

Annex I

Letter dated 28 September 2017 from the President of the International Criminal Court addressed to the President of the Assembly of States Parties to the Rome Statute of the International Criminal Court

[Original: English and French]

[...] Following my previous letter on this subject dated 24 February 2017, I have the honour to submit to the Assembly of States Parties a shortlist of candidates for the position of Registrar of the International Criminal Court, whose term of office is due to expire on 16 April 2018.

As you know, pursuant to article 43, paragraph 3, of the Rome Statute, the Registrar shall be a person of “*high moral character, be highly competent and have an excellent knowledge of and be fluent in at least one of the working languages of the Court.*” Article 43, paragraph 4, stipulates that the “*judges shall elect the Registrar by an absolute majority by secret ballot, taking into account any recommendation by the Assembly of States Parties.*” Furthermore, according to rule 12, paragraph 1, of the Rules of Procedure and Evidence, the Presidency shall establish a list of candidates who satisfy the criteria laid down in article 43, paragraph 3, and shall transmit the list to the Assembly of States Parties with a request for any recommendations.

The position of the Registrar was advertised on the Court’s website (Vacancy Announcement 13121) on 28 March 2017 with a deadline for applications of 28 June 2017. In total, seventy-three (73) applications were received.¹ The Court’s Human Resources Section assessed all applications and found that thirty-seven (37) candidates had met the minimum educational, linguistic and professional experience requirements stipulated in the Vacancy Announcement.

The Presidency evaluated the qualified candidates on the basis of the requirements, preferences and additional advantages or assets specified in the Vacancy announcement and taking into account the importance of reflecting geographic and gender balance.² On this basis, the Presidency short-listed fourteen (14) candidates who were considered to best meet these criteria and requirements. The short list, together with the full application (including the curriculum vitae and executive summary of relevant experience) of every candidate who applied, was sent for consultation to all judges, who had no further comments on the list.

The short-listed candidates are (in alphabetical order):³

- (a) Mr. Lilian APOSTOL (Republic of Moldova);
- (b) Mr. Marc DUBUISSON (Belgium);
- (c) Ms. Chipo GAOBATWE (Botswana);
- (d) Ms. Indhrambal GOBERDAN (South Africa);
- (e) Mr. John HOCKING (Australia);
- (f) Ms. Dorothy KINGSLEY-NYINAH (Ghana);
- (g) Mr. Peter LEWIS (United Kingdom of Great Britain and Northern Ireland);
- (h) Mr. Mbacké LO (Senegal);

¹ This number excludes any applications withdrawn by the candidate.

² The Presidency notes that there were no qualified applicants from GRULAC and no qualified applicants from States Parties from Asia-Pacific.

³ In cases of dual nationality, the State listed is the one in which candidates exercise their civil and political rights and is thus considered relevant for the purpose of geographic representation.

- (i) Ms. Kate MACKINTOSH (United Kingdom of Great Britain and Northern Ireland);
- (j) Ms. Fatmata Binta MANSARAY (Sierra Leone);
- (k) Mr. Esteban PERALTA LOSILLA (Spain);
- (l) Mr. Daniel Didier PREIRA (Senegal);
- (m) Ms. Marie Inger TUMA (Sweden); and
- (n) Mr. Herman VON HEBEL (Netherlands).

Please find enclosed the candidates' curricula vitae and executive summaries of their relevant experiences, as provided by the candidates, as well as the statistical overview of gender and geographic representation. I would be grateful if Your Excellency kindly submits the names of the short-listed candidates to the Assembly of States Parties for any recommendation that it may wish to make, pursuant to article 43 of the Statute and rule 12 of the Rules.

Please be informed that it has been decided by the judges that the election of the Registrar will take place after the swearing in of the judges who will assume office on 10 March 2018. The Presidency will take all necessary preparatory measures in order to enable the interviews of the candidates and the election to take place immediately after the swearing in ceremony, taking into account the expiration date of the mandate of the Registrar.

(Signed)
Judge Silvia Fernández de Gurmendi