

## Curriculum vitae

<b>Family Name:</b>	Ratiaraisoa	
<b>First name:</b>	Harimahefa	
<b>Gender:</b>	Female	
<b>Date of Birth:</b>	2 June 1954	
<b>Nationality:</b>	Malagasy	
<b>Regional Criteria:</b>	Africa	
<b>Marital Status:</b>	Married	
<b>List A/List B</b>	List B	
<b>Languages</b>	<b>Mother tongue:</b> French	
- <b>English</b>	(written) Intermediate	(oral) Intermediate
- <b>French</b>	(written) Advanced	(oral) Advanced
- <b>Others</b>	Spanish (written) Basic	(oral) Intermediate
<b>Educational qualifications:</b> <i>Date, institution, qualification(s) obtained (starting with most recent)</i> - Please copy/paste if more entries are needed		
<p><b>November 1998- June 2000</b></p> <ul style="list-style-type: none"> <li>- <i>Institution:</i> American Cultural Center, Antananarivo, Madagascar</li> <li>- <i>Qualification(s) obtained:</i> Advanced 2 Certificate</li> </ul> <p><b>April 1978- July 1980</b></p> <ul style="list-style-type: none"> <li>- <i>Institution:</i> University of Antananarivo, Madagascar, Faculty of Law</li> <li>- <i>Qualification(s) obtained:</i> Diploma of the Judicial Studies Institute (IEJ)</li> </ul> <p><b>September 1975- February 1979</b></p> <ul style="list-style-type: none"> <li>- <i>Institution:</i> University of Antananarivo, Madagascar, Faculty of Law</li> <li>- <i>Qualification(s) obtained:</i> Degree in Private Law</li> </ul>		
<b>Professional experience:</b> <i>Date, employer, post title, other information (starting with most recent)</i> - Please copy/paste if more entries are needed - Please indicate the relevance of the experience to the candidacy under list A or list B, as appropriate		
<p><b>February 2009- present</b></p> <ul style="list-style-type: none"> <li>- <i>Employer:</i> Government of Madagascar – Ministry of Justice</li> <li>- <i>Post title:</i> Judge at the Court of Cassation of the Supreme Court of Madagascar</li> <li>- <i>Other information:</i> In charge of all matters including criminal cases: drafting reports on cases to be heard, council chamber deliberations, ruling on cases in public hearings, in joint sessions and in hearings involving conflicts in jurisdiction.</li> <li>- Member of the Supreme Court Special Commission on amnesty for national reconciliation: responsibilities include making decisions on applications for amnesty concerning political crises in the country between 2002 and 2009</li> <li>- Drafting the initial and periodic reports on human rights in Madagascar submitted to the treaty bodies (CERD – CEDAW – ICCPR – ICESCR – CAT)</li> <li>- Drafting the national report within the framework of the global periodic examination.</li> <li>- Designing and implementing a national monitoring system of human rights violations.</li> <li>- Member of the National Bureau monitoring gender-based violence and access to justice</li> </ul> <p><b>January 2002- February 2009</b></p> <ul style="list-style-type: none"> <li>- <i>Employer:</i> Government of Madagascar – Ministry of Justice</li> <li>- <i>Post title:</i> President of the Court of First Instance in Antananarivo, Madagascar</li> <li>- <i>Other information:</i> Responsible specifically for:</li> </ul>		

- Managing the administrative, financial and human resources aspects of the court.
- Monitoring and ruling on sensitive cases involving conflicts arising as a result of political events in the country which seriously affect public order (riots), diplomatic relationships and involve requests for extradition, international cooperation and international letters rogatory.
- Managing the Supervisory Board of Penitentiary Institutions for which the court has responsibility: annual review of their operations, treatment of prisoners, holding of custody records and drafting reports pertaining to them.
- Examining and monitoring international requests for adoption.

#### **March 1991- January 2002**

- *Employer:* Government of Madagascar – Ministry of Justice
- *Post title:* Vice-President of the Court of First Instance in Antananarivo, Madagascar
- *Other information:* Responsible for civil and criminal cases.

#### **April 1987- March 1991**

- *Employer:* Government of Madagascar – Ministry of Justice
- *Post title:* Judge at the Court of First Instance in Antananarivo
- *Other information:* Responsible for criminal cases

#### **August 1980- April 1987**

- *Employer:* Government of Madagascar – Ministry of Justice
- *Post title:* Deputy Public Prosecutor at the Court of First Instance in Antananarivo
- *Other information:* Responsible for the following:
  - Handling custody files for adults and young offenders;
  - Visits and periodic inspections of prisons, young offenders' institutions, care homes for children who have been abandoned and/or mistreated under the joint authority of the Ministry of Justice and the Ministry of the People;
  - Representing the Public Prosecutor at criminal hearings involving adults and hearings of the Youth Courts;
  - Regular meetings with criminal police officers

#### **Other professional activities:**

*- Please copy/paste if more entries are needed*

#### **1996-present**

*Activity:* Lecturer at the National College for the Judiciary in:

- Human rights: the international system to protect and promote human rights and the applicability of international conventions by national judges
- Special criminal law: sexual and gender based violence, violation of the integrity of the person, the various crimes punishable by lengthy custodial sentences (violations of the right to property with aggravating circumstances, ethnic conflict, destruction of public property and so on).

