DEPARTMENT OF FOREIGN AFFAIRS AND TRADE
AN ROINN GNÓTHAÍ EACHTRACHA AGUS TRÁDÁLA

Applications for nomination as a judge of the European Court of Human Rights

Applications are sought for nomination by the Government as a candidate for election as a judge of the European Court of Human Rights. The judge elected will take office generally no later than three months following his or her election. The term of office is for nine years and is not renewable. The position is full time and is based in Strasbourg.

Article 21(1) of the European Convention on Human Rights requires that judges be "of high moral character and must either possess the qualifications required for appointment to high judicial office or be jurisconsults of recognised competence." Furthermore, Article 21(3) states that "[d]uring their term of office the judges shall not engage in any activity which is incompatible with their independence, impartiality or with the demands of a full-time office."

In accordance with Article 22 of the Convention, three candidates will be nominated by the Government from amongst whom the Parliamentary Assembly of the Council of Europe will elect, by a majority of votes cast, a judge in respect of Ireland to serve on the Court. The election by the Parliamentary Assembly of the Council of Europe is scheduled to take place at its session in April 2015.

In accordance with Resolution (2010)26 of the Committee of Ministers of the Council of Europe, before the names are submitted to the Parliamentary Assembly, the candidates' CVs will be submitted to the Advisory Panel of Experts on Candidates for Election as Judge to the European Court of Human Rights established by the Committee of Ministers to advise on their suitability for the office of judge of the European Court of Human Rights.

Following submission of the three names to the Parliamentary Assembly, the candidates will be interviewed by the Parliamentary Assembly's Committee on the Election of Judges to the European Court of Human Rights prior to election by the Plenary.

The European Convention on Human Rights and Resolution CM/Res (2009)5 of the Committee of Ministers of the Council of Europe on the status and conditions of service of judges of the European Court of Human Rights are available at:

http://www.echr.coe.int/Documents/Convention_ENG.pdf

and

https://wcd.coe.int/ViewDoc.jsp?id=1508697&Site=CM&BackColorInternet=C3C3C3&BackColorIntranet=EDB021&BackColorLogged=F5D383

Details on remuneration, annual leave, pension provisions and medical and social insurance are contained in the Resolution. An information sheet containing additional information on terms and conditions and on the domestic procedures to be followed in selecting candidates is available on the Department's website.

Persons wishing to apply should submit an application supported by a curriculum vitae in the format laid out in the Appendix to Parliamentary Assembly of the Council of Europe Resolution 1646 (2009) (available at http://assembly.coe.int/nw/xml/XRef/X2H-Xref-ViewPDF.asp?FileID=17704&lang=en)

by 6pm on 16 October 2014 to:

Patrick Clarke
Legal Division
Department of Foreign Affairs and Trade
2 Clonmel Street
Dublin 2

AN ROINN GNÓTHAÍ EACHTRACHA AGUS TRÁDÁLA
DEPARTMENT OF FOREIGN AFFAIRS AND TRADE

Iarratais d'ainmniú mar bhreitheamh ar an Chúirt Eorpach um Chearta an Duine

Tá iarratais á lorg d'ainmniú an Rialtais mar bhreitheamh ar an Chúirt Eorpach um Chearta an Duine. De ghnáth rachaidh an breitheamh a roghnófar don phost i mbun oibre laistigh de thrí mhí ó dháta a roghnaithe. Maireann téarma na hoifige ar feadh naoi mbliana agus ní féidir é a athnuachan. Post lánaimseartha atá ann agus beidh sé lonnaithe i Strasbourg.

De réir Alt 21(1) den Choinbhinsiún Eorpach um Chearta an Duine ní mór do bhreithiúna "carachtar morálta den scoth a bheith acu agus na cáilíochtaí atá riachtanach do cheapachán in oifig ardbhreithiúnach a bheith acu nó a bheith ina ndlí-eolaithe a n-aithnítear a n-inniúlacht." Deir Alt 21(3) freisin "le linn a dtéarma in oifig, níl cead ag breithiúna a bheith páirteach in aon ghníomhaíocht a chuirfeadh isteach ar a neamhspleáchas, a neamhchlaontacht nó leis na héilimh a bhaineann le hoifig lánaimseartha."

De réir Alt 22 den Choinbhinsiún, ainmneoidh an Rialtas trí iarrthóir agus astu siúd roghnóidh Tionól Parlaiminteach Chomhairle na hEorpa, trí thromlach na vótaí a chaitear, breitheamh ar son na hÉireann le freastal ar an Chúirt. Tá sé beartaithe an toghchán a dhéanfaidh Tionól Parlaiminte Chomhairle na hEorpa a reáchtáil le linn a sheisiúin i mí Aibreáin 2015.

De réir Rún (2010)26 de Choiste na nAirí den Chomhairle Eorpach, sula dtugtar na hainmneacha do Thionól na Parlaiminte, tabharfar CVnna na n-iarrthóirí do Phainéal Comhairleach Saineolaithe ar Iarrthóirí do Thoghchán mar Bhreitheamh ar an Chúirt Eorpach um Chearta an Duine a bhunaigh Coiste na nAirí chun comhairle a thabhairt faoina n-oiriúnacht don oifig mar bhreitheamh ar an Chúirt Eorpach um Chearta an Duine.

Tar éis an trí ainm a chur chuig an Tionól Parlaiminteach, cuirfidh Coiste Thionól Parlaiminte um Breithiúna a Roghnú chuig an Chúirt Eorpach um Chearta an Duine na hiarrthóirí faoi agallamh sula dtoghann na Suíonna Iomlánacha iad.

Tá an Coinbhinsiún Eorpach ar Chearta an Duine agus Rún CM/Res (2009)5 de Choiste Airí na Comhairle Eorpaigh faoi stádas agus coinníollacha seirbhíse do bhreithiúna den Chúirt Eorpach um Chearta an Duine ar fáil ag:

http://www.echr.coe.int/Documents/Convention_ENG.pdf

agus

https://wcd.coe.int/ViewDoc.jsp?id=1508697&Site=CM&BackColorInternet=C3C3C3&BackColorIntranet=EDB021&BackColorLogged=F5D383

Tá sonraí faoi íocaíocht, saoire bhliantúil, forálacha pinsin agus árachas leighis agus sóisialta ar fáil sa Rún. Tá bileog eolais ina bhfuil eolas sa bhreis faoi théarmaí agus coinníollacha agus faoi nós imeachta baile atá le comhlíonadh maidir le hiarrthóirí a roghnú ar fáil ar shuíomh gréasáin na Roinne.

Ba chóir do dhaoine gur mian leo iarratas a dhéanamh, iarratas a chur isteach chomh maith le curriculum vitae san fhormáid atá leagtha amach in Aguisín do Thionól Parlaiminte na Comhairle Eorpaigh Rún 1646 (2009) (ar fáil ag http://assembly.coe.int/nw/xml/XRef/X2H-Xref-ViewPDF.asp?FileID=17704&lang=en)

roimh 6 i.n. ar an 16 Deireadh Fómhair 2014 chuig:

Patrick Clarke
An Rannóg Dlí
An Roinn Gnóthaí Eachtracha agus Trádála
2 Sráid Chluain Meala
Baile Átha Cliath 2