

Trendafilova, Ekaterina

Bulgaria nominee for election to the Board of Directors of the Trust Fund for Victims of the International Criminal Court.

Curriculum vitae

Profile

Name: Ekaterina Trendafilova

Date and place of birth: 20 June 1953, Sofia, Bulgaria

Nationality: Bulgarian

Languages: Bulgarian – native

English – fluent

Russian – good working knowledge

German – working knowledge

Marital status: Married with a daughter

Educational background

June 1984	Ph.D, Criminal Justice
1978-1982	Post-graduate study, Sofia University “St. Kliment Ohridski”
1972-1977	Faculty of Law, Sofia University “St. Kliment Ohridski”
1967-1972	English language school, Bulgaria

Academic degrees and titles

2001	Full Professor, Sofia University “St. Kliment Ohridski”
1996	Associate Professor (Docent)
1984	Ph.D.

Professional qualification / scholarships

1997	Fulbright Scholarship, University of California, USA
1993-1994	Alexander von Humboldt Scholarship, Augsburg University, Germany
1983/June	Specialization in Criminal Justice at the Institute of State
1985/Jan.	Law, Moscow, Russian Federation

Professional status and activities

Judge at the International Criminal Court (2006-2015)

2006/Jan. Elected first at the first round with 82 out of 96 valid ballots

2006-2015 Throughout my mandate I served as a Judge of Pre-Trial Chambers I, II and III; Presiding Judge of Pre-Trial Chamber II; *ad hoc* Judge of the Appeals Division sitting on interlocutory appeals and on the final appeals of the cases of the

Prosecutor vs *Thomas Lubanga Dyilo* (both on the judgment on the merits of the criminal case and on the judgment for reparations for victims); Prosecutor vs *Mathieu Ngudjolo Chui*

More specifically I was engaged with the following cases of the Prosecutor at different stages of the proceedings:

- The Prosecutor vs *Thomas Lubanga Dyilo* (final appeals on the merits and reparations)
- The Prosecutor vs *Germain Katanga* (interlocutory appeal; dissenting opinion)
- The Prosecutor vs *Mathieu Ngudjolo Chui* (interlocutory appeal and final appeal on the merits; dissenting opinion)
- The Prosecutor vs *Bosco Ntaganda* (Single Judge at pre-trial stage and confirmation of charges decision in full Chamber)
- The Prosecutor vs *Silvestre Mudacumura* (Single Judge at pre-trial stage)
- The Prosecutor vs *Ahmad Muhammad Harun and Ali Abd-Al-Rahman* (pre-trial stage)
- The Prosecutor vs *Omar Hassan Ahmad Al Basir* (pre-trial stage)
- The Prosecutor vs *Abdallah Banda Abakaer Nourain and Saleh Mohammed Jerbo Jamus* (interlocutory appeal)
- The Prosecutor vs *Abdel Raheem Muhammad Hussein* (pre-trial stage)
- The Prosecutor vs *Jean-Pierre Bemba Gombo* (pre-trial stage)
- The Prosecutor vs *Jean-Pierre Bemba Gombo, Aime Kilolo Musamba, Jean-Jacques Mangenda Kabongo, Fidele Babala Wandu and Narcisse Arido* (pre-trial stage and confirmation of charges)
- The Prosecutor vs *William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang* (Single Judge at pre-trial stage and confirmation of charges)
- The Prosecutor vs *Francis Kirimi Muthaura, Uhuru Muigai Kenyatta and Mohammed Hussein Ali* (Single Judge at pre-trial stage and confirmation of charges)
- Prosecutor vs *Charls Ble Goude* (pre-trial stage and confirmation of charges)
- Single Judge in the Situation in Mali

2014-15 President of the Pre-Trial Division

2009-12 Member of the Advisory Committee on Legal Texts

2012-15 Member of the Working Group on Lessons Learned

Other professional positions and activities

- | | |
|-----------|--|
| 2004-2005 | Member of the Legal Board, National Higher Attestation Agency with the Council of Ministers, Bulgaria |
| 2002-2004 | Member and Vice-president of the Bulgarian Special Scholarly Council in Legal Studies |
| 2001-2005 | Chairperson of the Criminal Division of the Legislative Consultative Council with the President of the Bulgarian Parliament |
| 2000-2005 | Scholarly adviser with the Students' Internship Program founded by an agreement between the American Government and the Bulgarian Parliament |
| 2000-2003 | Member of the Commission for Social Sciences with the Higher Accreditation Agency, Council of Ministers, Bulgaria |
| 1995-2005 | Barrister at law |
| 1985-1989 | Deputy District Attorney, Sofia District Court |
| 1995-2006 | Professor at the Faculty of Law, Veliko Turnovo University "St. St. Cyril and Methodius" |
| 1984-2006 | Professor at the Faculty of Law, Sofia University "St Kliment Ohridski" |

