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Election of judges to the European Court of Human Rights[1]

List and curricula vitae of candidates submitted by the Government of Liechtenstein

Communication
Secretary General of the Parliamentary Assembly

1. In accordance with Article 22 of the European Convention on Human Rights.

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1. List and curricula vitae of candidates submitted by the Government of Liechtenstein

Letter from Mr Daniel Ospelt, Ambassador of Liechtenstein to the Council of Europe, to Mr Wojciech Sawicki, Secretary General of the Parliamentary Assembly, dated 15 January 2015

…

Referring to your letter of 5 December 2013, I am pleased to provide you with the names and curricula vitae (in the appendix) of the three candidates included by the Government of the Principality of Liechtenstein in the list of candidates for election as judge to the European Court of Human Rights in respect of Liechtenstein (in alphabetic order):

– Mr Stephan BREITENMOSER

– Ms Brigitte Liselotte OHMS

– Mr Carlo RANZONI

…

Information on the national selection procedure for the position of a judge of the European Court of Human Rights

In January 2014, the Liechtenstein Government established a selection body to submit a list of three candidates. At the same time, the Government approved guidelines for this body. These guidelines incorporate the various Council of Europe documents which refer to the requirements for the national selection procedure. Five experts were nominated to this body: the Director of the Office for Foreign Affairs (Chair), the Director of the Office of Justice, the Deputy Director of the Office of Human Resources and Organisation, the President of the Constitutional Court and a Swiss University Professor. In March 2014, a public call for applications was published in Liechtenstein, Swiss and Austrian newspapers and sent to various institutions in the three countries. It can therefore be expected that the call came to the attention of all of the potentially suitable candidates. In total, 17 applications were received. After the selection body had carefully assessed the written applications, 11 applicants were invited for interviews. 10 applicants accepted the invitation. The interviews were held in September 2014 and were based upon a standardised format which included an assessment of applicants' linguistic abilities. The selection body decided unanimously on a list of three candidates and the Government approved this decision.

Appendix 1 – Stephan BREITENMOSER

CURRICULUM VITAE[2]

I. Personal details

Name, forename: Prof. Dr. Breitenmoser, Stephan

Sex: Male

Date, place of birth: 2 February 1955, Basel

Nationality: Swiss

II. Education and academic and other qualifications

– 1995 – Venia Legendi of the Faculty of Law of the University of Basel for Public International Law, European Law, Constitutional Law and Administrative Law
– 1991 – Swiss Institute of Comparative Law in Lausanne
– 1989-1990 – Max Planck Institute for Public International Law in Heidelberg (Germany)
– 1988-1989 – University of California in Berkeley (USA)
– 1988 – Max Planck Institute for Foreign and International Criminal Law in Freiburg i.Br. (Germany)
– 1988-1990 – Three-year Junior Scholarship of the Swiss National Foundation in research promotion for young scientists
– 1986 – Admitted to the Bar in the canton of Basel-City
– 1986 – Swiss "Professor-Walter-Hug-Award" for the doctoral thesis
– 1985 – Award of the Faculty of Law of the University of Basel for the doctoral thesis
– 1985 – Doctorate in law "summa cum laude", Faculty of Law of the University of Basel; subject of the doctoral thesis: "The Right to Respect for Private Life in accordance with Article 8 of the European Convention on Human Rights"
– 1980-1983 – Assistant at the Faculty of Law of the University of Basel under the direction of Prof. Dr. Luzius Wildhaber in the fields of Public International Law, European Law, Constitutional Law and Administrative Law
– 1974-1980 – Studies of law at the Faculty of Law of the University of Basel

III. Relevant professional activities

a. Judicial activities

– **Since 2007 – Judge at the Federal Administrative Court of Switzerland** (St. Gallen)
– **Since 2001 – Member of the Bar Examination Boards of Basel** (Canton of Basel-Stadt and Canton of Basel-Landschaft)
– 1992-2006 – Deputy of the president of the expropriation commission of the canton of Basel-City
– 1992-2006 – Judge at the Court of Appeal in the canton of Basel-City

b. Non-Judicial legal activities

– **Since 2001 – Professor, chair of European Law at the University of Basel**
– 1999-2006 – Senior scientific civil servant at the Federal Office of Justice in Bern, section European Law

