwo Uniwersytetu Wrocławskiego, 2002, pp. 184-188
- “The Present Independence Status of Judges in Latvia”, (Conference on the “Independence of the Judges and the Issues of Public Trust: The Baltic States and Poland”, held in Vilnius, Lithuania, on 02-03 March 2000)
- “The Constitutional Impact of the European Integration Enlargement at EU and National Level”. Conference in The Hague, Netherlands, 20- 23 September 2000. The Report “The Impact of the European Integration Process on the Constitution of Latvia” published in *EU Enlargement. The Constitutional Impact at EU and National Level*. The Hague, 2001, pp.337-346

- “Some Problems of Domestic Violence against Women in Latvia: Legal Aspects.” The report was delivered at the judges’ meeting on issues of the Conventions on the Rights of the Child and Eradication of any Discrimination against Women in Vienna, Austria, in October 1999 and was published in the book *Bringing International Human Rights Law Home*. New York, United Nations, 2000; pp. 196-199
- “Courts in Latvia and Independence of the Judicial Power”, delivered at the Annual Conference of the Latvian Lawyers’ Association in Washington, USA, from 01-02 October 1998
- “The Child as a Witness, its Legal Status in Latvian Legislature”, delivered at the Conference of the International Women Judges Organisation in Ottawa, Canada from 21- 24 May 1998
- “Exploitation of Prostitution by the third party (Human Rights Aspects)” delivered at the International Conference of the Women Lawyers Organisation and the Association of Italian Judges in Rome, Italy, in November 1997
- “Case Study: The Powers of the Parliament and Government in Latvia” delivered at the Administrative Law Conference in Budapest, Hungary, 01-05 September 1997 and published in the book: “Administrative Law.” Budapest, 1997- pp.118-120

Legal publications

- Роль конституционного суда в защите избирательных прав: пример Латвии (The Role of Constitutional Court in Protection of the Electoral Right: Latvia); СРАВНИТЕЛЬНОЕ КОНСТИТУЦИОННОЕ ОБОЗРЕНИЕ; Индекс 80643; ISSN 1812-7126; No 1 (50) 2005 (83-85)
- “Constitutional Review in Latvia and Spain”, in *The Spanish Constitution in the European Constitutional Context*, Dykinson, S.L, Madrid, 2003, pp 1179-1194.
- “Fundamental Human Rights and Interpretation of the Constitution by the Constitutional Court of the Republic of Latvia”, in *Interpretation and Direct Application of the Constitution*. Vilnius, Constitutional Court of the Republic of Lithuania, 2002, pp. 128-138.
- “Ten Years of Constitutional Development in Latvia after the Renewal of Independence”. In *The Constitutional Revision in Today’s Europe*. London, Esperia Publications Ltd, 2002, pp. 309-318.
- Конституционные гарантии прав личности в Латвии. In the book *Europa Wshodnia-Ameryka Łacińska. Pozycja jednosci i system rządu*. Wrocław, Wydawnictwo Uniwersytetu Wrocławskiego, 2002, pp. 184-188. (Constitutional Guarantees of Human Rights in Latvia. In the book “*Europa Wshodnia-Ameryka Łacińska. Pozycja jednosci i system rządu*. Wrocław, Wydawnictwo Uniwersytetu Wrocławskiego, 2002, pp. 184-188.)
- Interpretation of Chapter 8 “Fundamental Human Rights” in Constitutional Court Judgments. Latvijas Vēstnesis, 27.11.2001, No.171. Satversmes 8. nodaļas “Cilvēka Pamattiesības” interpretācija Satversmes tiesas spriedumos. Latvijas vēstnesis, 27.11.2001, No. 171.
- “Techniques and Procedures for Popular Votes”. In the book *Direct Democracy; The Eastern and Central European Experience*. Ashgate Publishing Limited. Aldershot. Burlington USA. Singapore. Sydney, 2001, pp. 256- 263.