1979-1983 Post-graduate studies, Sofia University
1977-1978 Legal clerk/intern at Sofia City Court, Bulgaria

INTERNATIONAL ACTIVITIES

2006-2015 International activities as a Judge of the International Criminal Court:

2015/August Speaker at the XVIII Meeting of the Ordinary Jurisdiction on the topic “Transitional Justice in Post Conflict”, Cartagena, Colombia

2015/April Lecture at Asser Institute “Reflections on Nine Years on the ICC Bench: Judge Ekaterina Trendafilova”, The Hague, The Netherlands

2014/Oct Speaker on Procedural Justice at a Conference organized by the Peace Research Institute Frankfurt (PRIF), Germany

2014/May Presentation on ICC problematic areas before the International legal community at The Hague, organized by the “Friends of the ICC” initiative

2014/Jan Presiding Judge at the International Law Moot Court Competition (JESSUP) – Bulgarian National Rounds

2013/Nov Speak at the Conference: "Africa and the International Criminal Court" organized by the South African-German Centre for Transnational Criminal Justice, Cape Town, South Africa

2013/Nov Speaker at the 20th Anniversary of the American - Bulgarian Fulbright Commission, Sofia, Bulgaria

2013/Sept Speaker at the 4th Working Meeting "Improvement of the Practices and Increasing the Capacity of International Legal Cooperation on Cases at Bulgarian Courts", Hisar, Bulgaria

2013/Feb Speaker on ICC legislation and practices at the national PhD Day of criminal law researchers, University of Tilburg, Criminal Law Department, Tilburg, The Netherlands

2013/Feb Keynote speaker at the Conference on International Criminal Justice and Victims of Crime organised by The Programme and Analytical Centre for European Law, Sofia, Bulgaria

2012/Nov Speaker during the Annual ASP Meeting on “Completion Strategies at the ICC”, The Hague, The Netherlands

2012/Aug Speaker at the 75th conference of the International Law Association on the “Proliferation of International Courts and Tribunals”, Sofia, Bulgaria

2012/June Speaker at the Seminar “The Republic of Kosovo and the International Criminal Court” organized by the Law Faculty of the University of Prishtina in cooperation with the International Criminal Law Society (ICLS), the German Foundation for International Legal Cooperation (IRZ), the Friedrich Ebert Foundation (FES), Prishtina, Republic of Kosovo

2012/May Speaker at the Amsterdam Law Forum “Ten Years of the International Criminal Court”, Free University, Amsterdam

2011/June Speaker at the 3rd Summer School of the South African German Centre for Development, Research and Criminal Justice, Humboldt University, Berlin, Germany

2010/Oct Speaker at the Conference “International Criminal Court: from Rome to Kampala”, organized by the OSCE Mission to Serbia, Belgrade

2009/Dec Keynote speaker on behalf of the President of the ICC at the Judicial colloquium “Remedies for Gross and Systematic Human Rights Violations”, organized by

- the International Centre for Transitional Justice held at the Council of Europe, Strasbourg, France
- 2008/Oct Lecture on “The Challenges before the ICC” at LSE Specialist Seminar Series on the International Law, London, UK
- 2007/Oct. Speaker on issues of the reform of criminal justice at the “Expert Hearing” organized by the European Academy of Law Trier (ERA), Bucharest, Romania
- 2007/July Working sessions on ICC matters, Syracuse, Italy
- 2006/Oct Working visit to South Korea on the invitation of the Supreme Court of South Korea
- 2006/June Speaker at a Conference on Judicial Jurisdiction over Civil Liberties, Belgrade, Serbia
- 2001/Dec Independent expert opinion to the conference organized by the Stability Pact “Enforcement of the Rome Statute in the Stability Pact Countries”, Republic of Croatia
- 2004-2006 Expert of the European Commission CARDS Regional Project “Establishment of an Independent, Reliable and Functioning Judiciary and the Enhancing of the Judicial Co-operation in the Western Balkans”; part of the Project were the working visits to Albania, Croatia, Montenegro, Macedonia
- 2002-2003 Middle-term expert under the PHARE Twinning project (Bulgaria–Austria) “Execution of the Judiciary Reform Strategy in Bulgaria. Access to Justice” and Open Society Institute; part of the Project were the working visits to Lithuania, UK and Austria on the establishment of legal aid system in Bulgaria
- 2000/Aug Participation in the International Visitor Leadership Program (Criminal Justice Issues), hosted by the US Department of State with working visits to judicial and enforcement institutions in Washington, New York, Salt Lake City, Denver, San Diego, USA
- 1992-1994 Bulgarian representative to the UN Commission for Crime Prevention and Criminal Justice, Vienna, Austria