2. Text in bold indicates posts or missions held at present.

– **Since 1998 – Lectures at the European-Institute at the University of Basel**

– 1998-2000 – Lectures at the Center for European Integrations Studies at the University of Bonn, Germany

– 1995-1999 – Lectures at the University of St. Gallen/HSG

– 1992-2001 – Assistant Professor at the Faculty of Law of the University of Basel for European Law, Public International Law and Constitutional Law

– 1986-2001 – Lawyer at "lexpartners" in Muttenz/Basel

c. Non-legal professional activities

None

IV. Activities and experience in the field of human rights

– Since 1992-2014 – Lectures and seminars on human rights at the Faculty of Law of the University of Basel

– 2013 – Seminar conference of the International Bar Association with Tunisian judges in Tunis: "Human Rights in the Administration of Justice"

– Since 2006 – Member of the Austrian Human Rights Institute (ÖIMR), Salzburg, Austria

– Since 2004 – Member of the Scientific Committee of the European Doctoral College of the Universities of Strasbourg, France

– 2007 – Guest Professor for lectures on human rights in China:

  - Law School of Bejing University, Bejing
  - Party School of the Central Committee of CPC, Bejing
  - Northwest University for Nationalities, Lanzhou
  - University of Political Science and Law, Shanghai
  - Xi'an Jiaotong University, Xi'an

– 2006 – Guest Professor for a seminar on human rights at the Jagiellonian University in Krakow, Poland

– 2006 – Guest Professor for lectures on human rights at the International Summer School in Ripatransone, Italy

– 2005 – Guest Professor for lectures on human rights at the International Summer School in Ripatransone, Italy

– 2005 – Guest Professor for a seminar on human rights at the Jagiellonian University in Krakow, Poland

– 2005 – Guest Professor for human rights in China:

  - China Foreign Affairs University, Bejing
  - Northwest Minorities University, Lanzhou
  - East China University of Politics and Law, Shanghai

– 2004 – Guest Professor for lectures on human rights at the International Summer School in Bologna, Italy

– 2002 – Guest Professor for lectures on human rights at the 1st Utrecht Network Summer School in Bologna, Italy

– 1997-1998 – Jean Monnet guest professor for human rights at the Law Faculty of the University of Bonn, Germany

– 1994-1996 – Participation in three OSCE expert missions in the Slovak Republic and in Hungary to report to the High Commissioner for National Minorities in Den Haag, Max van der Stoel, about the legal position and the practice with reference to Hungarian minorities in the Slovak Republic and Slovakian minorities in Hungary

– 1985 – (3 months) Directorate of Human Rights at the Council of Europe at Strasbourg, France

V. Public activities

a. Public office

None

b. Elected posts

1999-2005 – Member of the Constitutional Council to elaborate a new Constitution for the canton of Basel-City