- “Judicial Independence in Latvia”. In the book *Monitoring the EU Accession Process: Judicial Independence*. Central European University Press. Hungary, 2001, pp. 225-266.
- Independence of the Judicial Power in Latvia//Monitoring the EU Accession Process: Independence of the Judicial power. Report. Latvia. The Open Society Institute, 2001, pp.67-107. (Tiesu varas neatkarība Latvijā/ Pirmsiestāšanās procesa ES monitorings: Tiesu varas neatkarība. Ziņojums. Latvija . 2001. Atvērtās Sabiedrības Institūts, 2001, pp. 67-107).
- “Direct democracy in Latvia. Country report”. In the book *Direct Democracy. The Eastern and Central European Experience*. Ashgate Publishing Ltd. Aldershot, Burlington USA. Singapore. Sydney, 2001, pp.94-108.
- “The Impact of the European Integration Process on the Constitution of Latvia”. In the book *EU Enlargement. The Constitutional Impact at EU and National Level*. The Hague, 2001, pp. 337 – 346.
- International Human Rights and their Historical Development. The Law and the Rights, Volume 2, pp. 326 – 331, November 2000 (No.11). (Starptautiskās cilvēktiesības un to vēsturiskā attīstība. // Likums un tiesības, 2.sēj., 2000, novembris /Nr.11/, lpp. 326 -331.
- “Some Problems on Domestic Violence against Women in Latvia: Legal Aspects”. In the book *Bringing International Human Rights Law Home*. New York, United Nations, 2000, pp. 196-199.
- “Administrative Law in Latvia”. In the book *Administrative Law in Central and Eastern Europe (1996-1998)*. Budapest, CEU Press, 1999, pp. 139-176.
- On Different Problems of Legal Ethics in the World and in Latvia. The Law and the Rights, Volume 1, pp. 49-52, October, 1999 (No.2). (Par dažādām juridiskās ētikas problēmām pasaulē un Latvijā. // Likums un tiesības, 1.sējums, 1999.okt. /Nr.2/, lpp. 49-52.
- The Natural Principle of Justice and the Administrative Process. Procedural Justice. Rīga, LU, 1998, pp.13-20. (Dabiskā taisnīguma princips un administratīvais process. Procesuālais taisnīgums. Rīga, LU, 1998, lpp.13-20).
- The European System of Protecting Human Rights. Latvijas Vēstnesis 07.05.1998, No.127. (Eiropas Cilvēktiesību aizsardzības sistēma.//Latvijas Vēstnesis 07.05.1998 Nr. 127.
- The Powers of Parliament and Government in Latvia.1997//Administrative Law. Budapest, 1997, pp.118-121.
- Children Protection as a Constituent Part of International Human Rights. Issues on Living Conditions. Social work: Conclusions, Experience and Practice. Riga, 1996, pp.109-113. (Bērnu tiesības kā starptautisko cilvēktiesību sastāvdaļa. Dzīves jautājumi. Sociālais darbs: atziņas, pieredze un prakse. R., 1996, lpp.109-113.
- Grundzüge der Entwicklung des Rechtssystems Lettlands seit der Unabhängigkeitserklärung von 1990. Recht in Ost and West No.3, 1995.
- Elaboration of Theoretical Concept on Approximation of Procedural Provisions of the Latvian Laws with European Standards (under the guidance of Prof. E.Meļķīsis).

Educational and methodical literature

- Curriculum of Public Law Courses at Department of General Law University of Latvia, Riga, Latvia// Administrative Law. Budapest, 1997, pp. 91- 94.
- “Case Study: The Powers of the Parliament and Government in Latvia” delivered at the Administrative Law Conference in Budapest, Hungary, 01-05 September 1997 and published in the book: *Administrative Law*. Budapest, 1997- pp. 118-120.
- Elaboration of the State Administration School training programme and course for the civil servants to qualitatively carry out the training process of state civil officials. The course includes: development of international human rights; the legal system of the Republic of Latvia and international norms, incorporated into it; the UN system for protection of human rights and the European system for the protection of human rights. (On request of the State Human Rights Bureau; Agreement No. 226, 16.12.1997).

Visiting professorship at foreign universities

- | | |
|----------------|--|
| January 2003 | Visiting Professor at the Lewis & Clarke School of Law in Portland USA |
| May-June 2002 | Visiting Professor at the Lewis & Clarke School of Law in Portland USA teaching Comparative Constitutional Law |
| 1999 (1 month) | Visiting Professor at the Robert Schumann University, Strasbourg, lecturing on Constitutional Development in Latvia, Renewal of the Independence and Succession of the State; Problems of Human Rights; Rights of the Minorities in Latvia |

Pedagogical activities (for the last 6 years)

Scientific leader of 20 Master’s theses.

