



**Optional Protocol to the
Convention against Torture
and Other Cruel, Inhuman
or Degrading Treatment
or Punishment**

Distr.
GENERAL

CAT/OP/SP/5
20 August 2008

ENGLISH
Original: ENGLISH/FRENCH/
SPANISH

MEETING OF STATES PARTIES
Second meeting
Geneva, 30 October 2008

**ELECTION, IN ACCORDANCE WITH ARTICLES 7 AND 9 OF THE
OPTIONAL PROTOCOL TO THE CONVENTION AGAINST TORTURE
AND OTHER CRUEL, INHUMAN OR DEGRADING TREATMENT OR
PUNISHMENT, OF FIVE MEMBERS OF THE SUBCOMMITTEE ON
PREVENTION TO REPLACE THOSE WHOSE TERMS ARE DUE TO
EXPIRE ON 31 DECEMBER 2008**

Note by the Secretary-General

1. In accordance with articles 7 and 9 of the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, the second meeting of States parties to the Optional Protocol will be convened by the Secretary-General at the United Nations Office at Geneva, on Thursday, 30 October 2008, to elect five members of the Subcommittee on Prevention to replace those whose terms are due to expire on 31 December 2008 (see annex I). The names of the other members, who will continue to serve on the Subcommittee on Prevention until 31 December 2010, appear in annex II.
2. In compliance with article 6, paragraph 3, of the Optional Protocol, the Secretary-General, in a note verbale dated 15 May 2008, invited the States parties to the Optional Protocol to submit their nominations for the election of five members of the Subcommittee on Prevention by 14 August 2008. The Secretary-General has the honour to list below, in alphabetical order, all the names of persons nominated by 14 August 2008, indicating the States parties that have nominated them.

Candidate

Nominated by

Ms. Silvia Casale

United Kingdom of Great Britain and
Northern Ireland

Mr. Emanuel Cassar

Malta

Mr. Mario Luis Coriolano

Argentina

Mr. Zdeněk Hájek

Czech Republic

Mr. Zbigniew Lasocik

Poland

Mr. Mandiougou Ndiaye

Senegal

Mr. Victor Manuel Rodriguez Rescia

Costa Rica

3. The curricula vitae of the persons nominated, as provided by the States parties concerned, are contained in annex III.

Annex I

**LIST OF THE FIVE MEMBERS OF THE SUBCOMMITTEE
ON PREVENTION WHOSE TERMS EXPIRE ON
31 DECEMBER 2008**

<i>Member</i>	<i>Country of nationality</i>
Ms. Silvia Casale	United Kingdom of Great Britain and Northern Ireland
Mr. Mario Luis Coriolano	Argentina
Mr. Zdeněk Hájek	Czech Republic
Mr. Zbigniew Lasocik	Poland
Mr. Victor Manuel Rodriguez Rescia	Costa Rica

Annex II

**LIST OF THE FIVE MEMBERS WHO WILL CONTINUE TO SERVE ON
THE SUBCOMMITTEE ON PREVENTION UNTIL 31 DECEMBER 2010**

<i>Member</i>	<i>Country of nationality</i>
Ms. Marija Definis Gojanovic	Croatia
Mr. Hans Draminsky Petersen	Denmark
Mr. Miguel Sarre Iguiniz	Mexico
Mr. Wilder Tayler Souto	Uruguay
Mr. Leopoldo Torres Boursault	Spain

Annex III

CURRICULA VITAE OF CANDIDATES

Silvia CASALE

(United Kingdom of Great Britain and Northern Ireland)

Date and place of birth

15 February 1945, Amersham, England, United Kingdom

Working languages

English, French, German, Italian; (a little passive Spanish)

Current position/function

Chairperson of the United Nations Subcommittee on Prevention of Torture

Member of the European Committee for the Prevention of Torture

Northern Ireland Sentence Review Commissioner

Independent consultant to the HM Prisons Inspectorate of England and Wales

Main professional activities

Independent criminologist, advising as independent consultant on criminal justice matters, e.g. member of the Advisory Board on Joint Criminal Justice System Inspection

Independent consultant to the independent Prisons Inspectorate on various thematic issues

Trustee of the Prison Reform Trust (PRT), a non-governmental organization committed to custodial reform

Trustee of the Prison Advice and Care Trust (pact), an independent charity supporting prisoners and their families

Educational background

BA Oxford (complimentary first) modern languages (Latin and German)

