

ANITA UŠACKA  
Judge, Professor, PhD

International Criminal Court  
Maanweg 174, 2516 AB, The Hague,  
Netherlands  
Tel: +31 70 5158308/ Fax: +31 70 5158789  
E-mail: anita.usacka@icc-cpi.int

Personal Address in Latvia  
Pulkveza Brieza str. 7 app. C-417  
Riga LV-1010, Latvia

#### EDUCATION

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1970 - 1975 Faculty of Law of the Latvian University (LU); Specialty: Legal Sciences

1976 - 1980 Post graduate course at the Faculty of Law of the Moscow State University

#### ACADEMIC DEGREES

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2002 Professor

1999 Associated professor

1993 Academic title of the Reader (Docent)

1992 Doctor of Legal Sciences (Dr.iur)

1984 Reader of the Department for Introduction to General Law

1980 Candidate of Legal sciences

#### LANGUAGES

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Latvian – Native

English - Fluent

Russian - Fluent

#### PROFESSIONAL HISTORY

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Since 2003 Judge of the ICC (Trial Division)

Since 1996	Judge of the Constitutional Court of the Republic of Latvia
Since 1999	Associated professor at the Department for Introduction to General Law of the LU
1999-2001	Associated professor of the Riga Graduate School of Law
1994-1996	Executive Director, Latvian branch of UNICEF
1989-1996	Head of the LU Department for Introduction to General Law
1982-1999	Reader of the LU Department for Introduction to General Law
1980-1982	Main Lecturer of the LU Department for Introduction to General Law
1976-1980	Post-graduate Studies at the Moscow State University
1975-1976	Assistant at the LU Department for Introduction to General Law

#### INTERNATIONAL RESEARCH PROJECTS

Research of the Open Society Institute “Monitoring the EU Accession Process: Judicial Independence.” Report. Latvia. Open Society Institute, 2001.

Project: Administrative Law in Central and Eastern Europe. Open Society Institute, 1996-1998.

Project: “Research on Direct Democracy in Eastern and Central European States” (Budapest), 1997.

Director of the Co-operation program between the Northwestern School of Law of Lewis & Clark College (USA) and the Faculty of Law of the LU, 01.09.1998–31.08.2001.

Project: “Creation of Efficient Administration in Latvia. (OSCE, the Human Rights Centre of Denmark and the Latvian Administrative School).”

## EXPERT PROGRAMME PARTICIPATION

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International expert of the Uppsala University (Sweden) Promotion Committee at the event of defense of the doctoral thesis by Carolina Taube “Constitutionalism in Estonia, Latvia, Lithuania. A study in Comparative Constitutional Law”, Uppsala, Sweden, May, 2001.

Expert of the Promotion Council in the branch of the legal sciences civil rights.

Expert of the Soros – Latvia Foundation in the sector of translation series ”An Individual and the Society”.

Expert and member of the Soros Foundation Latvian legal programme.

## REPORTS AT INTERNATIONAL SCIENTIFIC CONFERENCES

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“Enforceable International Law Capable of Safeguarding Children’s Right to Inherit a Safe and Healthy Ecology” (5<sup>th</sup> International Conference of Chief Justices of the World on Article 51 of the Constitution of India, Lucknow, 10-12 December 2004).

“The Role of the Constitutional Courts in the Protection of Electoral Rights (Example of Latvia)” (7<sup>th</sup> International Forum on the Constitutional Justice “Political Rights and Free Elections”, Moscow, 22-23 October 2004).

“Access to Justice and the EU Constitution” (34<sup>th</sup> Session Asser Institute Colloquium on European Law, The EU Constitution: The Best Way Forward, The Hague, 13-16 October 2004).

“Specific Problems in the Latvian Constitutional and Legal Order” (Final Conference Matra Multi Country Project – The Hopes and Fears of New Member States and (Pre)Candidate Countries, The Hague, 13 October 2004).

“Fundamental Human Rights and Interpretation of the Satversme in the Republic of Latvia Constitutional Court Judgments.” (Vilnius Conference: “Interpretation and its Direct Application”, March 15-16, 2002). The report was handed in for publication.

“Judges as guardians of the Constitution: ‘Strict’ or ‘Liberal’ Interpretation” (Conference on “Old and New Constitutions. Constitution as the document of possible changes”. Oslo, Norway, 31.01 – 01.02, 2002. The report was handed in for publication.

“Constitutional Changes in Ten years after Regaining Independence” (Conference in Athens, Greece from December 7-9, 2001. Handed in for publication.

The Republic of Latvia Constitutional Court and the Germany Foundation for International Co-operation in an International Workshop “Protection of Human Rights at the Constitutional Court” held on November 9-10, 2001. The Report “Interpretation of the Satversme Chapter 8 ‘The Fundamental Human Rights’ in Constitutional Court Judgments”

was published in "Lawyer's Word" (Jurista Vārds), No.230, 27.11.2001.