1990-2006 Other activities

- 2005/May Providing a report to a Conference on the impending criminal justice reform in line with International human rights standards (on habeas corpus issues in particular), Tashkent, Uzbekistan
- 2005/feb Working visit to Spain concerning the criminal justice reform in Bulgaria
- 2003/May Presentation “The Bulgarian War Crimes Legislation in Light with International Humanitarian Law Standards”, International Conference, organized by the European Association of Jurist Democrats, Geneva, Switzerland
- 2002/May Participant in the OSCE Annual Meeting “Criminal Justice and Human Rights”, Warsaw, Poland
- 2000/Oct Participation in the international meeting of former Humboldt scholars in Criminal law and Criminal justice on issues of international criminality, Bamberg, Germany
- 1997/June Lectures on Juvenile delinquency at the University of California, Davis School of Law, USA
- 1997/March Speaker at the 7th Annual Fulbright Symposium on International Legal Problems; Report: “Effective Criminal Justice and the Defence of Human Rights in USA”, San Francisco, USA

- 1991/Jan Visiting Professor at Tokai University, Japan; Lectures on the “Judicial Reform in Bulgaria” and the “Implementation of International Human Rights Standards in Criminal Law and Procedure”, Tokyo, Japan
- 1990/ Nov Participation in the International Conference on “Human Rights and Criminal Justice”, Syracuse, Italy
- 1990-2006 Participant and presenter in numerous conferences, seminars and workshops on issues in the field of criminal and procedural law, international criminal law, human rights and related legal fields

Activities related to the legal reform in Bulgaria

- 1990-2006 Throughout the whole period providing expert opinion to the Parliament, Supreme Cassation Court, Ministry of Justice, Ministry of Foreign Affairs, Ministry of Interior on different legal issues in the field of criminal law and procedure, human rights standards as well as other related fields; participating in discussions with representatives of EU Member-states and other countries on issues re the criminal justice reform; extensive work with NGOs in problematic areas of judicial practices and legislation
- 2004-2005 Member of the working group drafting the Law on Legal Aid
- 2004-2005 Member of the working group on the Law on Extradition and the European Arrest Warrant
- 2004-2005 Member of the working group on the new Criminal Procedure Code of Bulgaria
- 2003/May Expert opinion on the Law Amending the Criminal Procedure Code upon request of the Legislative Council of the Office of the President of Bulgaria
- 2003/April Consultant to the Legal Commission of the Bulgarian Parliament on the Amendments to the Criminal Procedure Code
- 1999 Presentations at national conferences on the philosophy of the new concept re the reform of the Bulgarian criminal justice system
- 1998-1999 Chairperson of the working group on the fundamental reform of the Bulgarian criminal justice system in line with European and international standards for efficient administration of justice and protection of human rights
- 1991 Member of the Intergovernmental Commission with a mandate to prepare the ratification of the European Convention on Human Rights and Fundamental Freedoms and the reform of the Bulgarian legislation in line with the ECHR case law
- 1990-2006 Lecturing at seminars, working shops and conferences on legislative amendments, comparative criminal law and procedure and international criminal justice

Courses in the field of criminal justice, international criminal justice and human rights

- 2005-2006 Course of lectures in International Criminal Justice at the Faculty of Law of Sofia University
- 1997-2001 Lectures on Articles 5, 6, 7 and 8 of the European Convention for Human Rights and Fundamental Freedoms for post-graduate students, Interuniversity Centre for Human Rights
- 1998-2006 Lectures on the ECHR and the ECtHR case law at seminars and work-shops for judges, organized by the Union of Judges in Bulgaria and the National Institute of Justice

