

CURRICULUM VITAE
JAVIER LAYNEZ POTISEK

Academic

background
1987 – 1990

PHD. IN PUBLIC LAW
Université Paris XI Sceaux
Honourable Mention

1987 – 1989

MASTERS IN TAX ADMINISTRATION
Université Paris IX Dauphine

1985 – 1987

MASTERS IN PUBLIC LAW
Université Paris XI Sceaux

1985 – 1986

POSTGRADUATE DIPLOMA IN PUBLIC ADMINISTRATION
Institut international d'administration publique, Paris, France

1978 – 1981

LAW DEGREE
Universidad Regiomontana- Monterrey, Nuevo León, Mexico

Professional
background

Feb/08 – present

ATTORNEY-GENERAL FOR TAX ISSUES

Office of the Attorney-General for Tax Issues

- Attorney of the Ministry of Finance.
- He lodges legal complaints before the Federal Prosecutor's Office for tax, financial and smuggling crimes, as well as those committed by public officials.
- He represents the Federal Government in constitutional lawsuits against laws and acts concerning tax policy before the Mexican Supreme Court of Justice.
- Leading responsible for the project for the creation of the Social Prosecutor Office for the Defense of Crime Victims.
- Recently, responsible for the preparation and negotiation of the legislative initiative for the prevention of money laundering and terrorism funding.
- Direct participant in the negotiations of the constitutional reform on human rights issues.

In two occasions:
Jan/07 –Feb/08
and Dec/94 –
Apr/05

DEPUTY LEGAL ADVISOR

Office of the Legal Advisor of the Presidency

- Reviewed and approved constitutional and legal initiatives, namely the constitutional reform regarding the implementation of the accusatorial system of criminal justice and the extension of the rights of victims and suspects.
- Reviewed and approved draft bills, presidential agreements and international treaties.
- Statement of legal criteria applicable to the Federal Public Administration as a whole.
- Attended legal consultations issued by the Office of the Presidency.

- Participated in the drafting of constitutional and legal reforms, particularly regarding the integral reform to the public security and justice systems, the creation of the Federal Counsel of the Judiciary and the implementation of constitutional procedures.
- Participated in the drafting and the negotiations of the constitutional reform for the recognition of the jurisdiction of the International Criminal Court.

May/05 – Dec/06

DEPUTY PROSECUTOR GENERAL OF LEGAL AND INTERNATIONAL AFFAIRS

Office of the Attorney General

- Responsible for the actions concerning extradition and international legal assistance.
- Litigated before the Mexican Supreme Court of Justice on the necessary criteria for the implementation and compliance of the international bilateral agreements on extradition which allowed the extradition of Succar Kuri to Mexico, as well as his processing and conviction for pederasty (sexual abuse of children) as well as sexual exploitation of children Mexico. These criteria allowed the delivery to Spain of five members of the terrorist group ETA.
- Among other notable cases, he managed the extradition of Thomas Frank White from Thailand also charged with sexual child abuse.
- He also advocated on behalf of the Mexican government on the trial of the brother of the former President, Raul Salinas de Gortari, obtaining a convicting sentence and negotiating the return of diverted resources from Switzerland and the United Kingdom.
- Negotiated the Treaties of Mutual Legal Assistance with Spain, Switzerland and China, as well as the Extradition Treaty with China.
- Approved draft statements of the Attorney General in constitutional procedures.
- Presentation and follow-up of federal lawsuits lodged by the Office of the Attorney General representing the Federation.
- President of the Committee of Professionalization; in charge of the police and ministerial carriers, where he focused his efforts in providing human rights education and training to police officers.
- Participated in the preparation and negotiation of the constitutional and legal reform on drug dealing.

Jan/92 – Nov/94

DIRECTOR OF REGULATION

Ministry of Public Education

- Responsible for the legal review of all the acts and documents issued by the Ministry.
- Prepared and implemented the system for the decentralization of national basic education.
- Drafting member and participant in the negotiations of the constitutional reform of access to education and the issuing of the new General Law on Education.