c. Posts held in a political party or movement

None

VI. Other activities

Legal activities

Legal counsel at “lexpartners” in Muttenz/Basel

Non-legal activities

Family and hobbies

VII. Publications and other works

- Breitenmoser, Stephan, Art. 13, Abs. 1 BV (Schutz der Privatsphäre) und Art. 25 BV (Schutz vor Ausweisung, Auslieferung und Ausschaffung), in: Ehrenzeller, Bernhard / Schindler, Benjamin / Schweizer, Rainer J. / Vallender, Klaus A. (Hrsg.), Die Schweizerische Bundesverfassung, St. Galler Kommentar, 3. Aufl., Zürich/St. Gallen/Basel/Genf 2014, 341-366 und 550-563.
- Breitenmoser, Stephan / Weyeneth, Robert, Europarecht, Unter Einbezug des Verhältnisses Schweiz-EU, 2. Aufl., Zürich/St. Gallen/Wien: Dike/Manz 2014.
- Besson, Samantha / Breitenmoser, Stephan / Sassòli, Marco / Ziegler, Andreas R., Völkerrecht / Droit international public – Aide-mémoire, 2. Aufl./2ème éd., Zürich/St. Gallen: Dike Verlag 2013.
- Breitenmoser, Stephan, Art. 6 EMRK und Art. 47 GRC in Verfahren der internationalen Amts- und Rechtshilfe, in: Heckmann, Dirk / Schenke, Ralf P. / Sydow, Gernot (Hrsg.), Verfassungsstaatlichkeit im Wandel, Festschrift für Thomas Würtenberger zum 70. Geburtstag, Berlin 2013, S. 425-447.
- Breitenmoser, Stephan, Der Versuch einer Antwort auf Konrad Schiemann und Christoph Grabenwarter, in: Zentrum für Europäisches Wirtschaftsrecht (Hrsg.), Zwanzig Jahre Zentrum für Europäisches Wirtschaftsrecht – Grundfragen der Europäischen Union (Teil II): Das Zusammenspiel der Grundrechtsordnungen (EMRK, Grundrechte-Charta, Allgemeine Rechtsgrundsätze) und ihre Interpreten, Bonn 2013, S. 63-96.
- Breitenmoser, Stephan, Verfassungsrechtliche Probleme der Terrorismusbekämpfung in der Schweiz, in: Würtenberger, Thomas / Gusy, Christoph / Lange, Hans-Jürgen (Hrsg.), Innere Sicherheit im europäischen Vergleich – Sicherheitsdenken, Sicherheitskonzepte und Sicherheitsarchitektur im Wandel, Berlin 2012, S. 245-273.
- Breitenmoser, Stephan, Art. 8 EMRK als Auffanggrundrecht gegenüber Art. 12 EMRK, in: Hafner, Gerhard / Matscher, Franz / Schmalenbach, Kirsten (Hrsg.), Völkerrecht und die Dynamik der Menschenrechte, Liber Amicorum Wolfram Karl, Wien 2012, S. 94-110.
- Breitenmoser, Stephan, The protection of Groups and Group Rights in Europe, in: de Feyter, Koen / Pavlakos, George (Hrsg.), Human Rights Law in Perspective, The Tension Between Group Rights and Human Rights A Multidisciplinary Approach, Oxford and Portland, Oregon 2008, S. 245-269.
- Breitenmoser, Stephan, Subsidiarität und Interessenabwägung im Rahmen der EGMR-Rechtsprechung, in: Stephan Breitenmoser / Bernhard Ehrenzeller / Marco Sassòli / Walter Stoffel / Beatrice Wagner Pfeifer (Hrsg.), Human Rights, Democracy and the Rule of Law / Menschenrechte, Demokratie und Rechtsstaat / Droits de l'homme, démocratie et Etat de droit, Liber amicorum Luzius Wildhaber, Zürich/St. Gallen/Baden-Baden 2007, S. 119-141.

– Breitenmoser, Stephan, Les droits de l'homme – un exemple pour l'émergence du droit constitutionnel européen, in: Rapports suisses présentés au XVIIe Congrès international de droit comparé, Veröffentlichungen des Schweizerischen Instituts für Rechtsvergleichung (Hrsg.), Genève/Zurich/Bâle 2006, S. 165-187.

VIII. Languages

Language	Reading			Writing			Speaking		
	very good	good	fair	very good	good	fair	very good	good	fair
***a*. First language:**									
– German (mother tongue)	X			X			X		
***b*. Official languages:**									
– English	X			X			X		
– French	X			X			X		
***c*. Other languages:**									
– Italian			basic			basic			basic

IX. Confirmation relating to language

In the event that I do not meet the level of language proficiency required for the post of judge in an official language, I confirm my intention to follow intensive language classes of the language concerned prior to, and if need be also at the beginning of, my term of duty if elected a judge on the Court.

X. Other relevant information

None

XI. Confirmation relating to residence

I confirm that I will take up permanent residence in Strasbourg if elected a judge on the Court.