"Конституционные гарантии прав личности в Латвии". (Constitutional Guarantees of Human Rights in Latvia), delivered at the conference at the Vroclav University, Poland on September 20-21, 2001 and published in the book "Europa Wshodnia-Ameryka Łacińska. Pozycja jednosci i system rządu". Wrocław, Wydawnictwo Uniwersytetu Wrocławskiego, 2002, pp. 184-188.

"The Present Independence Status of Judges in Latvia", (Conference on the "Independence of the Judges and the Issues of Public Trust: The Baltic States and Poland", held in Vilnius, Lithuania on March 02-03 2000).

"The Constitutional Impact of the European Integration Enlargement at EU and National Level". Conference in The Hague, Netherlands, September 20- 23, 2000. The Report "The Impact of the European Integration Process on the Constitution of Latvia" published in "EU Enlargement. The Constitutional Impact at EU and National Level." The Hague, 2001, pp.337-346.

"Some Problems of Domestic Violence against Women in Latvia: Legal Aspects." The report was delivered at the judges' meeting on issues of the Conventions on the Rights of the Child and Eradication of any Discrimination against Women in Vienna, Austria, in October 1999 and was Published in the book "Bringing International Human Rights Law Home". New York, United Nations, 2000; pp. 196-199.

"Courts in Latvia and Independence of the Judicial Power", delivered at the Annual Conference of the Latvian Lawyers' Association in Washington, USA, from October 01-02, 1998.

"The Child as a Witness, its Legal Status in Latvian Legislature", delivered at the Conference of the International Women Judges Organisation in Ottawa, Canada from May 21- 24, 1998.

"Exploitation of Prostitution by the third party (Human Rights Aspects)" delivered at the International Conference of the Women Lawyers Organisation and the Association of Italian Judges in Rome, Italy, in November 1997.

"Case Study: The Powers of the Parliament and Government in Latvia" delivered at the Administrative Law Conference in Budapest, Hungary, 01-05.09, 1997 and published in the book: "Administrative Law." Budapest, 1997- pp.118-120.

## LEGAL PUBLICATIONS

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Роль конституционного суда в защите избирательных прав: пример Латвии (The Role of Constitutional Court in Protection of the Electoral Right: Latvia); СРАВНИТЕЛЬНОЕ КОНСТИТУЦИОННОЕ ОБОЗРЕНИЕ; Индекс 80643; ISSN 1812-7126; No 1 (50) 2005 (83-85).

Constitutional Review in Latvia and Spain, in „The Spanish Constitution in the European Constitutional Context, Dykinson, S.L, Madrid, 2003, pp 1179-1194.

Fundamental Human Rights and Interpretation of the Constitution by the Constitutional Court of the Republic of Latvia. In the book “Interpretation and Direct Application of the Constitution.” Vilnius, Constitutional Court of the Republic of Lithuania, 2002, pp. 128-138.

Ten Years of Constitutional Development in Latvia after the Renewal of Independence. In the book “The Constitutional Revision in Today’s Europe.” London, Esperia Publications Ltd, 2002, pp. 309-318.

Конституционные гарантии прав личности в Латвии. In the book “Europa Wshodnia-Ameryka Łacińska. Pozycja jednostki i system rządu”. Wrocław, Wydawnictwo Uniwersytetu Wrocławskiego, 2002, pp. 184-188. (Constitutional Guarantees of Human Rights in Latvia. In the book “Europa Wshodnia-Ameryka Łacińska. Pozycja jednostki i system rządu”. Wrocław, Wydawnictwo Uniwersytetu Wrocławskiego, 2002, pp. 184-188.)

Interpretation of Chapter 8 “Fundamental Human Rights” in Constitutional Court Judgments. Latvijas Vēstnesis, 27.11.2001, No.171. Satversmes 8. nodaļas “Cilvēka Pamattiesības” interpretācija Satversmes tiesas spriedumos. Latvijas vēstnesis, 27.11.2001, No. 171.

Techniques and Procedures for Popular Votes. In the book “Direct Democracy The Eastern and Central European Experience.” Ashgate Publishing Limited. Aldershot. Burlington USA. Singapore. Sydney, 2001, pp. 256- 263.

Judicial Independence in Latvia. In the book “Monitoring the EU Accession Process: Judicial Independence”. Central European University Press. Hungary, 2001, pp. 225-266.

Independence of the Judicial Power in Latvia//Monitoring the EU Accession Process: Independence of the Judicial power. Report. Latvia. The Open Society Institute, 2001, pp.67-107. (Tiesu varas neatkarība Latvijā/ Pirmsiestāšanās procesa ES monitorings: Tiesu varas neatkarība. Ziņojums. Latvija . 2001. Atvērtās Sabiedrības Institūts, 2001, pp. 67-107).