MA University of Pennsylvania international law and organizations

M Phil Yale University political science

PhD Yale University criminology

Other main activities in the field relevant to the mandate of the treaty body concerned

Commissioner of the Independent Asylum Commission, a nationwide citizens' inquiry in the United Kingdom

Also contributing to the World Justice Forum 2008; National Commission on Safety and Abuse in America's Prisons (United States of America, 2006)

Lectures/presentations for universities and professional bodies in the United Kingdom (e.g. Bar Council, Royal College of Psychiatrists) and abroad (American Bar Association, National Commission on Safety and Abuse in American Prisons (Los Angeles, 2006), International Conference on Prison Oversight (Texas, 2006); Symposium of Menschenrechtsbeirat [custodial monitoring mechanism] (Austria, 2005); 100th Session of Strafvollzugausschuss der Länder [penal oversight committee of federal Länder] (Germany, 2005); International Women's Prison Conference (Israel, 2003); Custodial Remand Conference and Juvenile Prisons Conference Council of the Baltic Sea States (2002 and 2003); International Conference on Protection against Torture, New Delhi 1999 and other international fora

List of most recent publications in the field

Since 1998 - contributions to CPT visit reports, General Reports and standards documents

Since 2007 - contributions to SPT visit reports. SPT First Annual Report 2008

Contributions to/advice on works on international standards and human rights, including manuals, handbooks (e.g. Editorial Board member for *The Torture Reporting Handbook*, University of Essex), codes, commentaries, rules, draft conventions and recommendations, and "expertises" for the Council of Europe on draft legislation in respect of various member States.

Casale, S. "Mechanisms for Custodial Oversight" in *Journal of Law and Policy*, Washington University, 2006

Casale, S. "International Overview" in *Prison Report*, Issue 71, Spring 2007

Emanuel CASSAR
(Malta)

Date and place of birth

19 January 1950; Sliema (Malta)

Working language

English

Current position/function

Retired

Main professional activities

Ex-Assistant Commissioner of Police, Ex-Director of Correctional facilities

Educational background

Secondary level

Other main activities in the field relevant to the mandate of the treaty body concerned

Attendance of Multidisciplinary Group Meetings (Ministry of the Interior and Police) in Brussels

List of most recent publications in the field

N/A

Mario Luis CORIOLANO
(Argentina)

Date and place of birth

8 December 1960, La Plata, Buenos Aires, Argentina

Working languages

Spanish and English

Current position/function

Since 1998, Head of the Defender's Office at the Criminal Court of Cassation of the Province of Buenos Aires (post obtained in open competition overseen by the Council of the Judiciary). Since 1997, associate professor (following public competition for qualified candidates), Chair of Criminal Law I, Faculty of Law and Social Sciences, National University of La Plata. In 2006, in recognition of his personal and professional qualities, elected to membership of the Subcommittee on Prevention of Torture set up under the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment.

Main professional activities

Has vast experience in the design and implementation of public policies related to prison issues, and in visiting and supervising prisons. As Provincial Public Defender, set up database on cases of torture and other cruel, inhuman or degrading treatment or punishment, which records complaints of torture in the province of Buenos Aires (2000). The database has been used by various human rights bodies, including the Centre for Legal and Social Studies (CELS), Amnesty International, the Center for Justice and International Law (CEJIL) and the Inter-American Commission on Human Rights. Also set up defence teams of specialized lawyers to act for prisoners and visit prisons, in order to guarantee the human rights of persons deprived of their liberty (1999). Designed and presented an interdisciplinary training programme on prison visits to improve visiting arrangements, based on the idea that visits should be regular, unannounced and carried out by individuals from different parts of the State and civil society to examine the living conditions of persons deprived of their liberty (2005-2006). The programme takes as its starting point the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and its Optional Protocol. It is sponsored by the Swiss Embassy and enjoys the support of the Association for the Prevention of Torture.

Educational background

Law studies; specialist in criminal law and criminology; lecturer; and PhD student in law: National University of La Plata. Scholarship-holder, Canadian Government Research Programme. Consultant, Inter-American Institute of Human Rights, San José, Costa Rica.

