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Election of judges to the European Court of Human Rights

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

Communication
Secretary General of the Parliamentary Assembly

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1. List and curricula vitae of candidates submitted by the Government of Finland[1]

Note verbale from the Permanent Representative of Finland to the Council of Europe, to Ms Chatzivassiliou-Tsovilis, Secretary General of the Parliamentary Assembly, dated 13 May 2024

The Ministry for Foreign Affairs present their compliments to the Parliamentary Assembly of the Council of Europe and with reference to the letter of 21 April 2023 from the Secretary General of the Council of Europe Parliamentary Assembly, Despina Chatzivassiliou-Tsovilis, concerning the election of a judge to the European Court of Human Rights in respect of Finland, has the honour to submit to the Assembly, in alphabetical order, the names and curricula vitae of the following candidates included by the Government of Finland in its list of candidates, together with information on the procedure by which the candidates were selected, in both official languages.

– Doctor of Laws, LL.M., trained on the bench (Mr) Pekka AALTO;

– Doctor of Laws, LL.M., Master of Science in Economies, Master of Social Sciences, Master 2 droit et études européennes (Ms) Satu HEIKKILA; and

– Doctor of Laws, LL.M. (Mr) Juha LAVAPURO.

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

[…]

Finland reformed, in 2010, the procedures for nominating candidates for judges or members of international courts and tribunals and the Court of Justice of European Union, by amending the Act on Judicial Appointments (laki tuomareiden nimittamisesta, lag on utnamning av domare; 205/2000) by Act 741/2010, which entered into force on 1 November 2010. The purpose of the reform was to increase transparency in the decisionmaking and enhance the appointment of best possible candidates. The reform also brought consistency and uniformity to the nomination procedures, and strengthened the principle of good governance.

In 2016, the Act on Nominating Candidates for Judges or Members of international Courts and Tribunals and the Court of Justice of European Union (laki ehdokkaiden nimeamisesta kansainvalisten tuomioistuinten ja Euroopan unionin tuomioistuimen tuomarin ja jasenen tehtaviin, lag om nominering av kandidater for uppdrag som domare vid eller ledamot av internationella domstolar och Europeiska unionens domstol; 676/2016) was enacted and it entered into force on 1 January 2017. The Act lays down provisions on nominating candidates for judges or members of international courts and tribunals and the Court of Justice of European Union similarly as in the Act on Judicial Appointments.

According to section 6 of the aforementioned Act, the candidates for judges or members of international courts and tribunals, including the European Court of Human Rights (ECtHR), are nominated by the Government at its plenary session.

The Act establishes a permanent Expert Advisory Board (asiantuntijaneuvottelukunta, sakkunnigdelegation), which has the duty to prepare such nominations (section 3). According to section 3 of the Act, the Board is appointed by the Government at its plenary session for a six-year term. According to section 4 of the Act, the Board has nine members, consisting of representatives from the Prime Minister's Office, the Ministry for Foreign Affairs, the Ministry of Justice, the Supreme Court, the Supreme Administrative Court, the Office of the Prosecutor General, the Finnish Bar Association and a representative of the university units engaged in legal research and instruction. It also includes a representative from the competent ministry. In addition, the members of the Permanent Court of Arbitration are members of the Board. A deputy is appointed to each member. The current Expert Advisory Board was appointed by the Government on 30 March 2023. Its term began on 1 April 2023 and ends on 31 March 2029.

When establishing the list of candidates for the post of judge at the ECtHR, the Ministry for Foreign Affairs is the competent ministry. It initiates the procedure by notifying the Board of the vacancy and publishing a call for applications.

Section 2 of the Act on Nominating Candidates for Judges or Members of International Courts and Tribunals and the Court of Justice of European Union provides that positions of judges or members of international courts and tribunals and the Court of Justice of European Union for which Finland nominates one or more

1. The curriculum vitae are presented and published as submitted by the Government of Finland.

national candidates shall be announced before the candidates are nominated. The vacancy notice shall be published in an appropriate manner. Only those who have applied for the position may be nominated as candidates.

A public application procedure was organized for the national nomination of candidates for the post of a judge at the ECtHR in accordance with section 2 of the Act. A call for applications concerning the post was published (in Finnish and in Swedish) on the website of the Ministry for Foreign Affairs on 1 August 2023. In the call, the criteria for the post was stated and interested persons were asked to submit their written applications to the Ministry for Foreign Affairs by the end of office hours at 4.15 p.m. on 22 September 2023.

The call was also sent for information (in Finnish and in Swedish) by e-mail to the Supreme Court, the Supreme Administrative Court, all courts of appeal, all administrative courts, the Administrative Court of Åland, the Insurance Court, the Labour Court of Finland, the National Courts Administration, the Office of the Prosecutor General, the Office of the Chancellor of Justice, the Office of the Parliamentary Ombudsman, the Human Rights Centre, the Finnish Bar Association, the Finnish Association of Judges, the Association of Finnish Lawyers and ta universities providing tuition in law.

In addition, the call was published in the major national newspapers Helsingin Sanomat (in Finnish) and Hufvudstadsbladet (in Swedish) on 13 August 2023.

It was also shared twice in the social media service X.

The Ministry for Foreign Affairs received altogether six (6) applications within the aforementioned time-limit and submitted all of them to the Expert Advisory Board.

The national nomination of candidates has been prepared by the Expert Advisory Board. The Board met on 2 October 2023 to discuss the persons who had applied for the position and to decide on the persons to be interviewed. The Board interviewed four applicants on 9 November 2023. All applicants were asked the same interview questions. The applicants were also asked questions in English and in French.

