



PERMANENT MISSION OF ITALY TO THE UNITED NATIONS

COD/42

2 UNITED NATIONS PLAZA  
NEW YORK, N.Y. 10017

TEL (212) 486-9191  
FAX (212) 486-1036

3924

The Permanent Mission of Italy to the United Nations presents its compliments to the Secretariat of the United Nations, and has the honour to refer to the latter's note LA/COD/42(c) of 13 September 2002 concerning the nomination of candidates for judges of the International Criminal Court.

The Permanent Mission of Italy has the honour to communicate that, in accordance with Article 36, para.4 (ii) of the Rome Statute, the Italian National Group of the Permanent Court of Arbitration has designated Mr. Mauro Politi as Italy's candidate to a judgeship on the ICC. Mr. Politi, an Italian national, is a person of high moral character, impartiality and integrity, as shown in his long career as judge, prosecutor and distinguished scholar of international law. He possesses all the qualifications required in Italy for appointment to the highest judicial offices, beginning with the Italian Constitutional Court. A copy of Mr. Politi's *curriculum vitae* (in English and French) is herewith attached.

Mr. Politi has been a full professor of international law at the University of Trento since 1990 and in previous years, since 1976, he had taught at the Universities of Cagliari and Urbino. He is one of the most respected Italian scholars in the field, with established competence in international humanitarian law and human rights law. His extensive publications include a series of articles on the Rome Statute of the ICC and on the related elements of crimes. He has also accumulated extensive professional experience that is particularly relevant to the judicial work of the ICC. As legal adviser to the Permanent Mission of Italy to the U.N. from 1992 to 2001, he participated actively in the entire negotiating process that led to the adoption of the ICC Statute. At the Rome Conference, he was the coordinator on the issue of children in armed conflicts. He also served on the Italian delegation to the Preparatory Commission for the ICC. At the 55th UNGA Session (2000-2001), he was elected Chairman of the Sixth (Legal) Committee of the U.N. General Assembly.

The *curriculum vitae* also attests to his established competence in criminal law and procedure and the necessary relevant experience in criminal proceedings. During his judicial career (1969-1983), he was a judge at the Tribunals of Oristano and Milan. He also acted as Deputy Prosecutor at the Juvenile Court of Milan. Hence he has been seated in trial chambers that hear criminal cases involving human rights violations and violence and abuse against women and children, a qualification referred to in para. 8 (b) of Article 36 of the Rome Statute. He also represented the Prosecutor's office in cases of crimes committed by minors and in proceedings relating to the protection of children. In 2001 he was elected by the U.N. General Assembly to the list of *ad litem* judges on the International Criminal Tribunal for the former Yugoslavia.

The United Nations Secretariat  
Office of Legal Affairs  
New York

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Mr. Politi has an excellent knowledge and is fluent in both English and French.

While having the necessary qualifications for both lists indicated in para. 5 of Article 36 of the Rome Statute, Mr. Politi has chosen and is hereby nominated for inclusion in list B.

The Permanent Mission of Italy to the United Nations avails itself of this opportunity to express its highest consideration to the Secretariat of the United Nations. ~~FBI~~

New York, 24 October 2002

