

## Latvia

### National nomination and selection procedure of candidates to the international organizations (including to a position of judge of the International Criminal Court)

In the Republic of Latvia the Law “*Par 1998.gada 17.jūlija Romas Starptautiskās krimināltiesas Statūtiem*”<sup>1</sup> Article 4 states that the Ministry of Justice of the Republic of Latvia coordinates the fulfilment of the obligations under the Statute.

The internal regulation of the Ministry of Justice of the Republic of Latvia “*Latvijas Republikas pārstāvju izvirzīšanas kārtība starptautiskajās institūcijās*”<sup>2</sup> sets out the following procedure for the nominations of the Representatives of the Republic of Latvia to the International Institutions.

The nomination procedure is coordinated by an Ad hoc working group (further in text – working group) that is established by an order of the Minister of Justice. The working group is chaired by the Secretary of State and consists of a representative of the Minister's Office, the Deputy Secretary of State for Foreign Cooperation and Strategy, the Director of the European Affairs Department, the Director of the Human Resources Department, a representative of the Legal Department as well as other persons appointed by the Minister of Justice.

Once set up, the working group decides on the applicable selection procedure – either addressing a specific person or running a selection procedure. As well as the working group decides on the composition of the selection commission.

Afterwards, the Human Resources Department convene working group meetings as necessary, functions as a secretariat for the working group and the selection commission, as well as ensures the preparations of the documents necessary for the approval of the selected candidate.

#### The selection procedure

##### a) *Addressing a specific candidate*

If the working group decides to address a specific candidate, the letter is prepared to either the candidate with a proposal to candidate for the re-election (if possible) or to the competent authority or person to put forward a proposal for candidacy to the international organisation position.

If the candidate agrees the Human resources department prepares the documentation and the proposal with candidacy is moved to the Cabinet of Ministers for the approval.

Afterwards the decision about the candidate is notified to the international organization.

##### b) *Running a selection procedure*

If the working group decides to run a selection procedure, it decides on the composition of the selection committee.

Further the selection committee decides on the regulation and the rules of procedure for the selection committee. The regulation states the necessary qualities that the candidate should have – those are dependent on the specific position and the requirements of the international organization as well. Afterwards the selection procedure is carried out.

If the outcome is positive and the candidate proposal is put forward the Human resources department prepares the documentation and the proposal with candidacy is moved to the Cabinet of Ministers for the approval. Afterwards the decision about the candidate is notified to the international organization.

If the outcome is negative the working group decides whether to address a specific candidate or to run a selection procedure once again. Depending on the decision the further procedure is already discussed above.

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<sup>1</sup> Par 1998.gada 17.jūlija Romas Starptautiskās krimināltiesas Statūtiem (unofficial translation “About the Rome Statute of the International Criminal Court of 17<sup>th</sup> July, 1998”), adopted 20.06.2002, entered into force 28.06.2002. Available <https://likumi.lv/ta/id/63899-par-1998-gada-17-julija-romas-starptautiskas-kriminaltiesas-statutiem>.

<sup>2</sup> Latvijas Republikas pārstāvju izvirzīšanas kārtība starptautiskajās institūcijās (unofficial translation “Procedure for the Nomination of the Representatives of the Republic of Latvia to the International Institutions”), adopted 22.08.2020., entered into force 22.08.2020. Not publicly available.