In a written procedure in December 2023 (4-8 December), the Board examined and adopted a statement containing a proposal of a list of three candidates to be nominated for the election of a judge at the ECtHR with respect to Finland.

The criteria set forth by the Council of Europe bodies concerning judges of the ECtHR were taken into account when establishing the list of candidates. The criteria were expressed in the call for applications. The Board applied these criteria when establishing its proposal for the list of three candidates. It gave specific consideration to the gender balance of the list of candidates spelt out in the Parliamentary Assembly Resolution 1366 (2004) as modified by Resolutions 1426 (2005), 1627 (2008), 1841 (2011), 2002 (2014) and 2278 (2019) and in the Committee of Ministers' Guidelines on the selection of candidates for the post of judge at the ECtHR (CM(2012)40-final as amended by CM/Del/Dec(2014)1213/1.5-app5). Proficiency in at least one of the official languages of the Council of Europe was required.

The Minister for Foreign Affairs has the ultimate discretion of presenting the list to the Government at its plenary session, which makes the final decision on the list of candidates to be presented to the Parliamentary Assembly. The Minister for Foreign Affairs presented the list of three candidates proposed by the Expert Advisory Board, and the Government appointed the said candidates, Doctor of Laws, LL.M., trained on the bench (Mr) Pekka AALTO; Doctor of Laws, LL.M. (Mr) Juha LAVAPURO; and Master of laws, Master of Political Science (Ms) Päivi PIETARINEN, at its plenary session on 21 December 2023.

Master of Laws, Master of Political Science (Ms) Päivi PIETARINEN has announced on 5 April 2024 that she is not available for the position of judge to be elected to the ECtHR with respect to Finland and has withdrawn her application submitted in September 2023. It was therefore necessary to update Finland's list of three candidates by proposing a new candidate to replace Ms PIETARINEN.

The Expert Advisory Board met to discuss the possible supplementing of the list of candidates, examined and adopted, in a written procedure (5-11 April 2024), a statement on supplementing the list of candidates for the election of a judge at the ECtHR with respect to Finland.

The Expert Advisory Board considered it possible to select the third candidate from among the persons who had already applied for the position without new interviews and a new application procedure. Moreover, the Board's statement did not change the Board's previous statement, examined and adopted in a written procedure in December 2023 (4-8 December), concerning candidates Mr Pekka AALTO and Mr Juha LAVAPURO.

The criteria set forth by the Council of Europe bodies concerning judges of the ECtHR was applied by the Expert Advisory Board when establishing its proposal for the new candidate. The Board took into account the Committee of Ministers' Guidelines on the selection of candidates for the post of judge at the ECtHR (CM(2012)40-final as amended by CM/Del/Dec(2014)1213/1.5-app5) and noted, inter alia, that candidates need to have knowledge of the national legal system(s) and of public international law and that practical legal experience is also desirable. The Board noted also, inter alia, that when assessing applicants, the ability to interpret and apply law, as acting in the Supreme Courts requires, is to be given weight and that particular attention is to be given to the length and depth of work experience relevant to the task, but also to academic and other legal merits.

The Board gave specific consideration to the gender balance of the list of candidates spelt out in the Parliamentary Assembly Resolution 1366 (2004) as modified by Resolutions 1426 (2005), 1627 (2008), 1841 (2011), 2002 (2014) and 2278 (2019) and in the Committee of Ministers' Guidelines on the selection of candidates for the post of judge at the ECtHR (CM(2012)40-final as amended by CM/Del/Dec(2014)1213/1.5-app5). Proficiency in at least one of the official languages of the Council of Europe was required.

The Minister for Foreign Affairs presented the new candidate proposed by the Expert Advisory Board, and the Government appointed the said candidate, Doctor of Laws, LL.M., Master of Science in Economies, Master of Social Sciences, Master 2 droit et études européennes (Ms) Satu HEIKKILA, at its plenary session on 25 April 2024.

Appendix 1 – Curriculum vitae of Pekka AALTO

I. Personal details

Name, forename: AALTO, Pekka

Sex: male

Date and place of birth: on 12 October 1966 in Helsinki (Finland)

Nationality: Finnish

II. Education and academic and other qualifications

– 2014 Eurooppaoikeuden dosentti (Associate Professor of European Law) University of Turku, University of Helsinki
– 2010 Oikeustieteen tohtori (doctorate), University of Turku
– 1999 Oikeustieteen lisensiaatti (master), University of Helsinki
– 1994 Master d'études approfondies en droit communautaire européen. Collège d'Europe, Bruges
– 1993 Varatuomari (trained on the bench), Court of Appeal of Turku
– 1992 Oikeustieteen kandidaatti (master's degree), University of Turku