Lectures and seminars

- Lectures 44 hours Public Law
Seminars 20 hours
- Lectures 32 hours Comparative Law
- Lectures 32 hours Fundamentals of Law
Seminars 32 hours
- Lectures 32 hours Human Rights
- Lectures 32 hours Introduction to Law
- Lectures 32 hours Introduction to Comparative Law
- Lectures 36 hours Comparative Constitutional Law
Seminars 32 hours
- Since 2004: Judge in charge of the Judicial Capacity Strengthening Program of the ICC

International and national memberships

- Member of the European Women Lawyers' Association (since 2005)
- Member of the European Group of Public Law (since 2004)
- Member of the International Association of Women Judges (since 1997)
- Board member of the Lawyers Training Centre
- Member of the LU Study Council
- Editorial Board member of the legal journal "Law and Rights"
- Member of the Sub-commission of the European Council Constitutional Legal Procedure
- An expert of the group elaborating the conception of the New Law of the Judicial Power (2002)
- National expert of the EU Committee expert group on evaluating Justice and Home Affairs in the Republic of Latvia in the context of enlargement of the EU (to prepare a conclusion on the possibility of Latvia joining the EU) - in December 2001
- Member since 1997 of the International Women-Lawyers Association
- 1989–1996: Head of the LU Department for Introduction to General Law

Training sessions

- 23-25 June 2005 – Working visit of ICC Judges to the ISISC in Siracusa, Italy, where ICC judges together with guest lectures discussed matters of substantive criminal law relevant to the International Criminal Court
- 17 February 2005 – Methods of conducting proceedings: interventionist judges v. passivist judges; workshop organized by the ICC's Judicial Capacity Strengthening Programme
- 26 January 2005 – Prevention of re-traumatization of witnesses in the courtroom, lecture by Ms. Marjana Sendak and Ms. Rhodana Copelon, organized by the ICC's Victims and Witnesses Unit
- 11-12 May 2004 – Intensive training over a two-week period on Gender Issues, Media Interaction, and the Principle of Complementarity, offered for Judges of the International Criminal Court
- 29 March 2004 – One-day seminar on Intercultural Communication with lectures and discussion panels by experts in the field, presented by the Government of the Netherlands
- March 2004 - The background and current status of the Truth and Reconciliation process in South Africa, lecture organized by the ICC's Victims and Witnesses Unit
- 9-13 October, 2002 – intensive training "Gender, Justice and the ICC" offered by academic experts in international criminal and human rights law to unravel the complexities of the Rome Statute. The programme was designed to prepare distinguished women judges to take seats on the newly-established International Criminal Court

- January 2002 – training programme on EU Law for justices in Warsaw, Poland (PHARE Programme)
- October 2001 – training programme on EU Law for justices in Krakow, Poland (PHARE Program)
- 2001 (three weeks) – acquiring experience at the State Courts of Oregon and California (USA), research work at the Lewis & Clarke School of Law in Portland, USA
- 2000 (a week) – a training programme "Topical Problems of Public Law" at the Center of Public Law, Athens, Greece
- 2000 (three weeks) – research work at the Lewis & Clarke School of Law in Portland, USA
- 1999 (one week) – acquiring experience at the Supreme Court and other courts of Canada
- 1999 (one week) - acquiring experience at the courts and legal institutions of Copenhagen (Denmark)
- 1997 (one week) – summer school of the Central European University on administrative law in Budapest (Hungary)
- 1997 (four weeks) – a specific study course at the USA Supreme Court, different other courts and universities
- 1997 (one week) – acquiring experience at the European Court of Justice (Luxembourg)

Conferences

- Annual Conference of The Hague Academic Coalition, "From Peace to Justice - International Criminal Accountability and the Rights of Children", The Hague, 17-18 March 2005
- Annual Conference of the International Criminal Law Network (ICLN) – "International and National Impact of the ICC", The Hague, 6-7 December 2004
- Conference on Convergence of Criminal Justice Systems: "Building Bridges – Bridging the Gaps", organized by the International Society for the Reform of Criminal Law, (The Hague, 24-28 August 2003). Publication: "Influence of European Law on National Law/ the Example of Latvia"
- Seminar on the occasion of 100 years of the Carnegie Foundation "The International Law and Practice of Making Peace" organized by the Carnegie Foundation (The Hague, 6-7 June 2004)
- Ninth meeting of the European Group of Public Law acting as the European Scientific Council of the European Public Law Center (Greece, 15-18 September 2004)
- Conference on "The EU Constitution: the Best Way Forward?" organized by the Matra Multi Country Final (The Hague, 13 October 2004). Report: "The Impact of EU Accession on National Legal Order in Light of EU Constitutionalism: Specific Problems in Latvian Constitutional Order"

- “EU Accession and its Impact on Access to Justice in Latvia” delivered to Asser Colloquium on European Law, XXXIV Session (The Hague, 14-16 October 2004)
- International conference on ”Public Law and Risk” at the Center of Public Law, Athens, Greece, September 2002
- International seminar on ”Constitutional Claim at the Constitutional Court” Riga, Latvia, September, 2002

--- 0 ---