Direct democracy in Latvia. Country report. In the book “Direct Democracy. The Eastern and Central European Experience.” Ashgate Publishing Ltd. Aldershot. Burlington USA. Singapore. Sydney, 2001, pp.94-108.

The Impact of the European Integration Process on the Constitution of Latvia In the book

“EU ENLARGEMENT”. The Constitutional Impact at EU and National Level.” The Hague, 2001, pp. 337 – 346.

International Human Rights and their Historical Development. The Law and the Rights, Volume 2, pp. 326 – 331, November 2000 (No.11). (Starptautiskās cilvēktiesības un to vēsturiskā attīstība. // Likums un tiesības, 2.sēj., 2000, novembris /Nr.11/, lpp. 326 -331.

Some Problems on Domestic Violence against Women in Latvia: Legal Aspects. In the book “Bringing International Human Rights Law Home”. New York, United Nations, 2000, pp. 196-199.

Administrative Law in Latvia. In the book “Administrative Law in Central and Eastern Europe (1996-1998)”. Budapest, CEU Press, 1999, pp. 139-176.

On Different Problems of Legal Ethics in the World and in Latvia. The Law and the Rights, Volume 1, pp. 49-52, October, 1999 (No.2). (Par dažādām juridiskās ētikas problēmām pasaulē un Latvijā. // Likums un tiesības, 1.sējums, 1999.okt. /Nr.2/, lpp. 49-52.

The Natural Principle of Justice and the Administrative Process. Procedural Justice. Riga, LU, 1998, pp.13-20. (Dabiskā taisnīguma princips un administratīvais process. Procesuālais taisnīgums. Rīga, LU, 1998, lpp.13-20).

The European System of Protecting Human Rights. Latvijas Vēstnesis 07.05.1998, No.127. (Eiropas Cilvēktiesību aizsardzības sistēma.//Latvijas Vēstnesis 07.05.1998 Nr. 127.

The Powers of Parliament and Government in Latvia.1997//Administrative Law. Budapest, 1997, pp.118-121.

Children Protection as a Constituent Part of International Human Rights. Issues on Living Conditions. Social work: Conclusions, Experience and Practice. Riga, 1996, pp.109-113. ( Bērnu tiesības kā starptautisko cilvēktiesību sastāvdaļa. Dzīves jautājumi. Sociālais darbs: atziņas, pieredze un prakse. R., 1996, lpp.109-113.

Grundzüge der Entwicklung des Rechtssystems Lettlands seit der Unabhängigkeitserklärung von 1990. Recht in Ost and West No.3, 1995.

Elaboration of Theoretical Concept on Approximation of Procedural Provisions of the Latvian Laws with European Standards (under the guidance of Prof. E.Meļķīsis).

## EDUCATIONAL AND METHODOLOGICAL LITERATURE

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Curriculum of Public Law Courses at Department of General Law University of Latvia, Riga, Latvia// Administrative Law. Budapest, 1997, pp. 91- 94.

“Case Study: The Powers of the Parliament and Government in Latvia” delivered at the Administrative Law Conference in Budapest, Hungary, 01-05.09, 1997 and published in the book: “Administrative Law.” Budapest, 1997- pp. 118-120.

Elaboration of the State Administration School training programme and course for the civil servants to qualitatively carry out the training process of state civil officials. The course includes: development of international human rights; the legal system of the Republic of Latvia and international norms, incorporated into it; the UN system for protection of human rights and the European system for the protection of human rights. (On request of the State Human Rights Bureau; Agreement No. 226, 16.12.1997).

## VISITING PROFESSORSHIP AT FOREIGN UNIVERSITIES

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January 2003	Visiting Professor at the Lewis & Clarke School of Law in Portland USA.
May-June, 2002	Visiting Professor at the Lewis & Clarke School of Law in Portland USA teaching Comparative Constitutional Law
1999 (1 month)	Visiting Professor at the Robert Schumann University, Strassbourg lecturing on Constitutional Development in Latvia, Renewal of the Independence and Succession of the State; Problems of Human Rights; Rights of the Minorities in Latvia

## PEDAGOGICAL ACTIVITIES (for the last 6 years)

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Scientific leader of 20 Master’s theses.

### Lectures and Seminars

Lectures 44 hours; Seminars 20 hours	Public Law
Lectures 32 hours	Comparative Law
Lectures 32 hours; Seminars 32 hours	Fundamentals of Law
Lectures 32 hours	Human Rights
Lectures 32 hours	Introduction to Law
Lectures 32 hours	Introduction to Comparative Law

Lectures 36 hours;  
Seminars 32 hours  
Since 2004:

Comparative Constitutional Law

Judge in charge of the Judicial Capacity Strengthening Program of the ICC

## INTERNATIONAL AND NATIONAL MEMBERSHIPS

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Member of the European Women Lawyers' Association (since 2005).