III. Relevant professional activities

a. Description of judicial activities

– 2017–2020 Supreme Administrative Court, judge
– 2009–2015 Court of Justice of the European Union (Luxembourg), legal secretary, Chambers of Advocate General Jääskinen
– 2000–2002 Court of Justice of the European Union (Luxembourg), legal secretary, Chambers of Judge Sevón and Chambers of Judge Rosas
– 1992–1993 Vehmaan tuomiokunta (court of first instance Vehmaa), training on the bench
– 2015–2016 European Court of Human Rights, inscription on the list containing names of the persons eligible to serve as *ad hoc* judges

b. Description of non-judicial legal activities

– **2021– Court of Justice of the European Union (Luxembourg), Research and documentation directorate, permanent official**
– 2002–2007 European Commission, Brussels, Member of the Legal Service
– 2015–2017 Seconded National Expert 2002–2003, permanent official 2003–2020, Institutions Team 2002–2007, External Relations Team 2007–2009, 2015–2017 – Agent of the European Commission before the General Court and Court of Justice of the European Union in some 60 cases in various areas of law, such as accession to the Union; institutional provisions (access to documents, language régime); external relations; common foreign and security policy; free movement of capital; citizenship of the Union; economic and monetary policy (Euro); agriculture and fisheries; phytosanitary legislation; taxation (incl: VAT); free movement of goods (quantitative restriction, measures of equivalent effect) financial rules/own resources; economic and social cohesion; Area of freedom, security and justice / Judicial cooperation in civil matters
– 2002 Ministry of Justice, European Law Unit, Secretary of Legislation, Counsel
– 1998–2002
– 1994–1997
– 1993

– 1991–1992 University of Turku, research assistant

c. Description of non-legal professional activities

– 1997–1998 Eduskunta (Parliament of Finland), Foreign Affairs Committee, Counsel

IV. Activities and experience in the field of human rights

Application and implementation of fundamental and human rights, including the Charter of Fundamental Rights and the European Convention of Human Rights, before the Supreme Administrative Court, European Commission and Court of Justice of the European Union.

A book on EU Law in Finland, including a chapter on the application of the Charter of Fundamental Rights by the Finnish Courts (forthcoming, 2024).

Contribution to the book The EU Charter of Fundamental Rights (Hart Publishing 2014).

Annual training of the EU Charter of fundamental rights for national judges (asessorit) in Tuomioistuinvirasto (together with Judge Antila of the Supreme Court).

V. Public activities

Non applicable.

VI. Other activities

1994–1999 Contribution to the work of Eduskunta, expert representing Ministry of Justice before a number of Parliamentary Committees (25 cases).

VII. Publications and other works

36 publications, of which 2 monographies, 19 scientific contributions and articles. Nine publications in English, one in Swedish.

Books

– [2024] *EU-oikeus Suomessa* [EU Law in Finland], AlmaTalent, Helsinki (forthcoming).

– 2011 Public Liability in EU law: Brasserie, Bergaderm and beyond, Hart Publishing, Oxford, xxxvii+240 p.

– 2000 *Eurooppaoikeus* [European Law], 3rd ed. Kauppakaari, Helsinki (with Kari Joutsamo, Antti Maunu and Heidi Kaila), lxx+1011 p.

– 1999 *Jäsenvaltion vahingonkorvausvastuu EY-oikeudessa* [Damages Liability of a Member State in EC Law], Kauppakaari, Helsinki, xxxi+176 p.

– 1995 *EU:n yhteistyö oikeus- ja sisäasioissa: Euroopan unionin kolmannen pilarin Oikeudelliset lähtökohdat* [EU Cooperation in Justice and Home affairs. The Third Pillar of the Union], Sisäasiainministeriö, poliisiosasto, Helsinki (with Kari Joutsamo and Kirsi Pimiä), xxii+224 p.

Book chapters

– 2014 Article 47, subsection V. "Damages for Breach of the Charter", in The EU Charter of Fundamental Rights. A Commentary, sous la direction de S. Peers – T. Hervey – J. Kenner – A. Ward, Hart Publishing, Oxford, p. 1235-1241.

– 1998 Encyclopædia Iuridica Fennica = Suomalainen oikeustietosanakirja. Kuudes osa: Kansainväliset suhteet, ed. B. G. Eriksson, Suomalainen lakimiesyhdistys, Helsinki. Following entries: Acquis communautaire; Amsterdamin sopimus; Ecu (euro); Ensisijaisuuden periaate Euroopan yhteisöjen oikeudessa; Euroopan atomienergiayhteisö; Euroopan hiili-ja teräsyhteisö; Euroopan unioni; Euroopan unionin neuvosto; Euroopan valuuttajärjestelmä; Euroopan yhteisö(t); Euroopan yhteisöjen komissio; Euroopan yhteisöjen lainsäädännön toimivaltaperuste; Euroopan yhteisöjen ulkosuhteet; Euroopan yhtenäisasiakirja; Eurooppa-neuvosto; Eurooppaoikeus; Hallitusten välinen konferenssi Euroopan unionissa; Lainsäädännön täytäntöönpano Euroopan yhteisössä; Maastrichtin sopimus; Primaarioikeus Euroopan yhteisöissä; Pääomien vapaa liikkuvuus Euroopan yhteisössä; Rooman sopimus; Suora

sovellettavuus Euroopan yhteisöjen oikeudessa; Talous- ja rahaliitto; Välittömät oikeusvaikutukset Euroopan yhteisöjen oikeudessa; Yhteinen maatalouspolitiikka Euroopan yhteisössä, Yhteistyö oikeus- ja sisäasioissa

VIII. Languages

Language	Reading			Writing			Speaking		
	Very good	Good	Fair	Very good	good	fair	Very good	good	fair
***a.* First language:**									
- Finnish	X			X			X		
***b.* Official languages:**									
– English	X			X			X		
– French	X			X			X		
***c.* Other languages:**									
Swedish	X			X			X		
German	X					X			X
Italian		X				X			X

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 intend to follow intensive language classes as required.

