

Ćosić Dedović, Jasmina (Bosnia and Herzegovina)

[original : English]

Statement of qualifications

This statement is submitted according to article 36, paragraph 4 of the Rome Statute of the International Criminal Court and resolution ICC-ASP/3/Res.6, supplemented by resolutions ICC-ASP/5/Res.5 and ICC-ASP/12/Res.8, annex II and ICC-ASP/14/Res.4, annex II, that refer to the procedure for the nomination and election of judges of the International Criminal Court.

a) *A detailed overview how the candidate fulfils the requirements according to article 36, paragraph 3 (a) of the Rome Statute*

Given that judge Jasmina Cosic Dedovic was elected in 2016 by the High Judicial and Prosecutorial Council of BiH for a judge of the court of BiH (a state court that is considered one of the highest courts in the country) and for that position, apart from professional qualifications, one of the criteria is that the person is characterised by professional impartiality and high moral qualities, thus the requirement from article 36, paragraph 3 (a) is fulfilled.

b) *A detailed overview how the candidate fulfils the requirements according to article 36, paragraph 3 (b) of the Rome Statute*

As seen in the curriculum vitae and the position of the Court of BiH judge, which judge Cosic Dedovic holds, it is visible that this is a candidate who has been performing judicial duties since 2010 to date and only processing criminal cases. From 2016, she has been working in the War Crimes Department of the Court of Bosnia and Herzegovina, acting as the president of the trial chamber or a member of the trial chamber in cases of crimes against humanity and values protected by international law, as one of the hardest areas of criminal law. From 2010, she worked as a judge in the Municipal Court in Sarajevo (the basic court for the Sarajevo Canton) only in criminal cases, including domestic violence cases, rapes, juvenile cases and other.

Besides regular judicial duties, she is also a representative of Bosnia and Herzegovina in the Consultative Council of European Judges (CCJE), permanent trainer of the Judicial and Prosecutorial Training Centre of the Federation of Bosnia and Herzegovina for criminal law, juvenile judiciary and other domains of substantive law and procedural law and skills; she is a trainer and author of topics in seminars and trainings in domains of criminal law and criminal procedural law, she is a guest lecturer at the Faculty of Law of the University in Sarajevo in domains of criminal proceedings and juvenile delinquency; she is an advisor for sexual and gender-based harassment in the Court of Bosnia and Herzegovina; she is also a trainer with the Federation Ministry of Justice for training the institutions outside of judiciary in Law on Protection and Handling of Children and Minors in Criminal Proceedings; she is an author and co-author of several publications in domains of domestic violence, command responsibility, juvenile delinquency, criminal offence of rape, sexual exploitation from the position of power and narcotic drugs abuse.

Before she became a judge, in the period between 25 February 2004 and July 2008 she worked at the International Criminal Tribunal for the former Yugoslavia as a legal assistant in the defence team in the IT-03-68 case in all the phases of the proceedings, including the investigation, trial, appeals procedure, which resulted in the final acquittal verdict.

Besides the aforementioned professional experience, on 27 April 2020 she completed her post-graduate studies at the Faculty of Law of the University of Sarajevo by defending her master's thesis: "Command Responsibility - the Statute and Practice of the International Criminal Tribunal for the former Yugoslavia," thus obtaining the Master of Laws academic degree. On 25 May 2017, she obtained her Ph.D. at the Faculty of Law of the University of Sarajevo in the Criminal Law Department by defending her doctoral dissertation: "Questioning the witnesses in Criminal Procedure." She passed the bar exam in 2007 and the attorney's admission exam in October of the same year.

It follows from the aforementioned that the candidate fulfils the requirements prescribed by article 36, paragraph 3 (b).

c) *A detailed overview how the candidate fulfils the requirements according to article 36, paragraph 3 (c) of the Rome Statute*

As evidence that the candidate has excellent knowledge of and is fluent in English language, as one of the working languages of the Court, a copy of the certificate that confirms fulfilment of English language requirement is enclosed. Enclosed as well is a copy of the certificate on successfully completed French language course.

d) *A detailed overview how the candidate fulfils the requirements according to article 36, paragraph 4 (a) of the Rome Statute*

The election of the candidate for the said position was done by the Judicial and Prosecutorial Council of Bosnia and Herzegovina as the competent body for election of judges of all levels in Bosnia and Herzegovina in a manner prescribed by the Law on the HJPC BiH, which fulfils the requirement of election on the basis of the procedure for nomination of candidates for appointment to the highest judicial offices in Bosnia and Herzegovina, from article 36 paragraph 4 (a) (i) of the Statute.

e) *The information to which list the candidate is nominated according to article 36, paragraph 5 of the Rome Statute*

Given that the candidate has the qualifications prescribed by article 36, paragraph 3 (b) (i) of the Rome Statute, she is nominated to the List A.

f) *The information regarding article 36, paragraph 8 (a)(i) to (iii) of the Rome Statute*

While selecting the candidate, the High Judicial and Prosecutorial Council bore in mind the provisions of article 36, paragraph 8 (a)(i) to (iii) of the Statute.

- (i) Bosnia and Herzegovina belongs to the continental legal system.
- (ii) Bosnia and Herzegovina belongs to the group of Eastern Europe countries.
- (iii) Judge Jasmina Cosic Dedovic is a candidate of female gender.

g) *The information whether the candidate has the expertise defined in article 36, paragraph 8 (b) of the Statute*

Judge Jasmina Cosic Dedovic has great experience in domestic violence, violence against women and children, sexual exploitation from the position of power, criminal offence of rape and issues of children's rights. As a judge of the Municipal Court, she tried cases of domestic violence, rapes and cases involving children and minors. In addition, the candidate performed the following functions in these domains: the representative of the Federation of BiH for domestic violence in the World Health Organisation, a member of the state Coordinating Body monitoring the implementation of the Strategy Against Juvenile Delinquency in BiH; a member of the Council for Children of Bosnia and Herzegovina; on the level of the Federation of BiH and Sarajevo Canton she participated in drafting and implementing of a number of projects in juvenile delinquency, domestic violence and prevention of narcotic drugs abuse.

The candidate is an author and co-author of several publications about domestic violence, criminal offence of rape and juvenile delinquency. She had her professional training in these domains in various types of training, seminars, round tables, conferences, courses, both local and international ones.

h) *The information on which State the candidate is nominated from according to article 36, paragraph 7 of the Rome Statute.*

Judge Cosic Dedovic is a national of Bosnia and Herzegovina is nominated on behalf of this State.
