

Statement submitted in accordance with Article 36 (4) (a) of the Rome Statute of the International Criminal Court and paragraph 7 of the Resolution of the Assembly of States parties relating to the procedure for the nomination and election of judges, the prosecutor and deputy prosecutors of the International Criminal Court.

1. **Professor Eleonora Zielińska**, a Polish citizen, is an outstanding scholar working in the field of criminal law. She has accomplished judge's special training and possesses all formal and material qualifications required in the Republic of Poland for appointment to the highest judicial offices as holder of scientific degree of professor of legal sciences. She is of highest moral character, enjoys all civil and citizen's rights. She is also a person of impartiality and integrity (Article 36 (3) (a)).
2. The candidate has established competence in criminal law and procedure. Her numerous publications are highly evaluated and rewarded not only for their scientific value but also for practical importance for justice in criminal matters, as well as for reflecting the results of extensive comparative research and studies. Her book on professional liability and its relation to criminal responsibility became the outstanding and cannon manual for anybody dealing with implementation of professional liability laws. Being since 1988 member of the Bar she has a large experience in providing various forms of legal assistance in criminal matters (legal counseling, elaborating legal opinions, drafting bills and other legal acts). She was the co-founder and promoter of clinical education in Poland as part of the practical legal education program designed to train future lawyers, in the framework of which those, who cannot afford to employ a lawyer and various impoverished or disadvantaged people obtain free of charge adequate legal services. She provided among others the counseling for the victims of gender violence such as rape, sexual harassment and trafficking in women and asylum seekers and refugees. Professor Zielińska is also the experienced judge resolving in disciplinary cases, whereby the code of criminal procedure is applicable in accordance with the principle of subsidiarity, and in the past, for 8 years, worked as the legal adviser in the court of professional responsibility of physicians.
3. The candidate has well established competence in the area of international criminal law as well as in law on human rights. She is well known as author and editor of publications on different topics of international criminal law and human rights issues. She was also involved in the process of bringing Polish criminal law in conformity with international standards of human rights and reviewing the legislation in order to make it compatible with treaties ratified by Poland dealing with the international co-operation in criminal matters. The candidate has also elaborated the extensive studies aimed at the harmonization of the Polish legislation with the European Union legislation in the field of criminal law.
4. As an expert in human rights she dedicates her activities also to gender equality issues. For many years she has been an active supporter of women's rights in Poland, drafter of the law on equal status of women and men, cooperating as an expert with non-governmental organizations, the Parliamentary Women's Group, and the Government Plenipotentiary for Equal Status of Women and Men. In 1995 Prof. E. Zielińska was engaged in drafting the governmental report on the situation of women in Poland,

which was submitted at the United Nations Conference on Women in Beijing. She took part in the Conference as an expert of the Polish government delegation. Following this Conference, she co-authored the national program for action on women, which implemented the provisions of the Beijing Platform. Until 1997, she was also a delegate of the government of Poland to the United Nations Commission on the Status of Women. Also noteworthy is her participation in the women's caucus of NGO coalition working for the establishment of the International Criminal Court, and her achievements in popularising in Poland the Statutory provisions relating to gender justice. It should also be noted that Prof. Zielińska promotes and applies in practice the principle of gender mainstreaming in her teaching achievements at Warsaw University. For this reason she included the gender perspective to her lectures on penal and medical law, and also introduced at Warsaw University, a specialized course – available to all students – on gender equality in law and practice in combating violence against women. She is also teaching those issues on postgraduate Gender Studies.

5. Her knowledge and extensive experience as scholar, researcher and legal adviser are the evidence of her professional legal capacity, which is of relevance to the judicial work of the Court.
6. It follows from the foregoing that Mrs. Eleonora Zielińska fulfils the requirements provided for in (i) and (ii) of Article 36 (3) (b).
7. Mrs. Eleonora Zielińska knows several foreign languages. She has an excellent knowledge of English and is fluent in French (Article 36 (3) (c)).
8. For the purposes of paragraph 5 of the Article 36 of the Statute Mrs. Eleonora Zielińska has been nominated for inclusion in the list A.
9. The information relating to Article 36 (8) (a) (i) and (ii) is the following:
 - (i) Mrs. Zielińska is qualified and works in Poland, which has a continental legal system;
 - (ii) Poland is a member of the group of Eastern European States;
 - (iii) Mrs. Zielińska is a female.
10. Mrs. Eleonora Zielińska also possesses profound legal expertise on combating violence against women and children (Article 36 (8) (b)). She was member of the group of specialists formed by the Council of Europe for combating violence against women (EG-S-VL), which worked on the Draft Plan of Action. She frequently performs lectures for judges, prosecutors, police, social workers and other legal professions in Poland on the nature of this kind of violence, indicating its most important forms and prevalent stereotypes. Mrs. Zielińska also underlines the discouragement of victims to report the crimes committed, which precludes them from obtaining fair trial and just compensation for damages. She also promoted international standards of action and good practices for the elimination of violence against women as well as took active part in developing legislative proposals aiming to ensure safety for victims of violence, and preventing their further victimization in the course of criminal proceedings.

She has also extensive knowledge and practical experience of issues relating to the protection of human rights with regard to the application of biomedicine (eg. reproductive medicine, experiments and research on human being)

11. Mrs. Eleonora Zielińska is a citizen of the Republic of Poland and does not possess the nationality of any other State.