X. Other relevant information

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

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

Appendix 2 – Curriculum vitae of Satu HEIKKILA

I. Personal details

Name, forename: HEIKKILÄ, Satu Marja

Sex: female

Date and place of birth: on 2 March 1970 in Salo (Finland)

Nationality: Finnish

II. Education and academic and other qualifications

Secondary level education

– Matriculation examination (36/36, overall grade Laudatur), Lauri Upper Secondary School (Laurin lukio), Salo, Finland, 1990

– Exchange student in an exchange programme in Western High School, Las Vegas, Nevada, 1987–1988

Completed academic degrees and titles

. Faculty of Law: Master of Laws (LL.M., minimum 160 credit units (320 ECTS), grade 72/80, with special mention “excellently”), University of Helsinki, Finland, 1991–1997

– Covering all domains of law in the Finnish legal system as well as private international law, European Community Law and international law

– Specialisation: European Community Law, International Law

– Master’s thesis: *Taannehtivan verolainsäädännön kielto Suomen sekä Euroopan yhteisön oikeudessa – Oikeusturvanäkökohdat* (Prohibition of retroactive tax legislation in Finnish and European Community law – Legal security aspects)

. Bilingual Master in European Community Law / Diplôme d’études approfondies en droit communautaire européen (LL.M., mention “good” / “bien”), College of Europe, Bruges, Belgium, 1998–1999

– Courses on EU Law, EU Competition Law, EU institutions, judicial remedies, intellectual property, fundamental rights and European Security

– Specialisation in EU Competition Law

– Master’s paper: The Rights of Third Parties in the Merger Procedure before the Commission and their Locus Standi

. Swedish School of Economics and Business Administration: Master of Science in Economics (M.Sc. (Econ.), minimum 160 credit units (320 ECTS), courses taught in Swedish), Svenska handelshögskolan, Helsinki, Finland, 1995–2004

– Courses on Accounting, Commercial Law, Economics, Management, Marketing, Statistics, Spanish, German

– Specialisation: Commercial Law

– Master’s thesis: Rättsskyddet och offentliga upphandlingarna – Offentliga upphandlingarnas processuella aspekter i högsta förvaltningsdomstolens och EG-domstolens rättspraxis (Legal protection and public procurement – The procedural aspects of public procurement in the case-law of the Supreme Administrative Court and the Court of Justice of the European Communities)

. Faculty of Social Sciences: Master of Social Sciences (M.Soc.Sc., minimum 160 credit units (320 ECTS)), University of Helsinki, Finland, 2002–2007

– Courses on Political History, Political Science, French

– Specialisation: Political History and Political Science

– Master's thesis: *…Tuomitaan täten kuolemanrangaistukseen, päätöksestä ei valitusoikeutta …* – *Pikaoikeudet talvi- ja jatkosodassa 1939–1944* (... Are hereby sentenced to the death penalty, there is no right to appeal the decision... – Summary court martials during the Winter and Continuation Wars, 1939–1944

. Master 2 droit et études européennes – mention droits de l'homme (mention "Assez Bien", 120 ECTS), University of Strasbourg, France, 2009–2010

– Courses on European Convention on Human Rights, Human Rights in European Union, International Law of Human Rights, Comparative Fundamental Rights

– Specialisation in Droits de l'homme en Europe

– Master 2 scientific mémoire: L'exécution des arrêts de la Cour européenne des droits de l'homme en Finlande – Les spécificités finlandaises

. Faculty of Law: Licentiate of Laws (LL.Lic., 60 credit units of postgraduate studies and the Licentiate thesis, grade Magna Cum Laude Approbatur), University of Helsinki, Finland, 1999–2011

– Courses on EU Law, Legal Theory, International Law

– Specialisation in Constitutional Law

– Licentiate thesis: Execution of the Judgments of the European Court of Human Rights – Effectiveness of the execution control

- Faculty of Law: Doctor of laws (LL.D., 40 credit units of postgraduate studies and the Doctoral thesis), University of Helsinki, Finland, 2011–2016

– Specialisation in Constitutional Law

– Public defence of the doctoral thesis "From Final Judgment to Final Resolution – Effectiveness of the Execution of the Judgments of the European Court of Human Rights in Finland" took place in April 2016 in Helsinki, the thesis was published in 2019

. Docteur en droit, a double degree (*cotutelle*) with the Universities of Helsinki and Strasbourg, University of Strasbourg, France, 2010–2016

– Specialisation and details, see above

. Associate Professor (dosentti) in human rights, Faculty of Law, University of Lapland, since 2024

Separate academic studies and other courses

– Studies in Nordic languages (24 credit units), University of Helsinki, 1990–1993

– Studies in English philology for law students (40 credit units), University of Helsinki, 1996–2003

– Studies in French philology (62 credit units), University of Helsinki, 2003–2008

– Courses on management completed at the Council of Europe (Introduction to Management DH and LEAD training and evaluation of 360 degrees), 2011–2012

– Studies on Finnish literature (60 credit units), University of Helsinki, 2015–2017

– Studies on university pedagogy (10 credit units), University of Helsinki, 2017

– Studies on psychology (40 credit units), University of Helsinki, since 2020

III. Relevant professional activities

a. Description of judicial activities

. Trainee lawyer in the cabinet of Judge Tiili, Court of First Instance of the European Communities, Luxembourg, from 1 March 1998 to 31 July 1998

– Participating in preparing internal legal documents

– All drafting was done in French

. Referendary (T11, scale T5–T17), Supreme Administrative Court, Helsinki, Finland, from 1 June 2001 to 30 April 2004

– Specialising in Public Procurement and Competition Law

– I was appointed to a permanent post of a referendary (T11) on 1 January 2004

. Temporary Market Court judge (T11), Market Court, Helsinki, Finland, from 1 May 2004 to 30 October 2004

