

Khosbayar, Chagdaa (Mongolia)

[Original: English]

Note verbale

The Embassy of Mongolia to the Kingdom of the Netherlands 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 Secretariat's note ICC-ASP/16/SP/07, dated 7 March 2017, has the honour to inform the latter that the Government of Mongolia has decided to nominate Mr. Chagdaa Khosbayar, who is a national of Mongolia, as a candidate for a judge of the Court for the period 2018-2027, at the elections to be held during the sixteenth session of the Assembly of States Parties from 4 to 14 December 2017 in New York.

Mr. Chagdaa Khosbayar is being nominated for the inclusion in List A, having fully complied with the requirements of article 36 (3) (b) (i) as he has well-established competence in criminal law and procedure and the necessary relevant experience, whether as judge, prosecutor, advocate or in other similar capacity, in criminal proceedings.

Mr. Chagdaa Khosbayar has devoted his entire career to the service of justice and attained a diverse experience in every aspect of criminal proceedings by assuming various positions as an advocate, investigating prosecutor, and as a judge from lower courts to the highest in the country. Starting his career as an advocate specializing in juvenile crimes and human trafficking, he has now become a highly respected judge of the Supreme Court of Mongolia with focus on criminal cases. During his career, he has handled over four thousand criminal cases, including the most serious types of criminal offence.

Mr. Chagdaa Khosbayar has pioneered in establishing a legal framework and a new approach to Mongolian criminal justice and contributed to incorporating the principles of non-applicability of statute of limitations, universal jurisdiction and complementarity for the crimes within the jurisdiction of the International Criminal Court in to our domestic law. He served as a member of the Government Committee for Drafting the revised Criminal and Criminal Procedure Code, and took an active participation in elaboration of Tort Law, Law Enforcement Act and Marshals Service Law.

Mr. Chagdaa Khosbayar is also intensely involved in lecturing at universities in Mongolia. He is an adjunct professor for advanced criminal law and procedure and criminology, and a PhD candidate at the School of Law, the National University of Mongolia. He has published legal research works on issues affecting administration of justice, comparative criminal proceedings and the codification of laws.

The curriculum vitae and the statement of qualifications of the candidate are enclosed.

Mongolia is one of the founding members of the Court and still one of its few Asian members. The Government of Mongolia firmly believes that the election of a Mongolian candidate as a judge of the Court will make a substantial contribution to the strengthening of the international criminal justice system in a sense of its policy towards multilateralism and equitable geographical representation. It will also encourage other developing countries from Asia-Pacific region, which is underrepresented in the system, to ratify the Rome Statute.