Other main activities in the field relevant to the mandate of the treaty body concerned

Teacher and speaker at events related to the effective protection of human rights, combating torture and the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, including in: Brazil (2007, 2006, 2005, 2001); Argentina (2007, 2005); Paraguay (2007, 2005, 2002); Colombia (2006); Mexico (2006, 2005); Uruguay (2004); Ecuador (2003); Canada (2003); Costa Rica (2002, 1999, 1998); Chile (2001); and Guatemala (2001). Founder and director of the Public Defenders' Study Centre. Founder member of the Association of Human Rights Defenders and the Forum for Democratic Justice. Nominated by the Subcommittee to prepare an analysis of national preventive mechanisms in different regions as a basis for the Subcommittee's consideration of measures to help States implement its guidelines. Elected as focal point for the national preventive mechanism of Mexico. Took part in the Subcommittee's first international mission, to Mauritius. One of the Subcommittee's representatives at a public hearing on the prevention of torture, organized in Washington, DC, by the Inter-American Commission on Human Rights to establish guidelines on coordination between the two bodies. As a member of the Subcommittee, speaker at various events to promote the establishment of national preventive mechanisms (Bolivia, Brazil, Paraguay, Peru).

List of most recent publications in the field

“La lucha contra la tortura” (“Combating torture”), in *Debate*, 2007

“La impunidad como el factor más importante en la proliferación y continuación de la tortura” (“Impunity as the most important factor in the spreading and continued use of torture”), Office of the Attorney-General of the Province of Buenos Aires, 2006

“Defensa pública y derechos humanos: banco de datos sobre torturas y otros tratos o penas crueles, inhumanos o degradantes” (“Public defenders and human rights: database on torture and other cruel, inhuman or degrading treatment or punishment”), Centre for Legal and Social Studies, 2005

“La restricción de la libertad y sus límites normativos: distintas responsabilidades” (“Restriction of liberty and the rules governing it: different responsibilities”), Rubinzal-Culzoni, 2003

Technical review and presentation of the book “Juicio a la prisión” (“Prison on trial”) by Thomas Mathiesen (Ediar, 2003)

“Defensa pública y derechos humanos: banco de datos sobre torturas y otros tratos o penas crueles inhumanos o degradantes” (“Public defenders and human rights: database on torture and other cruel, inhuman or degrading treatment or punishment”), Costa Rica, 2002

“La defensa pública en la provincia de Buenos Aires” (“Public defenders in the province of Buenos Aires”), Colombia, 2002

Zdeněk HÁJEK
(Czech Republic)

Date and place of birth

21 July 1950, Havlíčkův Brod, Czech Republic

Working languages

Czech, English, Russian, German and French (basic knowledge)

Current positions/functions

Since 2007 Member of the Subcommittee on Prevention of Torture and other Cruel, Inhuman or Degrading Treatment or Punishment (SPT)

Since 2000 Member of the Committee against Torture and Other Inhuman, Cruel and Degrading Treatment or Punishment, Council for Human Rights (advisory body to the Government of the Czech Republic)

Since 1974 Lawyer

Main professional activities

Practising lawyer specialized in civil, penal and commercial law.

As a current member of the SPT and during his 11 years of membership in the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) participated in 30 visits in 17 countries, including as a Head of the Delegation of the CPT during its 6 visits to the Chechen Republic of the Russian Federation between 2000-2005. In the framework of these visits conducted monitoring of numerous facilities where persons deprived of liberty may be held, such as police stations, prisons, detention centres, psychiatric hospitals etc. Held interviews in private with persons deprived of liberty at places of detention; handled contacts with other persons able to provide relevant information, high-level talks with representatives of Governments, meetings with NGOs and representatives of local authorities. Prepared draft reports on visits and presented them to the SPT and CPT plenary meetings.

Educational background

1973 Faculty of Law, Charles University in Prague, Doctor of Law

Other main activities in the field relevant to the mandate of the treaty body concerned

1996-2007 Member of the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT)

1990-2005 Advisor to Director General of the Prison Service of the Czech Republic

2001-2003 Second Vice-President of the CPT

1990-1995 Advisor to Minister of Justice of the Czech Republic

1990-1992 Member of the Commission for Prison Affairs, Parliament of the Czech Republic

Speaker/panellist at: Seminar on Monitoring of Places of Detention (Turkey 2008), Regional Conference on the Optional Protocol to CAT (South Africa 2008), Conference on Optional Protocol to CAT (United Kingdom, 2007), Seminar on the European Convention on Human Rights (Slovak Republic 2006), International Conference on European Prisons (Czech Republic 2004)

List of most recent publications in the field

April 2006 - “*Significance of the CPT for the prevention of torture and inhuman or degrading treatment or punishment - cooperation between the CPT and States Parties*”, presentation at the seminar on the European Convention on Human Rights, (Slovak Republic).