– Specialising in Public Procurement and Competition Law

. Case processing senior lawyer and non-judicial rapporteur (grade A2, A3 since 2010), European Court of Human Rights, Council of Europe, since 1 September 2007

– Responsible of all the cases brought against Finland and most of the Single Judge cases, Rule 39 requests and all the Chamber cases brought against Sweden

– Dealt also with cases brought against Armenia, Iceland, and Norway

– Principal lawyer in three Finnish Grand Chamber cases and in one Swedish Grand Chamber case and the second lawyer in several Grand Chamber cases

– Non-judicial rapporteur for Finland (2010–2021), for Sweden (2017–2021) and for Armenia (2017–2018)

– Rule 39 quality checker at the Rule 39 Unit (2018–2021)

– Court's in-house trainer (2017–2021)

– Coordinator for Nordic cooperation

– Provided knowledge sharing in immigration, freedom of expression and execution matters

. Administrative law judge, Helsinki Administrative Court, Helsinki, Finland, since 1 January 2022 (permanent post (T13) on 1 July 2023)

– In the composition of three judges, I work by turns either as a reporting member, as a quality checking member checking the drafts prepared by referendaries or other judges or as a president of the composition

– As a part of a composition, I deal, *inter alia*, with state aid cases, legal aid, social benefits, mental health cases and child custody cases, immigration and citizenship cases, tax cases, and cases concerning accountancy, electrical and product safety

– As a single judge, I decide mainly manifestly ill-founded cases

– Since 1 January 2023, I am also a part of a team dealing with interim measures and decide them as a single judge.

b. Description of non-judicial legal activities

. Assistant lawyer, Law Firm Tero Siikonen Ky, Salo, Finland, from 1 June 1995 to 31 August 1995

– Assisting the lawyers of the firm

. Assistant lawyer and lawyer, Law Firm Ympäristö- ja Liikejuristit Oy, Helsinki, Finland, from 15 September 1995 to 28 February 1998 and from 15 August 1998 to 15 September 1998

– Responsible for contributing to studies prepared by the firm, especially in the field of European Community Law and Environmental Law

. Legal Secretary (lawyer) in the Legal Department of the Ministry for Foreign Affairs, Office of the State Agent for the Court of Justice of the European Communities, Helsinki, Finland, from 14 April 1999 to 28 February 2001

– Responsible for preparing observations for the Government of Finland in cases pending before the Court of Justice in Luxembourg

. Legal Secretary (lawyer) in the Legal Department of the Ministry for Foreign Affairs, Office of the State Agent for the European Court of Human Rights, Helsinki, Finland, from 1 March 2001 to 31 May 2001

– Responsible for preparing observations for the Government of Finland in cases pending before the Human Rights Court in Strasbourg

. Legal officer / juriste (grade A2), Department for the Execution of Judgments of the European Court of Human Rights, Council of Europe, from 1 November 2004 to 30 August 2007

– Responsible for the Nordic and Baltic countries, as well as several other countries (in particular the Republic of Moldova, the Czech Republic, Andorra and San Marino)

– Attending regularly in the meetings of the Committee of Ministers

– Responsible for establishing and maintaining bilateral contacts both with the Permanent Representations and relevant national authorities

– In charge of following and collecting relevant research information in the field of execution of judgments

c. Description of non-legal professional activities

– Teacher at the Savonlinna Summer University, Savonlinna, Finland, Teacher of the preparatory course for the Faculty of Law from April to May 1996

– Freelance Lawyer-Linguist, Department of Translation of the Court of Justice of the European Communities, Luxembourg, from 2001 to 2004, Translating judgments and decisions in English and French into Finnish

– **Lecturer in the Euroculture Master Programme and in the Faculty of Political Science, University of Strasbourg**, since 2014, Responsible for giving lectures on the system of protection of human rights in Europe to international and French students

– Speaker in Council of Europe Human Rights Day event, Turku, Finland, 4 May 2023

– Lecturer in the training programme for referendaries of the Helsinki Appeal Court, Helsinki, 2023, Responsible for giving lectures on the case-law of the Court to Finnish students

– **Lecturer in EAPIL Winter School in European Private International Law, University of Insubria,** Como, Italy, since 2024, Responsible for giving lectures on the case-law of the Court to international students

IV. Activities and experience in the field of human rights

Since 2001, I have been actively involved and have acquired an extensive professional experience of different domains of human rights.

After my graduation from the faculty of law where human rights were a part of the curriculum, I had my first contact with human rights in professional life as a lawyer in the Office of the State Agent for the European Court of Human Rights in 2001. In this post, I was responsible for preparing observations for the Government of Finland in cases against Finland pending before the European Court of Human Rights in Strasbourg. This gave me a valuable experience from the point of view of the government.

In 2004, I passed an A grade competition for the Council of Europe and started to work as a legal officer at the Department for the Execution of Judgments of the European Court of Human Rights in Strasbourg. During the three years I was working at the Department, I was responsible for following the execution of the Court's judgments against all of the Nordic and Baltic countries, as well as against several other countries, in particular the Republic of Moldova, the Czech Republic, Andorra and San Marino. It was my duty to prepare notes for each of the cases, in English and in French, for the examination by the Committee of Ministers. My work also consisted of a regular attendance in the meetings of the Committee of Ministers, contacting the governmental counterparts of those countries I was responsible for and establishing and maintaining bilateral contacts both with the Permanent Representations and relevant national authorities. I was also responding to the queries of the applicants and NGOs and providing them with advice. Furthermore, I was also in charge of following and collecting relevant research information in the field of execution of judgments.

