

BUREAU

ELECTION OF THE PROSECUTOR: DECLARATION

I, **Carlos Castresana Fernández**, do solemnly declare that:

1. No aspect of my conduct while serving as a judge, a prosecutor, a lawyer, a scholar or in any other relevant capacity has been the subject of formal censure or other adverse disciplinary finding.
2. I have never, by reason of unethical or unprofessional conduct, been disqualified from involvement in a case or otherwise barred from acting in a professional capacity.
3. I have always maintained complete independence from outside influence in the discharge of my professional duties.
4. I respect the need to promote diversity and inclusiveness on the grounds, for instance, of race, colour, gender, religion, disability, age and sexual orientation.
5. There has never been an investigation or a finding against me of harassment, sexual harassment or gender-based violence, either work-related or otherwise (see declaration 7 below).
6. I have never been declared bankrupt nor had a finding against me for financial impropriety or an inability to pay my debts.
7. There are no pending criminal or administrative proceedings against me. Following a two years separation from my wife, in June 2012 I applied for a divorce in Mexico (last familiar domicile). The divorce was opposed by my spouse, claiming full custody of our children, my parental authority removed, and a lifetime compensatory pension for herself. She also opened up a criminal investigation against me for domestic violence. The criminal complaint was dismissed in March 2013 by the Office of the Prosecutor on the basis that there were no grounds as there had not been physical violence or psychological harm. My erstwhile spouse did not appeal the decision and the ruling is final. My divorce was granted in 2014 and her counterclaim was declared to be without merit and dismissed in its entirety. The Court also made a cost order against her. She did not appeal. This ruling is also final. There have been afterwards mutual claims regarding alimony and access rights to minor children. Before submitting my candidacy to the OTP, I provided the Government of Spain with all the information and relevant documents.
8. I am fluent in at least one of the working languages of the Court and able to speak in public hearings or meetings and to draft my own documents and submissions.
9. I hereby acknowledge that this declaration will be made public.



Done on the 15th day of December 2020, at Madrid, Spain.