Mar/90 – Dec/91

DIRECTOR OF LEGISLATION AND REGULATION

Ministry of Planning and Budget

- Legal review of expenditure budget decree.
- Preparation of draft laws, decrees and regulations in the jurisdiction of the Ministry.

- Feb/83 – May/85 **TAX ATTORNEY**
Office of the Attorney-General for Tax Issues
- Federal Government's legal representation in contentious proceedings before the Federal Tax Court.
 - Legal representation in litigations before the Mexican Supreme Court of Justice.
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LECTURES:

- Present **Professor of Administrative Law**
Centro de Investigación y Docencia Económica (CIDE).
- Present **Professor of the Masters Degree in Public Management**
Centro de Investigación y Docencia Económica (CIDE).
- 1994 – 1997,
2001 **Professor of Legal Structure of the Mexican State in the Masters Degree in Public Administration**
Centro de Investigación y Docencia Económica (CIDE).
- 1998 – 1999 **Professor of the Course in Administrative Law**
Training Program of Tax Attorneys of the Internal Revenue Service (SAT).
- 1990 – 1996 **Professor of Administrative and Tax Law**
El Colegio de México.
- 1984 – 1985 **Professor of Income Tax**
Colegio Nacional para la Educación Profesional.
- 1981 – 1983 **Professor on Tax Law I (general part) and Tax LawII (tax litigation).**
Universidad Regiomontana, Facultad de Contaduría.
- Others **Member of the Advisory Board of the Masters Degree in Tax Law**
Instituto Tecnológico Autónomo de México (ITAM).
- Member of the Advisory Board of the Law Degree**
Centro de Investigación y Docencia Económicas (CIDE).
- Speaker in various fora, seminars, courses and conferences**
Universidad Nacional Autónoma de México (UNAM), Cámara de Diputados, Senado, Instituto Tecnológico Autónomo de México (ITAM), Internal Revenue Service (SAT), Federal District Department (DDF), Universidad Anáhuac.
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- Publications**
- Puntos Finos, “No utilizar el amparo como instrumento de planeación fiscal”, May 2009, Núm. 166, Vol. XXV.

- “Entre la reforma energética y el amparo fiscal”, Journal *El Mundo del Abogado*, N. 112, August 2008.
- “Equilibrio entre los Poderes Ejecutivo y Legislativo. Gobernabilidad: nuevos actores, nuevos desafíos”, IBERGOB-MEXICO, Ed. Porrúa, Vol. II, Mexico 2002.
- “La Suprema Corte de Justicia como Tribunal Constitucional: su impacto en la Administración Pública Federal”. Seminar: *La Justicia Mexicana hacia el Siglo XXI*. UNAM-Senado de la República, Mexico 1997.
- “La Justicia Constitucional en materia Político-Electoral”. Seminar *Defensa y Protección de la Constitución*. UNAM 1997.
- “La Consejería Jurídica del Ejecutivo Federal”. In the compilation *Fortalecimiento del Estado de Derecho*. FENASEM, Mexico 1996.
- “La Desincorporación de Entidades Paraestatales: ¿Un retorno al Estado mínimo?” Memory of the international seminar *Redimensionamiento del Estado*. INAP 1987.

Honours and Awards

- *Presea Isidoro Fabela al Mérito Público*; granted by the “Federación Nacional de Abogados al Servicio de México”. July 1997.
- *Condecoración de Honor*, in silver, granted by the Government of the Republic of Austria. August 2005.
- He will receive the award of *San Raymundo de Peña Fort*, by the Kingdom of Spain. The authorization to receive the award was published on the Official Journal of the Federation of the Congress on January 24, 2011.

Language

French (100%), English (85%)

Personal information

Born on June 2nd, 1959 in Torreón, Coahuila; single.