I started to work at the European Court of Human Rights in 2007. During my career at the Court, I have been dealing not only with cases brought against Finland but also very extensively with cases brought against Sweden, Armenia, Iceland and Norway. I have had the opportunity to work as a non-judicial rapporteur for Finland since 2010, for Sweden since 2017, and for Armenia between 2017 and 2018. Moreover, I have drafted almost all communicated cases against Finland since 2010 and many leading cases against Sweden since 2017, as well as a number of Grand Chamber cases, dealing, *inter alia*, with same-sex marriages (*Hämäläinen v. Finland*), freedom of expression (*Pentikäinen v. Finland*), data protection (*Satakunnan Markkinapörssi Oy and Satamedia Oy v. Finland*) and immigration issues (*J.K. and Others v. Sweden*). In

April 2018 I started to work as a quality checker at the Rule 39 Unit. That duty has even more broadened my knowledge and experience on expulsion, extradition and immigration matters, and it has prepared me for quick decision-making in extremely important issues and under a constant time pressure. I have been one of the Court's in-house trainers since 2017, training mainly colleagues and visitors' groups, and I have also been providing knowledge sharing in particular in freedom of expression and execution matters.

As an important subject of human rights protection at the national level, execution of judgments has always remained very dear to me and therefore I started already early on to do research on it. This resulted in a completed master's degree in human rights in 2010 and a licentiate degree in 2011 on human rights and execution. In 2016 I defended my doctoral thesis on the execution of the Court judgments in Finland and obtained my double doctor title both in the University of Helsinki and in the University of Strasbourg. My doctoral thesis was published in 2019.

In order to promote the dissemination of knowledge on human rights, we have published (together with Dr Päivi Hirvelä, the former judge of the Court) a manual on the Court's case-law in Finnish in 2013 and the second edition of that publication appeared in 2017. In 2021 we published a case-law manual in English on the Court's Article 6 case-law and in 2022 another case-law manual on Article 8 case-law. We are currently preparing the third edition of the manual in Finnish.

In addition, as I am interested in teaching law in general and international human rights law in particular, I regularly give courses on the system of European protection of human rights and on the jurisprudence of the Court at the University of Strasbourg since 2014 to groups of students who come from different European and non-European countries. Most recently, I have also been lecturing about human rights in Finland. I was one of the speakers in the Human Rights Day event in Finland, organised by Council of Europe in May 2023. I have lately participated also to the EAPIL Winter School in European Private International Law in University of Insubria, Italy, where I gave a lecture about the Court's case-law to international students.

I have recently been granted the title of an Associate Professor (dosentti in Finnish) in human rights in the Faculty of Law of the University of Lapland in Finland.

V. Public activities

a. Public offices

See section III above.

b. Elected posts

None.

c. Posts held in a political party or movement

None.

VI. Other activities

a. Field

International law, competition law.

b. Duration

From 1995 to 2010, from 2002 to 2005 and since 2024 respectively.

c. Functions

– Member of the Finnish Society of International Law (Ius Gentium)

– Member of the Finnish Competition Law Society (Suomen kilpailuoikeudellinen yhdistys r.y.)

– **Member of the International Law Association (ILA), Branch: Finland**

VII. Publications and other works

Articles

– Heikkilä, Satu: Prohibition of the Retroactive Application of Legislative Measures in the European Community Law, The Finnish Yearbook of International Law, Volume IX (1998), Martinus Nijhoff Publishers, The Hague / Boston / London 2000, pp. 483-503

– Heikkilä, Satu: Euroopan ihmisoikeustuomioistuimen tuomioiden täytäntöönpanon valvonta (Supervision of the Execution of Judgments of the European Court of Human Rights), Lakimies, vol. 106, no. 1/2008, pp. 63-83

Books

– Hirvelä, Päivi and Heikkilä, Satu: Ihmisoikeudet – Käsikirja EIT:n oikeuskäytäntöön (Human Rights – A Manual to the Case-Law of the European Court of Human Rights), Edita, Helsinki 2013 (805 pages)

– Hirvelä, Päivi and Heikkilä, Satu: Ihmisoikeudet – Käsikirja EIT:n oikeuskäytäntöön (Human Rights – A Manual to the Case-Law of the European Court of Human Rights), second revised edition, Alma Talent, Helsinki 2017 (1 395 pages)

– Heikkilä, Satu: From Final Judgment to Final Resolution – Effectiveness of the Execution of the Judgments of the European Court of Human Rights in Finland, Wolf Legal Publishers, Tilburg 2019 (487 pages)

– Hirvelä Päivi – Heikkilä, Satu: Right to a Fair Trial – A Practical Guide to the Article 6 Case-Law of the European Court of Human Rights, Intersentia, Cambridge – Antwerp – Chicago 2021 (349 pages)

– Hirvelä Päivi – Heikkilä, Satu: Right to Respect for Private and Family Life, Home and Correspondence – A Practical Guide to the Article 8 Case-Law of the European Court of Human Rights, Intersentia, Cambridge – Antwerp – Chicago 2022 (386 pages)

– Hirvelä, Päivi and Heikkilä, Satu: Ihmisoikeudet – Käsikirja EIT:n oikeuskäytäntöön (Human Rights – A Manual to the Case-Law of the European Court of Human Rights), third revised edition, Alma Talent, will be published in 2024

VIII. Languages

Language	Reading			Writing			Speaking		
	Very good	Good	Fair	Very good	good	fair	Very good	good	fair
***a.* First language:**									
Finnish (mother tongue)	X			X			X		
***b.* Official languages:**									
English	X			X			X		
French	X			X			X		
***c.* Other languages:**									
Swedish	X			X			X		
Norwegian	X				X			X	
German	X				X			X	
Dutch	X				X			X	
Spanish		X			X			X	
Italian		X				X			X
Turkish			X			X			X

Finnish is my mother tongue. I also master perfectly Swedish, the second official language in Finland, and in which I have drafted judgments. English has been my daily language for over 20 years. I'm also at ease in French and I have been working in French on several occasions.

