

**COALITION FOR THE INTERNATIONAL CRIMINAL COURT (CICC)  
QUESTIONNAIRE TO ICC PROSECUTORIAL CANDIDATES  
2011 ELECTIONS**

13 June 2011

*Conscious of the importance of the independence of the position of ICC Prosecutor, we have prepared the following as a Questionnaire for candidates for this position.*

**Background:**

1. Why do you wish to be elected Prosecutor of the International Criminal Court?
2. What do you think would be the biggest challenges you would face in your capacity as ICC Prosecutor were you elected as such?
3. What do you believe are some of the major challenges currently facing the Court? What do you believe will be some of the major challenges in the coming years?
4. What do you see as the most appropriate means through which the ICC can fulfil its mandate to end impunity for the most serious crimes of concern to the international community and contribute to the prevention of such crimes?

**Legal System and Language Abilities:**

5. Which legal system does your country belong to? Do you have knowledge or experience working in other legal systems?
6. The Rome Statute requires the Prosecutor to have an excellent knowledge of and be fluent in English or French.
  - a) What is your knowledge and fluency in English, if it is not your native language? Do you have experience working in this language?
  - b) What is your knowledge and fluency in French, if it is not your native language? Do you have experience working in this language?

**Expertise and Experience:**

7. The Rome Statute requires the Prosecutor to be a person “of high moral character, be highly competent and have extensive practical experience in the prosecution or trial of criminal cases.” Please describe your qualifications for this position.

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8. Please describe any previous experience you have relevant to being the a Prosecutor, including extensive practical experience in the prosecution or trial of criminal cases?
9. The Court's current criminal trials are taking place in The Hague where they are geographically distant from where the alleged crimes occurred. Can you describe any experience you might have that would assist you in meeting any challenges that this might raise?
10. Please describe the aspects of your career, experience or expertise outside of your professional competence that you consider especially relevant to the work of the ICC Prosecutor.
11. Historically, many of the grave abuses suffered by women in situations of armed conflict have been marginalized or overlooked. What experiences have you had dealing with crimes of sexual and/or gender-based violence? Please describe any specific legal expertise you may have on the issue of violence against women or children.
12. Do you have legal expertise in other relevant areas such as the crimes over which the Court has jurisdiction; the management of complex criminal and mass crimes cases; or the disclosure of evidence?
13. Under Article 68(3) of the Rome Statute, victims are entitled to present their views and concerns and have them considered at stages of the proceedings to be determined by the Court and in a manner which is not prejudicial to or inconsistent with the rights of the accused and a fair and impartial trial. Please describe any experience you have that would make you particularly sensitive/understanding to the participation of victims in the courtroom.
14. Victims have a recognised right to reparations under Article 75 of the Rome Statute. Please describe any experience that you have which would be relevant to this provision.
15. Article 67 of the Rome Statute enumerates the rights of accused persons before the ICC. Please describe your experiences in ensuring the rights of the accused to due process and a fair and impartial trial.
16. Have you advocated for the adoption and/or implementation of human rights, international humanitarian or criminal law treaties or other instruments? If yes, please describe your experience.
17. Communication of the OTP's work will be an important function of the next Prosecutor. What experience do you have that would assist you in performing this task?
18. Have you served on the staff or board of directors of human rights or international humanitarian or criminal law organisations? If yes, please describe your experience.
19. Do you have any experience serving in a large, multifaceted institution and working with other departments or entities to achieve a common goal?

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- a) If yes, what were the challenges in doing so?
- b) How were these challenges overcome?
20. Do you have any experience as a manager or carrying out management functions? If yes, please describe your experience delegating to, directing and supervising staff.
21. Given the broad geographical reach of the jurisdiction as well as the staff composition of the ICC, please describe any experience you have working in a culturally diverse environment or interacting with people with backgrounds that differ from your own.
22. a) Please provide us with a list of your writings and other material relevant to evaluating your experience.  
b) Please provide us with a document containing a list of links to your writings and other material relevant to evaluating your experience.  
c) Is there any other information in the public domain that would support your candidacy or provide additional evidence of your qualification as Prosecutor of the ICC?

**Character and Independence:**

23. Have you ever resigned from a position as a member of the bar of any country or been disciplined or censured by any bar association of which you may have been a member? If yes, please describe the circumstances.
24. Have you ever been found by a governmental, legal or professional body to have discriminated against or harassed an individual on any grounds including because of actual or perceived age, race, creed, colour, gender, sexual orientation, religion, national origin, disability, marital status, socioeconomic status, alienage or citizenship status? If yes, please describe the circumstances.
25. Do you have any experience where you have had to balance your independence in dealing with judicial matters with a complex political landscape? If yes, could you please describe how you were able to manage these competing concerns?
26. The Rome Statute requires the Office of the Prosecutor to act independently as a separate organ of the Court. A member of the Office, including the Prosecutor, shall not seek or act on instructions from any external source. In addition, the Prosecutor may not engage in any activity which is likely to interfere with his or her prosecutorial functions or to affect confidence in his or her independence.

Do you expect to have any difficulties in your taking a position independent of, and possibly contrary to, your government with respect to an investigation or prosecution?

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27. Do you know of any factors that would adversely affect your ability to competently serve as Prosecutor, to comply with the Prosecutor's ethical responsibilities, or to complete the day-to-day responsibilities that the Prosecutor is required to assume? If yes, please explain.

28. Is there any information that you would like to add that is relevant to your candidacy? If yes, please detail it below.

**Thank you.**