Criminal proceedings under ordinary law and special criminal proceedings (organised crime, theft of cattle, aggravated burglary)

#### **1995-2003**

*Activity:* Trainer in criminal law and criminal proceedings at the National College for the Gendarmerie

#### **1996-1999**

*Activity:* Part-time lecturer in civil and criminal proceedings at the National College for Senior Civil Servants in Madagascar for trainee inspectors of estates.

#### **1990/1996**

*Activity:* Responsible for tutorials in criminal law and criminal proceedings for 2<sup>nd</sup> and 3<sup>rd</sup> year Law students in the Faculty of Law at the University of Antananarivo.

#### **2008/2013**

*Activity:* Member of the Committee for Legislative Reform: Preparing the draft law on combating transnational organised crime; draft law on the establishment of the Supreme Council of the Judiciary; draft law on national and international adoption; decree on Judicial Assistance, draft law on the establishment of the Independent National Commission on Human Rights (CNIDH).

Vice-President of the Antananarivo Judges' Association. Contributed to the design, implementation and management

of information desks for legal matters, advice and help with submitting applications for legal aid at the Court of First Instance in Antananarivo.

Responsible for legal initiatives undertaken by the Ministry of Justice in designing, implementing and running a legal clinic in a working-class district of Antananarivo to train paralegals responsible for resolving disputes of a civil and criminal nature involving neighbours (reconciliation and mediation).

### **2002 to present**

*Activity:* Making texts which safeguard the rights of women and children and individual rights, which prevent and combat violence and which involve gender-equality accessible to all.

### **Most relevant publications**

- Pamphlets on the amnesty procedure for National Reconciliation (Law of 03 May 2012)
- Manual on combating torture and mistreatment in Madagascar
- Manual on Criminal Procedure in Madagascar
- Pamphlets on combating violence against women
- Brochure on the basic principles of human rights
- Guidance on the Protection of Children's Rights and the functioning of the Youth Court
- Guidelines on family rights
- Brochures on national and international adoption procedures

### **Most relevant seminars**

#### *Local:*

- International Humanitarian Law
- National judges and the application of international instruments ratified by Madagascar.
- Independent inspection mechanisms to prevent fraud and corruption in development operations: approach by the African Development Bank/ADB).
- The policy of Cassation in criminal matters.
- Training on Leadership for court managers.
- The costs of criminal justice, the recovery of fines and Court costs.
- Ethics and professional conduct: the professional conduct of judges and the quality of anti-corruption criminal justice.
- The application of custodial sentences: Issues and Challenges.
- Economic and financial delinquency.
- Political offences: investigation aspects and proceedings.
- Positive criminal law and the mode of settlement of disputes of a criminal nature in a community-based environment.
- Approaches to the resolution of ethnic conflict.
- The specific crime of organised crime: how to combat and suppress it.
- Protecting children against the various forms of violence, paedophilia, sex tourism, child labour, and other forms of abuse.
- Women leaders: Character and Skills.
- Rights of Women in Africa: Comparative Law.
- International instruments and national law for the protection of children.
- The issues associated with cybercrime: legal framework, the various crimes committed via the computer network, measures to protect minors against indecent assault and prevention measures.
- Criminal Courts and human rights.

#### *International:*

- Represented the Supreme Court of Madagascar at the Thirteenth Statutory Meeting and the Sixth Training Seminar for judges who are members of the African Association of French-speaking higher courts held in Cotonou-Benin on the topic "African justice versus the rise of cross-border crime."
- Enforcement workshop on Combating Counterfeiting within the Southern African Development Community (Pretoria, South Africa).
- Capacity Building Programme on WTO issues for Officials from Africa countries (Delhi-India).
- Intellectual property law in Francophone Africa: criminal aspects (Yaoundé-Cameroon).
- International Arbitration (Arbitration Court of Paris)
- Training of trainers at the National College for the Judiciary (ENM - Paris and Bordeaux).
- Seminar on "Justice and Development" (ENM-Paris).
- Practical training course at the Court of Appeal of Douai (France) on the treatment of criminal proceedings.
- Alternative methods of dispute settlement: compromise, mediation, arbitration and reconciliation (Le Touquet, France).
- Practical training on the operation of the criminal court in Saint-Pierre (Réunion Island).

- Development Law: technical planning, negotiation, mediation and international arbitration (IDLI-Rome -Italy).

**Membership of professional associations and societies**

- Member of the Association for the Preservation and Protection of Children (ASPE) working to protect young people in detention in correctional facilities: includes judges, social workers and volunteers;
- Vice-president of the Association of Judges of the Court of Antananarivo;
- Collaboration with the National Platform of Civil Society Organisations in Madagascar;
- Member of the Movement for Ethics and Conduct in Madagascar.

**Awards and honours**

Officer of the National Order (Officier de l'Ordre National/2007)  
Knight of the National Order (Chevalier de l'Ordre National/2002)

**Personal interests**

Reading, travel, music

**Other relevant facts**

- Member of the "Women and virtues" NGO working to inform vulnerable women about measures to eliminate violence against women, their rights, gender equality, crime prevention and criminal justice.
- Sponsorship of the local association "AINA-Enfance et Avenir" which works to protect disadvantaged children and young single mothers.
- Chair of the management committee of a private Church dispensary.
- Chair of the Church lay group