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.

X. Other relevant information

– Straight A's Scholar's High Honors award, Western High School, Las Vegas, Nevada, school year 1987–1988

– Music school diploma (theory of music, instrument, grade: very good), Salo, Finland 1990

– Erasmus exchange year in University of Utrecht, Utrecht, the Netherlands, 1993–1994

– Staatsexamen Nederlands als tweede taal, Groningen, The Netherlands, 1994

– Member of the winning team of the European Preliminaries of the 5th Manfred Lachs Space Law Moot Court Competition, Paris, France, 1996

– Member of the winning team of the finals of the 5th Manfred Lachs Space Law Moot Court Competition, Beijing, China, 1996

– Zertifikat Deutsch als Fremdsprache (Goethe-Institut, Gesamtnote: sehr gut), Brussels, Belgium, 1999

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 a judge on the Court.

Appendix 3 – Curriculum vitae of Juha LAVAPURO

I. Personal details

Name, forename: LAVAPURO, Juha Mikael

Sex: male

Date and place of birth: on 29 February 1968 in Nokia (Finland)

Nationality: Finnish

II. Education and academic and other qualifications

Law degrees

– Doctor of Laws, University of Turku, Faculty of Law, 2011

The title of my doctoral thesis is “Uusi perustuslakikontrolli” (New Constitutional Review). The thesis examines constitutional review through the lens of pluralist constitutional dialogue, which acknowledges the overlapping authority of various national and international constitutional actors. Its main argument is represented, among others, in Lavapuro, Ojanen, and Scheinin, “Rights-Based Constitutionalism in Finland and the Development of Pluralist Constitutional Review”, published in the International Journal of Constitutional Law, Volume 9, Issue 2, in April 2011, on pages 505–531.

– Master of Laws, New York University, School of Law,1999

– Bachelor of Laws (equivalent to a master’s degree), University of Turku, 1994

Academic positions and titles

– Professor of Public Law, University of Turku (1.1.2018–31.12.2019, tenure professorship)

– Professor of law in digital society (fixed term 1.1.2016–30.12.2017), University of Turku

– Associate professor, Department of Public Law at the School of Management, University of Tampere (Tenure track), 1.1.2014–31.12.2016

– Post-doc Visiting fellow, European University Institute, September 2012–May 2013

– Several fixed terms research/teaching positions, including a fixed term position as a professor of international law at the University of Turku, Faculty of Law, University of Turku 1995–

– Title of docent: Docent of Constitutional Law, University of Helsinki, 18.12.2013

– Title of docent: Docent of Constitutional Law, University of Turku, 22.4.2013

Prizes and decorations

– Knight, First Class, the order of the White Rose of Finland

– Dissertation Prize, Turku University Foundation, 2011

– ASLA-Fulbright Grant, 1998

III. Relevant professional activities

a. Description of judicial activities

– **Justice, Supreme Administrative Court, 1.1.2020–**

– Ad hoc judge, European Court of Human Rights, 2023–2026. I acted as an ad hoc judge in *Toivanen v. Finland*, No. 46131/19, 9 November 2023

– Member of the National Non-Discrimination and Equality Tribunal, 2015–2019

b. Description of non-judicial legal activities

– Constitutional Expert for the Constitutional Law Committee of the Parliament of Finland

The Constitutional Law Committee of the Finnish Parliament issues statements on the constitutionality of legislative proposals and other matters brought for its consideration, as well as on their relation to international human rights treaties. In the Finnish constitutional system, this committee has the primary authority on constitutional interpretation. Throughout my career, I have provided the committee with over 200 expert opinions on the relationship between legislative proposals and fundamental and human rights. These opinions have covered practically all legal areas, including European Union Law. Before my appointment to the Supreme Administrative Court, I was one of six constitutional experts regularly consulted by the Constitutional Law Committee.

– Director of Master's degree program in Law and Digital Society, 2017–2019. University of Turku, Faculty of Law. The program was taught in English.
– Vice Chairperson, Judicial Training Board of Finland,1.1.2022–31.12.2026.
– Permanent expert, Ministry of Justice working group for the reform of the Act of the Openness of Government Activities, 2021–2023.
– Editor-in-chief, Oikeus, 2011–2012. "Oikeus" is a peer-reviewed law journal classified as a leading (level 2) scholarly publication in Finland.
– Co-founder and editor-in-chief, Perustuslakiblogi [Constitutional law blog] 2013-2020. The blog is meant for professionals and general public. It discusses topical issues of constitutional law and human rights law.
– The Finnish Association of Constitutional Law, member of the board, 2010-

IV. Activities and experience in the field of human rights

Expert memberships in human rights networks

– Expert member of the multidisciplinary research network of the European Union Agency for Fundamental Rights (FRANET), 2011–2020.
– Expert member of the national team for network of legal experts for the European Union Agency for Fundamental Rights (FRALEX), 2009–2011.

