

Addendum to the statement submitted in accordance with article 36.4 (a) of the Rome Statute of the International Criminal Court

Re: ICC Judicial Elections, 2011.

Re: Requirements of Article 36.3(b)(i) of the Rome Statute. *An Addendum* to the Statement submitted in accordance with Article 36.4(a).

Re: Dr. George A. Serghides, Candidate of Cyprus.

Degree in Law (f.c.honours), *Athens*.

Cyprus Bar Exams (f.c.honours).

Ph.D. in Law, *Exon, U.K.*

Ph.D. in Law (f.c.honours), *Athens, Gr.*

Ph.D. in Law (f.c.honours), *Salonica, Gr.*

Adjunct Professor in the Law Department of the University of Cyprus.

Judge and President of the Family Court of Nicosia-Kyrenia, *Cyprus*.

International Hague Network Judge.

Liaison Judge for Cyprus in the European Network on Civil and Commercial Matters.

Editor and Author of *Studia Juriis Cyprii*.

Former Lecturer and Examiner in the Cyprus Bar Council and Former Head and Professor of the Law Department of Philips College, a college in Cyprus.

Additional and/or more detailed information on the competence of Dr. George A. Serghides in Criminal Law and Procedure:

1. Dr. Serghides studied Greek Criminal Law, Criminal Procedure and Criminology at Athens University, receiving first class honours on these subjects, as well as obtaining his LL.B. with first class honours.
2. Dr. Serghides passed the Cyprus Bar Exams, scoring the highest mark in all subjects, including Cyprus Criminal Law and Procedure.
3. Dr. Serghides attended courses on Anglo-Cypriot Legal Studies, covering the Cyprus and the English Criminal Law and Procedure, run by the Council of Legal Education (to which he was the Secretary) and the University of Leicester.
4. Dr. Serghides taught English Criminal Law for 4 years as a Professor at Philips College, a college in Cyprus, to which he was the Head of the Law Department.
5. As a practicing Cyprus Barrister for 5 years, Dr. Serghides dealt with all sorts of cases, including criminal cases, obtaining competence in criminal procedure and criminal law. He was also a Prosecutor for the Municipality of Nicosia in private criminal cases. When practicing law, he was a partner with his father *Andreas G. Serghides*, a well known Barrister (of Gray's Inn) in Cyprus in their own Law Firm *Serghides & Serghides*. Apart from offering legal services to the clients of their Law Firm, Dr. Serghides also assisted other lawyers, including a famous lawyer, *Eratosthenis Odysseos*, in various types of cases, including criminal. Dr. Serghides did his practise as a trainee Advocate for one year at the Law Firm of Alecos Markides, who later on became the Attorney General of Cyprus, and in the Office of

whom Dr. Serghides had acquired his first practical experience with court cases, including criminal.

6. Dr. Serghides has an extensive practical experience with *quasi* criminal cases as Judge for 22 years. As a Family Judge and a President of the Family Court, Dr. Serghides has been dealing with a great number of applications for contempt of Court orders, such as orders for custody, right of access, exclusive use of matrimonial home, prohibition of sale or transfer or mortgage of property. These contempt cases are, by their nature, *quasi* criminal, since the penalty incurred may be a prison sentence or a fine, or both, and the burden of proof required is the same as in criminal cases, thus, beyond reasonable doubt.
7. For 5 years as a practising Lawyer and for 22 years as a Judge, Dr. Serghides has been dealing with issues of violence against children and women as well as child sexual abuse, to the extent that these matters relate to or affect custody cases and the use of the matrimonial home.
8. Dr. Serghides was appointed by the Cyprus Law Commissioner to make *Recommendations for the Amendment of the Chapter of the Cyprus Criminal Code Dealing with General Defenses to a Criminal Responsibility*. His work on *Recommendations*, which also contained a comparative survey on the matter, was published by the Law Commissioner in an edition entitled: "*The Revision of the Legislation of Cyprus 1987-1992*", Nicosia, 1992.
9. Dr. Serghides is currently doing research on the right to life. This right is guaranteed by the Rome Statute and the ICC and is the most fundamental of all human rights, from which all other human rights stem. More specifically Dr. Serghides is working on his 4th Ph.D. thesis entitled: "*The Right of Life under Article 2 of European Court of Human Rights and the Respective Constitutional Provisions in Cyprus and Greece, with Particular Reference to the National Legislations*". His research covers topics such as the protection of embryos, suicide and euthanasia, abolition of death punishment, the crime of genocide, crimes against humanity, war crimes, positive obligations of the States to protect life against the acts of third parties, conspiracy, obligation of the States to conduct an effective investigation, environmental protection of life, missing persons, forced disappearances, protection of prisoners, ill persons, underaged persons, etc.
10. Two of Dr. Serghides' books dealt with Cross-Examination of Witnesses in civil and especially criminal cases, a topic relevant to the work and procedure of the ICC. He has a particular interest in books and other materials on fair trial, the examination of witnesses in criminal and civil cases, advocacy, trial tactics, skills and courtroom psychology.
11. Dr. Serghides was a member of the Committee for the preparation of a Bill on the subject of Mediation, pursuant to the Council of Europe Recommendation No. R (98) 1. He was also a member of the Committee working on the Law to ratify, in Cyprus, the European Convention on the Exercise of Children's Rights. He attended courses on Mediation in Cyprus and U.S.A. and he wrote a legal article on the topic as well as a chapter in one of his books.

12. Dr. Serghides has general knowledge and experience in law and procedure as shown in his *curriculum vitae*.

From the above it is clear that Dr. Serghides *is qualified* for the post of a Judge of the ICC. Dr. Serghides fulfills the requirements of Article 36.3(b)(i) of the Rome Statute, because he has established competence in criminal law and procedure and the necessary experience, due:

- (a) to his academic and practical qualifications and background in criminal law,
- (b) to his practice as a former advocate, prosecutor and professor, teaching criminal law,
- (c) to his research in criminal law,
- (d) to his practice as a Judge and President of the Family Court also dealing with *quasi* criminal cases, and
- (e) to his general knowledge and experience in law and procedure as shown in his *curriculum vitae*.

As said in para. 8 above, the Government of Cyprus, through its Law Commissioner, has entrusted Dr. Serghides, when he was a practising lawyer, by appointing him to make recommendations for the revision of the Cyprus Criminal Code on one of the most significant chapters of criminal law, the Chapter of the "General Defenses to Criminal Responsibility". Dr. Serghides is currently doing research on the right of life which is guaranteed by the Rome Statute and is relevant to the work of the ICC. He has also written two books on cross-examination, a topic relevant to the work and procedure of the ICC.

Dr. Serghides also fulfils the requirements of Article 36 para. 3(b) (ii) as well as those of para. 8(b).

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