- 1995-2006 Lectures in Criminal justice, Veliko Turnovo University “St. St. Cyril and Methodius”
- 1984-2006 Lectures and seminars in Criminal justice, Sofia University “St. Kliment Ohridski”

Publications

Publications in Bulgaria and abroad (the USA, France, Italy, Spain, The Netherlands, Brazil, Germany, South Africa) in the field of human rights law, international criminal procedural law, criminal procedural law, comparative law and constitutional law. Some are listed below:

- The Standards of Transitional Justice Within the Legal Framework of the International Criminal Court, 2015, Colombia
- Article 61 of the Rome Statute and Related Provisions, In: “*O Tribunal Penal Internacional – Comentários ao Estatuto de Roma*”, 2015, Brazil
- Africa and the International Criminal Court – A Judge’s Perspective. In: Africa and the International Criminal Court, 2014, Germany
- “Chapter 23 Fairness and expeditiousness in the International Criminal Court’s pre-trial Proceedings”, in: Carsten Stahn and Göran Sluiter (eds.), “The Emerging Practice of the International Criminal Court”, 2009 Koninklijke Brill nv. Printed in The Netherlands. ISBN 978 90 04 16655 4. pp. 441-457
- The Reform in Criminal Jurisdiction in the Republic of Bulgaria according to European Standards. In: “First Week of Law. Spain and Bulgaria. Reform of the Judiciary in the Process of the Accession of the Republic of Bulgaria to the European Union” (Sofia, October 15-17, 2003), 2004
- Some Issues Raised by Article 5 of the ECHR Regarding the Serving of Sentences. In: “Pravata na Choveka (“Human Rights Review””, 2002, issue No. 4
- Protection of Civil Rights under the ECHR and the Forthcoming Changes in the Criminal Procedure Code, “Pravata na choveka” (“Human Rights Review”), 1998, issue 4
- Judicial Control over Detention under the Code of Criminal Procedure, “Pravata na choveka” (“Human Rights Review”), 1998, issue 2
- Detention under the Code of Criminal Procedure and Civil Rights, “Pravata na choveka” (“Human Rights Review”), 1998, issue 1
- Criminal Procedure in Bulgaria. In: Legal Reform in Post-Communist Europe, 1995, USA
- Legal Reform in the Criminal Procedure of Bulgaria, In: *Revue Internationale de Sciences Criminelles de Paris*, Center International de Paris, 1993, Paris
- The European Convention for the Protection of Human Rights and Fundamental Freedoms and Some Criminal Justice Issues in the Republic of Bulgaria, “Pravna Misul” (“Legal Thinking Review”), 1993, issue 2
- Ensuring the Right to Effective Council for the Defence in Bulgaria. In: International Review of Penal Law, Criminal Justice and Human Rights, 1991, USA

Monographic papers

- 2000 “Amendments to the Criminal Procedure Code: Theoretical Grounds, Legislative Decisions, Tendencies” (294 pages). The monographic paper is based entirely on a comparative law analysis of the best models of criminal procedure systems and the established international and European standards in human rights. It explains the new

- philosophy and the concept of the fundamental changes in the Bulgarian judicial system since 1999 and the trends to be followed in building an operative and efficient system drawing on the best European and world experience, CIELA publishing house, 296 pages, ISBN 954-649-274-4
- 1999 “Criminal Law – Republic of Bulgaria” (International Encyclopaedia of Laws, Kluwer Law International), co-author for the Criminal Procedure (190 pages)
- 1997 Trendafilova-Batchvarova, Ekaterina Panayotova, "The New Legal Status of the Bulgarian Prosecutor's Office," *Annual Survey of International & Comparative Law*: Vol. 4: Iss. 1, Article 8
- 1996 Case-book of the Practice of the Bulgarian Supreme Court 1975-1995 (436 pages)
- 1995 “Judicial Control in the Pre-trial Stage of the German Criminal Procedure” (212 pages)
- 1992 “Attorney at Law in Criminal Justice” (248 pages)

Legal researches

2002-2005 Scholarly adviser of young lawyers at the “Students Internship Program” with the Bulgarian Parliament, who conducted legal researches in different fields of law by analysing the legal framework and jurisprudence of the European Court for Human Rights, European Union, Council of Europe, UN, NATO, WEU, OSCE, G-8, the legislation of EU Member-states and other domestic systems like those of Scandinavia, Australia, Canada, USA, Latin America, Japan, Russian Federation, Ukraine, as well as acts of institutions like Interpol, FBI, Eurojust, the Stability pact, etc. The final product of the legal researches was provided to the Parliament and utilized in its legislative activities. Some are listed below:

