

## Zeman, Pavel (Czech Republic)

[Original: English]

### Statement of qualifications

*This statement of qualifications is being submitted by the Government of the Czech Republic in accordance with article 36, paragraph 4(a), of the Rome Statute of the International Criminal Court and paragraph 6 of the resolution of the Assembly of States Parties on the Procedure for the nomination and election of judges of the International Criminal Court (ICC-ASP/3/Res.6, as amended).*

#### **a) Specifying in the necessary detail how the candidate fulfils each of the requirements in article 36, paragraph 3(a), (b) and (c), of the Statute, in accordance with article 36, paragraph 4(a), of the Statute:**

The Government of the Czech Republic decided to nominate Dr. Pavel Zeman, a senior prosecutor with extensive experience and expertise in the field of international judicial cooperation in criminal matters for election as a judge of the International Criminal Court.

As Head of the Public Prosecution Service of the Czech Republic of ten years (2011 – 2021), he was in charge of the most complex criminal cases. Within his responsibilities and special competences as the Prosecutor General, he brought actions before a court in order to protect the public interest. In particular in the above-mentioned position, he has gained considerable expertise in managing complicated and time-sensitive cases.

Dr. Zeman devoted his carrier to the criminal law and procedure, starting at the district and regional Prosecutor's Offices dealing with a wide range of crimes, including grave violent crimes. In 2002, he joined the Prosecutor General's Office, where he was in charge of international judicial cooperation in criminal matters. Subsequently, in 2004 (until 2010) Dr. Zeman became a National Member of the Czech Republic at Eurojust. In this position, he addressed a range of issues such as terrorism, security and the European Arrest Warrant. He also facilitated and coordinated the execution of international judicial cooperation in criminal matters (including in the above-mentioned issues).

Dr. Zeman currently serves as a senior prosecutor at the Prosecutor General's Office. He is responsible for drafting legal opinions and writing methodology with respect to questions of war crimes and genocide, cybercrime, cybersecurity, and criminal liability of legal entities. Dr. Zeman is also active in the academic field. He lectures on criminal law and procedure at the Faculty of Law of Charles University in Prague and the Faculty of Law of the University of West Bohemia in Pilsen and trains judges at the Judicial Academy of the Ministry of Justice of the Czech Republic. He is also a fellow researcher in the field of electronic evidence at the Faculty of Law of Masaryk University in Brno.

Dr. Zeman attended many international conferences (e.g. twenty-first session of the Assembly of States Parties, official meetings within the Council of Europe, Organisation for Economic Co-operation and Development), and has actively participated in various international bodies dealing with criminal law and procedure, including those specialized in investigation and prosecution of genocide, crimes against humanity and war crimes ("Genocide Network"), and in building of cybersecurity capacities worldwide. As such, Dr. Zeman is strongly committed to contribute to building of the rule of law, including through his training and research activities. Recently, he has focused on the question of admissibility and integrity of electronic evidence, an issue of high importance in criminal proceedings in particular in cases of war crimes and other crimes under international law.

Dr. Zeman has an excellent knowledge of English, French and German and intermediate knowledge of Russian.

Considering the above-mentioned, Dr. Zeman has the necessary competence and qualifications to sit as a judge of the International Criminal Court, including high moral character, impartiality and integrity required for such a position.

**b) Indicating whether the candidate is being nominated for inclusion in list A or list B for the purposes of article 36, paragraph 5, of the Statute:**

In the light of his qualifications and experience in criminal law and procedure as a prosecutor and in the field of international judicial cooperation in criminal matters, Dr. Zeman is being nominated for inclusion in list A for the purposes of the election.

**c) Containing information relating to article 36, paragraph 8 (a) (i) to (iii), of the Statute:**

Dr. Zeman will represent the civil law system. He is being nominated from the Eastern European Regional Group. He is a male candidate.

**d) Indicating whether the candidate has any expertise under article 36, paragraph 8(b), of the Statute:**

Dr. Zeman has prosecutorial expertise in dealing with cases of sexual and violent crimes, domestic violence, including dealing with victims of such crimes.

**e) Indicating under which nationality the candidate is being nominated for the purposes of article 36, paragraph 7, of the Statute, where a candidate is a national of two or more States:**

Dr. Zeman is a Czech national. He is being nominated as a candidate of the Czech Republic.

**f) Indicating whether the nomination is made under article 36, paragraph 4 (a) (i) or paragraph 4 (a) (ii), and specifying in the necessary detail the elements of the procedure leading to nomination:**

Dr. Zeman is being nominated under the terms of article 36, paragraph 4(a) (i), of the Rome Statute in accordance with the national Rules of Procedure of the Czech Republic which are publicly available at the website of the Assembly. The nomination of Dr. Zeman was approved by Government Resolution No. 616 of 14 July 2022.

**g) Containing an acknowledgement of information provided under sub-paragraph (a) by a senior member of the national-level judiciary or the authority of the Nominating State overseeing the nomination process:**

I, Martin Smolek, Director General for Legal and Consular Affairs of the Ministry of Foreign Affairs of the Czech Republic, in my capacity as acting chairperson of the selection board for the selection of a candidate for the position of judge of the International Criminal Court, acknowledge the information provided under sub-paragraph (a) of this statement of qualifications.

**h) Indicating the commitment of the candidate to be available to take up full-time service when the Court's workload so requires:**

Dr. Zeman is committed to be available to take up full-time service when the Court's workload so requires.