Lectures, public presentations and seminars

– Moderator of panel "Trends and Future" in "The European Human Rights System – Past, Present and Future. Seminar in Memory of Justice Matti Pellonpää. Helsinki, 28.10.2022.
– Several international and Finnish scholarly lectures on intrusions of human rights especially in the context of surveillance 2014–2018 in the European University Institute, University of Turku and University of Helsinki.
– Dozens of Public lectures on the breakthroughs in Finnish Human Rights Culture, role of the courts in protecting fundamental rights and human rights, fundamental rights dialogue, rights of the irregular migrants, and data protection, 2010–2019.
– Responsible teacher and lecturer in courses on European rights and European courts, fundamental rights, data protection and digital rights, University of Turku, 2010–2019.

Research project leadership in human rights law and fundamental rights

– Principal Investigator, "Legislated Security and the Impact of European and Constitutional Rights", Finnish Academy, 2015–2018.
– Principal Investigator, Human Rights Indicators Pilot project. The Government's analysis, assessment, and research activities, 2015–2016.
– Principal Investigator, Fundamental Rights in rural areas, 2015–2016.
– Principal Investigator "Rights, Security and Information. The Anti-Constitutional Implications of the New Security Constitutionalism", Academy of Finland, 2012–2015.

Posts held in human rights associations.

– The Finnish League for Human Rights, Member of the board, 2014–2015.

V. Public activities

a. Public offices

No public offices outside the judiciary.

b. Elected posts

Deputy Member, Turku University Collegium, 2010–2013.

c. Posts held in a political party or movement

No posts held in a political party or movement.

VI. Other activities

No other relevant activities.

VII. Publications and other works

My publication record includes 70 scientific publications which focus on the application of constitutional rights and international human rights norms, the content of specific individual rights as interpreted by the Constitutional Law Committee, European Court of Human Rights, Court of Justice of the European Union and national courts, and the relationship between national and international law. Below is a representative list of ten publications reflecting my expertise in these areas of law in terms of form, substance, and timeline.

– Lavapuro, Juha. Uusi perustuslakikontrolli [New Constitutional Review]. Suomalainen lakimiesyhdistys, 2010, 299 pages. (Doctoral thesis).

– Lavapuro Juha, Ojanen Tuomas, Scheinin Martin: Intermediate Constitutionalism – Good in theory, unworkable in practice. In Paris & Bell (eds.): Rights-Based Constitutional Review: Constitutional Courts in a Changing Landscape, Edward Elgar, 2016.

– Lavapuro, Juha, Ojanen Tuomas & Scheinin Martin: Rights-Based Constitutionalism in Finland and the Development of Pluralist Constitutional Review. International Journal of Constitutional Law (2011) 9 (2): 505-531.

– Tuori, Kaarlo ja Lavapuro Juha: Perusoikeuksien ja ihmisoikeuksien turvaamisvelvollisuus [The duty to protect fundamental rights and human rights]. In Hallberg et al, Perusoikeudet, 2011, p. 809-820.

– Vanto, Johanna; Saarikkomäki, Elsa; Alvesalo-Kuusi, Anne; Lepinkäinen, Nea; Pirjatanniemi, Elina; Lavapuro, Juha: Collectivized Discretion: Seeking Explanations for Decreased Asylum Recognition Rates in Finland After Europe's 2015 “Refugee Crisis”, The International migration review, 2022, Vol. 56 (3), p.754-779.

– Lavapuro, Juha: Euroopan ihmisoikeustuomioistuimen noudattamien tulkintaperiaatteiden kansallisesta sovellettavuudesta. [On the domestic applicability of the interpretive principles of the European Court of Human Rights]. Defensor legis 4/2011.

– Lavapuro, Juha: Book review: Aida Torres Pérez: Conflicts of Rights in the European Union. A Theory of Supranational Adjudication. Oxford University Press. European Law Review, 2010.

– Thematic Legal Study on Assessment of Data Protection Measures and Relevant Institutions, Finland. Prepared for EU's Fundamental Rights Agency as a background material for EU-wide comparative analysis on Data protection. Available at http://fra.europa.eu/sites/default/files/role-data-protection-authorities-2009-fi.pdf. Prepared by Lavapuro, Juha and Ojanen, Tuomas.

– Lavapuro, Juha: Menneskerettigheter i nordisk lovverk: Finland efter rättighetsreformen. Mennesker og rettigheter, 1997, Vol.15 (3).

– Lavapuro, Juha: Euroopan ihmisoikeussopimuksen etusijasta Suomen oikeusjärjestyksessä: tutkimus Euroopan ihmisoikeussopimuksen valtionsisäisestä asemasta sekä ihmisoikeusystävällisen tulkinnan mahdollisuuksista. [On the primacy of the European Convention on Human Rights. A study on the domestic status of European Convention on Human Rights and the possibilities of human rights friendly interpretation. (Bachelor's thesis). University of Turku, 1994.

VIII. Languages

Language	Reading			Writing			Speaking		
	Very good	Good	Fair	Very good	good	fair	Very good	good	fair
***a.* First language:**									
- Finnish	X			X			X		
***b.* Official languages:**									
– English	X			X			X		
– French		X				X			X
***c.* Other languages:**									
Swedish	X				X				X
German			X						

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 that it is my intention to follow intensive French language classes both prior to, and at the beginning of, my term of duty if elected a judge on the Court. I am currently participating in intensive language training provided by the Institut Français de Finlande.

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 a judge on the Court.