Basel, 28 November 2014, Stephan Breitenmoser

Appendix 2 – Brigitte Liselotte OHMS

CURRICULUM VITAE[3]

I. Personal details

Name, forenames: Ohms, Brigitte Liselotte

Sex: female

Date and place of birth: 19 February 1961, Klagenfurt (Austria)

Nationality: Austrian

II. Education and academic and other qualifications

– 1979-1983 – Graz University, Doctor of Laws

III. Relevant professional activities

a. Description of judicial activities

– 2003-2013 – Member, Senior Disciplinary Commission at the Federal Chancellery
– 2002-2011 – Lay judge, Vienna Labour Court (*Fachkundige Laienrichterin)*
– 1991-1997 – Case officer, Austrian Constitutional Court (preparation of draft judgments and decisions)

b. Description of non-judicial legal activities

– 2013-date – **Elected Member, Bureau of the Steering Committee for Human Rights (CDDH)**
– July 2012-date – **Substitute Member, Human Rights Advisory Council at the Austrian Ombudsman Board** (part of the Austrian NPM according to OPCAT)
– 2008-date – **Austria's Deputy Government Agent before the European Court of Human Rights** (including coordination and preparation of Austria's observations)
– 2008-date – **Austria's representative in the Council of Europe's Steering Committee for Human Rights (CDDH)**
– 2008-date – **Human Rights Coordinator of the Federal Chancellery** (including coordination of the Human Rights Coordinators of the Federal ministries)
– 2008-date – **Member (Head) of Austria's Delegation presenting the regular country reports pursuant to UN treaties**
– 1999-date – **Head of division, Division for cases before the European Court of Human Rights and UN treaty bodies and for other administrative issues and issues of restitution** (coordination and preparation of Austria's observations, member of several European expert committees)
– 1999-date – **Deputy Head of department, Department for International Affairs and Administrative Affairs of the Federal Chancellery**
– 1999-2003 – Lecturer and Examiner in Constitutional Law at the Public Administration Academy (*Verwaltungsakademie des Bundes)*
– 1997-date – **Legal Adviser, Federal Chancellery – Constitutional Service** (including but not limited to the representation of the Austrian Federal Government at the Austrian Constitutional Court, passing of expert opinions on draft legislation, drafting of government proposals for legislation, giving legal advice and information to the Federal Chancellor, the Federal Government and the Federal ministries)
– 1988-1991 – Assistant Professor, University of Innsbruck, Institute for Public Law, State and Administrative Theory

3. Text in bold indicates posts or missions held at present.

– 1985-1988 – Legal Adviser, Federal Ministry for Agriculture and Forestry, Department for fundamental legal issues

– 1985 – Assistant Professor, Vienna University, Institute for Constitutional and Administrative Law

– 1984-1985 – Internship at the courts in Vienna (commercial court, juvenile court, district court)

c. Description of non-legal professional activities

– 2007-date – **Austrian National Liaison Officer as primary contact person for the European Union Agency for Fundamental Rights**

– 1999-2009 – Alternate Member, Advisory Board at the Federal Ministry of the Interior on basic policy issues of the prevention of domestic violence

IV. Activities and experience in the field of human rights

Most of my professional activities relate to matters of human rights

V. Public activities

None

VI. Other activities

1. Austrian Commission of Jurists

a. Field

academic society

b. Duration

1998 – date

c. Functions

Member

2. 2006 and 2010 – Mentor in a program for young female civil servants

VII. Publications and other works

1. Author, such as:

– Commentary on Articles 28 – 34 (including prolegomena) and Article 54 ECHR, in: Korinek/Holoubek (eds.), Österreichisches Bundesverfassungsrecht (loose-leaf, 2003 – date)

– Die (Europäische) Menschenrechtskonvention. „Welcoming the Applicant“, in: Pabel/Raschauer (eds.), Die Organisation des Grundrechtsschutzes. Nationale und europäische Perspektiven (2014), pp 83 et seqq