June 2004 - “*Material conditions in European prisons from the point of view of inspection visits by the CPT*”, presentation at the international conference “European Prison Systems” (Czech Republic).

Zbigniew LASOBIK
(Poland)

Date and place of birth

3 April, 1957, Poland

Working languages

Polish, English, Russian

Current position/function

Member of the United Nations Subcommittee on Prevention of Torture

Lazarski Law School - Dean

Warsaw University, Human Trafficking Studies Center - Head

Warsaw University, Human Rights Center - Program Officer

Main professional activities

Extensive experience of research and studies in criminology and prisons; teaching criminology, sociology of prisons and human rights;

Over 50 professional missions to CEEC, NIS countries and Kosovo to monitor and develop human rights;

Expert of the EU on human rights, rule of law, death penalty, torture and democracy;

Membership of professional associations including International Commission of Jurists, International Senior Lawyers' Project, Association for Helping Prisoners "PATRONAGE"

Civil society development, including activities to protect human rights and to enhance justice systems

Educational background

1981 - Warsaw University, Law School, Master of Law, LL.M

1982 - Warsaw University, Institute of Crime Prevention MA in Criminology and Sociology

1991 - Warsaw University, Law School, Doctor of Law/Criminology

2004 - Warsaw University, Law School, Postdoctoral Degree of Law/Criminology

2007 - Warsaw University, professor of law

Other main activities in the field relevant to the mandate of the treaty body concerned

Since 1997 participation in international projects and initiatives to prevent torture in closed institution financed by the EU

Cooperation with national and international organizations (Helsinki Committee, Helsinki Federation for Human Rights, OSCE, United Nations to prevent torture

2004 - EU Fact Finding Mission to Georgia - monitoring of prisons

2004 - International mission to monitor prisons in Macedonia

2005 - Assistance to Tajik Government to prepare report for the United Nations Committee Against Torture

2007-2008 - Membership of Subcommittee on Prevention of Torture, two missions in the field: Maldives and Benin

List of most recent publications in the field

Z. Lasocik, *American prisons. My visits*, Warsaw 2005

Z. Lasocik, *Treatment of Prisoners in Nysa Prison*, in: Prevention of Torture in Closed Institutions of CEEC, Warsaw 2006

Z. Lasocik, *On prison experiment in Bialystok*, in: Special prison unit, Bialystok 2007

Z. Lasocik, *Treatment of murders in prison*, in: Prison systems of XXI Century, Warsaw 2008

Mandiogou NDIAYE
(Senegal)

Date and place of birth

18 February 1948, Dakhao, Fatick, Senegal

Working languages

French

Current position/function

Public prosecutor at Dakar Court of Appeal

Main professional activities

Representative of the Prosecution Service at the Court of Appeal and the assize courts within its jurisdiction

Enforcement of criminal law within the jurisdiction of the Court of Appeal

Supervision of all police officers and judicial police within the jurisdiction

Educational background

Master's degree in Law (Private Law)

Graduate of the National College of Administration and Judiciary of Senegal

Other main activities in the field relevant to the mandate of the treaty body concerned

Since 2002, in charge of the automation and networking of the judicial system under the National Good Governance Programme, with a view to cutting procedural delays, ensuring the system is secure and establishing transparency.

List of most recent publications in the field

“Délinquance et politique pénale au Sénégal: chiffres clés de la Justice” (“Crime and penal policy in Senegal: key figures from the justice system”) (Mandiogou Ndiaye and Nelly Robin, October 2002).

“Les mineurs en conflit avec la loi au Sénégal: chiffres clés de la Justice” (“Minors in conflict with the law in Senegal: key figures from the justice system”) (Mandiogou Ndiaye et Nelly Robin, 2003).