- 2001/Jan Anti-discrimination Draft Bill, 264 pages
- 2001/Feb Use of Special Surveillance Means, 104 pages
- 2001/March Special Services – Intelligence; Counterintelligence and Others, 158 pages
- 2001/Aug Legal Regulation of the Compulsory Course of Medical Treatment for Drug dependent Criminals before Serving their Term of Imprisonment, 91 pages
- 2001/Sept International Conventions adopted by the European Union and the Council of Europe - Ratified or not by the Republic of Bulgaria, 152 pages
- 2001/Dec Control on the Firearms, Munitions and Explosives, 286 pages
- 2002/April International Terrorism, 332 pages
- 2002/July Coercive Measures (Measures of Encroachment), Different types: Procedure of Applying (Application procedure)
- 2002/Aug Differentiated (Summery) Procedures in the Criminal Procedure, 139 pages
- 2003/Feb Penal Regime for Juvenile Offenders, 171 pages
- 2003/July Irremovability of Magistrates, Prosecutors and Investigators in the Legislation of the USA, European and Other Countries, 103 pages
- 2003/Dec Euthanasia in European Countries’ Legislation, 97 pages
- 2004/Jan Witness Protection in European Countries’ Legislation and the Legislation of the USA, 165 pages
- 2004/Feb Legislation on Forfeiture of Illegally Acquired Property – Legislative Practice of Ireland and Other Countries, 115 pages
- 2004/March Status of Protective Services within the European Union, 61 pages
- 2004/March Legislation of the European and Other Countries related to the Establishment of the Fiscal Investigations Unit (Tax Police), 142 pages
- 2004/Sept International Acts and Institutions for Co-operation against International Criminality, 182 pages

2005/March Undercover Agent in Foreign Legislation, 115 pages

Non-Governmental Organizations

Throughout the years I have closely been working with different NGOs on different projects in my field of expertise, in particular:

2004-2005 Open Society Institute Project “Strategy for the Socio-Economic and Political Development of Bulgaria 2005-2010”, Chairperson of the working group on the judicial reform

2003-2005 Open Society Institute International Project “Independence and Accountability of Prosecution”, member of the Advisory Board

2002-2005 Open Society Institute Project “Access to Justice”, member of the Consultative Council

Since 1999 Chairperson of PACEL (Program and Analytical Centre for European Law)

Since 1999 Chairperson of Modern Criminal Procedure Foundation

Since 1998 Chairperson of an expert group in criminal law and criminal justice, Legal Reform Initiative, Centre for the Study of Democracy

Since 1990 Working with NGOs – ABA-CEELI, USAID, UNDP, Open Society Institute, Centre for the Study of Democracy, PACEL, Bulgarian Centre for Human Rights, Bulgarian Gender Researches, etc. on different issues of the legal reform in Bulgaria like human rights protection, domestic violence, trafficking of women and children etc.

Professional societies

Since 2004 Member of WISE (Women with International Societal Expertise), Paris

Since 2003 Member of the Editorial Board of “Human Rights Review”

2001-2005 Chairperson of the Legal Section of the Union of Bulgarian Scholars

Since 1997 Member of the Bulgarian Fulbright Society

Since 1994 Member of the Bulgarian Humboldt Society

1991 Honorary member of the European Correspondents Scientific Committee of the Centre International Constats et Prospective, Paris

Since 1980 Member of the Union of Bulgarian Lawyers

Since 1984 Member of the Union of Bulgarian Scholars

Awards / Honours

2014 Golden badge of honour of the Ministry of Foreign Affairs for the promotion of the prestige of the Republic of Bulgarian in the administration of international justice

2008 Ministry of Justice “For Special Merits and Contribution” for outstanding merit and contribution to Justice and the Rule of Law in the Republic of Bulgaria

2006 The Highest award of the Union of Bulgarian Lawyers

2004 Award-recognition from Legal Initiative for Training and Development (LITD) for contribution to the activities of LITD related to the legal reform and education of judges and prosecutors

- 2000 Award "Author of the Year" for contribution to the legal literature with the monographic paper "The Amendments to the Criminal Procedure Code from 1999: theoretical grounds, legislative decisions, tendencies"
- 1984 Acknowledged by the National Society for Dissemination of Legal Knowledge as the best young lecturer of the year