– Der Liebe Gott und das liebe Geld. Das sogenannte Schenkungssteuer-Erkenntnis des Verfassungsgerichtshofes vom 2. Juli 2009, B 1397/08, in: Lienbacher/Wielinger (eds.), Jahrbuch Öffentliches Recht 2010, pp 249 et seqq

– Urteile des EGMR mit Österreichbezug, in: Hummer (ed.), Österreich im Europarat 1956 – 2006 (2008), pp 551 et seqq

– The Coming into Force of Protocol No. 14 and the Short but Very Successful Life of Protocol No. 14bis to the European Convention on Human Rights, in: Benedek et al (eds.), European Yearbook on Human Rights 2010, pp 207 et seqq

– Europäischer Gerichtshof für Menschenrechte am Wendepunkt?, Juristische Blätter 2005, pp 14 et seqq

– Bewertung des Diskussionsstandes über die Entlastung des Europäischen Gerichtshofes für Menschenrechte, EuGRZ 2003, pp 141 et seqq

2. Co-author, such as:

– with Christoph Grabenwarter: Manz-Taschenkommentar B-VG (12 edition [2008], 13 edition [2014]; concise commentary on Austrian Constitutional Law)

– with members of my division: The Human Rights Jurisprudence of the European Court of Human Rights in 2011, 2012, 2013, in: Benedek et al (eds.), European Yearbook on Human Rights 2012, 2013 and 2014

VIII. Languages

Language	Reading			Writing			Speaking		
	very good	good	fair	very good	good	fair	very good	good	fair
***a*. First language:**									
– German (mother tongue)	X			X			X		
***b*. Official languages:**									
– English	X				X		X		
– French		X				X			X
***c*. Other languages:**									
...									

IX. In the event that you do not meet the level of language proficiency required for the post of judge in an official language [the second], please confirm your intention to follow intensive language classes of the language concerned prior to, and if need be also at the beginning of, your term of duty if elected a judge on the Court.

I confirm this intention.

X. Other relevant information

None

XI. Please confirm that you will take up permanent residence in Strasbourg if elected a judge on the Court.

I confirm that I will take up permanent residence in Strasbourg if elected as a judge on the Court.

Appendix 3 – Carlo RANZONI

CURRICULUM VITAE[4]

I. Personal details

Name, forename: Ranzoni Carlo

Sex: male

Date, place of birth: 2 November 1965 in St Gallen (Switzerland)

Nationality: Swiss

II. Education and academic and other qualifications

– 1985-1989 – Law studies at the University of St. Gallen, Master of Law (lic. iur.)

– 1992 – Bar exams in St. Gallen, attorney's license

– Professional training since 1990: Numerous courses especially in the fields of criminal and civil law, child protection, domestic/sexual violence, victim assistance, new forms of criminality including new media, criminal procedure, international mutual legal assistance, techniques of questioning and communication, psychology, forensic psychiatry and forensic medicine

III. Relevant professional activities

a. Judicial activities

– May-October 1990 – Practical training at the District Court (Bezirksgericht), Flawil (Switzerland)

– November 1990-April 1991 – Practical training at the Court of Appeal (Kantonsgericht), St. Gallen

– May 1991-February 1992 – Practical training in a law firm, St. Gallen

– March 1992-December 2000 – Legal Assistant (Gerichtsschreiber) at the Court of Appeal, St. Gallen

– September 1998-November 1999 – Ad-hoc substitute Judge at the Court of Appeal, St. Gallen

– **Since January 2001** – **Judge at the Princely Court of Liechtenstein** (Fürstliches Landgericht), Vaduz (Liechtenstein)

b. Non-Judicial legal activities

None.

c. Non-legal professional activities

None.