Victor Manuel RODRIGUEZ RESCIA
(Costa Rica)

Date and place of birth

14 July 1963, San José, Costa Rica

Working languages

Spanish and English

Current position/function

Vice-Chairperson of the Subcommittee on Prevention of Torture. Director, Center for Human Rights in the Americas, DePaul University, Chicago, United States of America, based in Costa Rica. Consultant, Inter-American Institute of Human Rights, responsible for the Access to Justice and Human Rights Programme, and consultant on the “Comprehensive care for torture victims” project. Coordinator, regional project XCA/S26 of the United Nations Office on Drugs and Crime (UNODC) and the United Nations Latin American Institute for the Prevention of Crime and the Treatment of Offenders (ILANUD), on people-trafficking in Central America. Teacher, master’s course in human rights, National University, Costa Rica. Teacher, Inter-American Litigation Clinics, DePaul University.

Main professional activities

Vice-Chairperson of the Subcommittee on Prevention of Torture. Participant in missions to States parties to the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, and lecturer at academic events to promote the Optional Protocol in various countries (Bolivia, Paraguay, Peru, South Africa).

Human rights consultant, Inter-American Institute of Human Rights, Costa Rica. Consultant for programmes on the Administration of Justice and Human Rights (programme officer); Security and Human Rights, Ombudsman. Consultant on the prevention of torture in Argentina, Chile, Colombia, El Salvador, Guatemala, Mexico and Peru. Provider of training in human rights for judicial officials and others working in the justice system, with a focus on access to justice, due process and the prevention of torture, in all countries of Central America and in Argentina, Brazil, Colombia, Ecuador and Mexico.

Consultant, International Human Rights Law Institute, DePaul University.

Human rights consultant, International Labour Organization, United Nations Development Programme, PRODECA (the Danish human rights programme in Central America), Finland, United Nations Office on Drugs and Crime, United Nations Latin American Institute for the Prevention of Crime and the Treatment of Offenders, etc.

Educational background

University of Costa Rica, honours degree in international law

University of Oxford and George Washington University, joint course on International Law and Human Rights, New College, Oxford, August 2002

Hague Academy of International Law, external course, 1995

University of Costa Rica, law degree, 1987

Other main activities in the field relevant to the mandate of the treaty body concerned

Consultant, Inter-American Institute of Human Rights, developing methodologies, writing articles and holding workshops on the prevention of torture and protection from it in the Inter-American system, in Argentina, Brazil, Chile, Colombia, Ecuador, El Salvador, Guatemala, Mexico, Paraguay and Peru, 2006-2008.

Supporter of campaign to ratify and give effect to the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, Inter American Institute of Human Rights, 2006.

Visits to detention centres in El Salvador, Guatemala and Honduras, for a study on the situation with regard to gangs in Central America, Inter-American Institute of Human Rights, 2004.

Visits to detention centres and interviews with officials involved in the prevention of torture in various countries, as a member of the Subcommittee.

Pursuing cases of torture and advising interdisciplinary teams in the inter-American system.

President, ad hoc arbitration tribunal established to determine compensation in the case of *Schiavini v. Argentina*. The arbitral decision found the deceased victim had suffered torture-related violations, and awarded financial compensation to relatives of the victim, as direct victims of cruel, inhuman and degrading treatment. The decision was notable for the use of testimony from relatives to prove their emotional distress, particularly the mental torture they had suffered, in the absence of an expert psychological appraisal.

Design of psychological/legal methodology for litigation in cases of torture, with legal teams from Argentina, Chile, Colombia, Guatemala, Mexico and Peru. The focus is on the importance of using an expert psychological appraisal as proof of physical and mental torture, not only as proof of the effects of torture, which has been the trend in most cases brought before the bodies of the inter-American system.

Secretary-rapporteur drafting judgements of the Inter-American Court of Human Rights related to torture (*María Elena Loayza Tamayo v. Peru*; *Aloeboetoe et al. v. Suriname*; *Castillo Páez v. Perú*; *Suárez Rosero v. Ecuador*).

List of most recent publications in the field

“Atención integral a víctimas de tortura en procesos de litigio: aportes psicosociales” (“Comprehensive care for torture victims in litigation proceedings: psychosocial contributions”), article written with Alicia Neurburger, Inter-American Institute of Human Rights, 2008.

“La tortura en el sistema interamericano de protección de derechos humanos” (“Torture in the Inter-American human rights system”), Inter-American Institute of Human Rights, 2005 (www.iidh.ed.cr).

“Lenguaje interdisciplinario psico-jurídico vinculado con el litigio de casos en el Sistema Interamericano” (“Interdisciplinary psychological/legal language related to disputes brought before the Inter-American system”), Inter-American Institute of Human Rights, 2006 (www.iidh.ed.cr), special section on the Care for Torture Victims Project.