Member of the European Group of Public Law (since 2004).

Member of the International Association of Women Judges (since 1997).

Board member of the Lawyers Training Centre.

Member of the LU Study Council.

Editorial Board member of the legal journal "Law and Rights".

Member of the Sub-commission of the European Council Constitutional Legal Procedure.

An expert of the group elaborating the conception of the New Law of the Judicial Power (2002).

National expert of the EU Committee expert group on evaluating Justice and Home Affairs in the Republic of Latvia in the context of enlargement of the EU (to prepare a conclusion on the possibility of Latvia joining the EU)- in December of 2001.

Member since 1997 of the International Women-Lawyers Association.

1989–1996: Head of the LU Department for Introduction to General Law.

## TRAINING SESSIONS

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23-25 June 2005 – Working visit of ICC Judges to the ISISC in Siracusa, Italy, where ICC judges together with guest lectures discussed matters of substantive criminal law relevant to the ICC.

17 February 2005 – Methods of conducting proceedings: interventionist judges v. passivist judges; workshop organized by the ICC's Judicial Capacity Strengthening Program.

26 January 2005 – Prevention of re-traumatization of witnesses in the courtroom, lecture by Ms. Marjana Sendak and Ms. Rhodana Copelon, organized by the ICC's Victims and Witnesses Unit.



11-12 May 2004 – Intensive training over a two-week period on Gender Issues, Media Interaction, and the principle of Complementarity, offered for Judges of the ICC.

29 March 2004 - 1 day seminar on Intercultural Communication with lectures and discussion panels by experts in the field, presented by the Government of the Netherlands.

March 2004 - The background and current status of the Truth and Reconciliation process in South Africa, lecture organized by the ICC's Victims and Witnesses Unit.

9-13 October, 2002 – intensive training “Gender, Justice and the ICC” offered by academic experts in international criminal and human rights law to unravel the complexities of the Rome Statute. The program was designed to prepare distinguished women judges to take seats on the newly-established ICC.

January, 2002 – training programme on EU Law for justices in Warsaw, Poland (PHARE Program).

October, 2001 – training programme on EU Law for justices in Krakow, Poland (PHARE Program).

2001 (three weeks) – acquiring experience at the State Courts of Oregon and California (USA), research work at the Lewis & Clarke School of Law in Portland, USA.

2000 (a week) –a training programme “Topical Problems of Public Law” at the Center of Public Law, Athens, Greece.

2000 (three weeks) – research work at the Lewis & Clarke School of Law in Portland, USA.

1999 (one week) – acquiring experience at the Supreme Court and other courts of Canada.

1999 (one week) - acquiring experience at the courts and legal institutions of Copenhagen (Denmark).

1997 (one week) – summer school of the Central European University on administrative law in Budapest (Hungary).

1997 (four weeks) – a specific study course at the USA Supreme Court, different other courts and universities;

1997 (one week) – acquiring experience at the European Court of Justice (Luxembourg).

## CONFERENCES

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Annual Conference of The Hague Academic Coalition, “From Peace to Justice - International Criminal Accountability and the Rights of Children”, The Hague, 17-18 March 2005.

Annual Conference of the International Criminal Law Network (ICLN) – “International and National Impact of the ICC”, The Hague, 6-7 December 2004.

Conference on Convergence of Criminal Justice Systems: “Building Bridges – Bridging the Gaps”, organized by the International Society for the Reform of Criminal Law, (The Hague, 24-28 August 2003). Publication: “Influence of European Law on National Law/ the Example of Latvia”.

Seminar on the occasion of 100 years of the Carnegie Foundation “The International Law and Practice of Making Peace” organized by the Carnegie Foundation (The Hague, 6-7 June 2004).

Ninth meeting of the European Group of Public Law acting as the European Scientific Council of the European Public Law Center (Greece, 15-18 September 2004).

Conference on “The EU Constitution: the Best Way Forward?” organized by the Matra Multi Country Final (The Hague, 13 October 2004). Report: “The Impact of EU Accession on National Legal Order in Light of EU Constitutionalism: Specific Problems in Latvian Constitutional Order”.

“EU Accession and its Impact on Access to Justice in Latvia” delivered to Asser Colloquium on European Law, XXXIV Session (The Hague, 14-16 October 2004).

International conference on “Public Law and Risk” at the Center of Public Law, Athens, Greece, September 2002.

International seminar on “Constitutional Claim at the Constitutional Court” Riga, Latvia, September, 2002.