IV. Activities and experience in the field of human rights

– Experience from daily work at court and professional training for nearly 25 years

– Regular studying of the case-law of the European Court of Human Rights

– 2006 – Member of the Liechtenstein delegation to present the 2nd national periodic report to the UN Committee on the Rights of the Child

– 2006-2007 – Liechtenstein representative at the Council of Europe Committee of experts PC-ES on the protection of children against sexual exploitation and abuse (Lanzarote Convention)

4. Text in bold indicates posts or missions held at present.

- **Since 2007** – **Liechtenstein representative at the European Committee on Crime Problems of the Council of Europe, CDPC**
- 2008 – Member of the Liechtenstein delegation to present the 1st national report to the UN Human Rights Council on the universal periodic review
- **Since 2008** – **Liechtenstein deputy member at the Consultative Council of European Judges, CCJE**
- 2009-2010 – Member of the Liechtenstein delegation at the Council of Europe Committee of experts CAHVIO on preventing and combating violence against women and domestic violence (Istanbul Convention)
- 2010 – Liechtenstein representative at the high level launch of the Council of Europe campaign to stop sexual violence against children ("one in five")
- 2012 – Liechtenstein representative at the Council of Europe conference on "The role of international cooperation in tackling sexual violence against children"
- **Since 2013** – **Member of the Liechtenstein delegation at the Council of Europe Committee of the parties to the Lanzarote Convention, T-ES**

V. Public activities

a. Public office

None.

b. Elected posts

None.

c. Posts held in a political party or movement

Member of the Swiss political party CVP, Christlichdemokratische Volkspartei (christian democratic party)

VI. Other activities

Legal activities

- **Since 2003** – **Member of the Liechtenstein expert group against sexual abuse of children and juveniles**
- **Since 2011** – **Head of the expert group**
- **Since 2003** – **Member of the Liechtenstein coordinate-group ERFAG**
- 2008-2014 – Member of the Liechtenstein round table "Intervention in cases of possible use of force"
- 2012 – Member of the Liechtenstein delegation at the 31st Council of Europe Conference of Ministers of Justice on "Responses of justice to urban violence"
- 2013 – Member of the Liechtenstein expert group in the review of Italy concerning the implementation of the UN Convention against Corruption (UNCAC)
- 2013-2014 – Member of the Liechtenstein expert group in the review of Liechtenstein concerning the implementation of UNCAC
- **Since 2003** – Collaboration in numerous Liechtenstein working groups on legislative reforms, inter alia victim assistance act, criminal code, code of criminal procedure, mutual legal assistance act, aliens act, customs treaty
- **Since 2002** – Numerous presentations on different legal issues, inter alia on human rights topics
- Membership of legal associations:
  - 1992-2000 – Verband st. gallischer Gerichtsschreiber (Association of Legal Assistants St. Gallen; including the cantons St. Gallen, Appenzell, Glarus);

- 1997-2000 – President of the Association
- **Since 1991** – St. Galler Juristenverein (Association of Jurists St. Gallen)
- **Since 2001** – Vereinigung Liechtensteinischer Richter (Liechtenstein Association of Judges)
- **Since 2004** – Schweizerische Kriminalistische Gesellschaft (Swiss Association of Criminal Law)
- **Since 2006** – Schweizerische Arbeitsgruppe für Kriminologie (Swiss Group of Criminology)

Non-legal activities

None.

VII. Publications and other works

– 1 article – Peter Frei/Carlo Ranzoni, Strafzumessung im Betäubungsmittelhandel (the assessment of penalty in drug trafficking), AJP 1995, 1439

VIII. Languages

Language	Reading			Writing			Speaking		
	very good	good	fair	very good	good	fair	very good	good	fair
***a*. First language:**									
– German	X			X			X		
***b*. Official languages:**									
– English	X			X	X			X	
– French	X				X		X		
***c*. Other languages:**									
– Italian	X				X			X	
– Spanish		X				X			X

IX. Confirmation relating to language

In the event that I do not meet the level of language proficiency required for the post of judge in an official language, I confirm my intention to follow intensive language classes of the language concerned prior to, and if need be also at the beginning of, my term of duty if elected a judge on the Court.

X. Other relevant information

None.

XI. Confirmation relating to residence

I confirm that I will take up permanent residence in Strasbourg if elected a judge on the Court.

Vaduz, 17.11.2014, Carlo Ranzoni