



**Представництво України  
при Європейському Союзі**

**Mission of Ukraine  
to the European Union**

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The Mission of Ukraine to the European Union presents its compliments to the European Anti-Fraud Office and has the honor to transmit herewith the letter of the Chairman of the High Qualification Commission of Judges of Ukraine (HQCJ) Mr. Sergii KOZIAKOV to the Acting Director-General of the European Anti-Fraud Office Mr. Nicholas ILETT regarding procedure of selection and personalities of candidates for Public Council of International Experts. The above mentioned Public Council will assist HQCJ in the preparation of decisions on appointment to the positions of judges of the High Anticorruption Court.

The Mission of Ukraine to the European Union avails itself of this opportunity to renew to the European Anti-Fraud Office the assurances of its highest consideration.

Enclosure: 2 pages.



Brussels, 24 July 2018

**European Anti-Fraud Office  
Brussels**

ВИЩА  
КВАЛІФІКАЦІЙНА  
КОМІСІЯ СУДДІВ  
УКРАЇНИ

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HIGH  
QUALIFICATION  
COMMISSION OF  
JUDGES OF UKRAINE

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14.04.2018 № 28-3694/18 On \_\_\_\_\_ from \_\_\_\_\_

Acting Director-General of European  
Anti-Fraud Office (OLAF)  
Mr. Nicholas Ilett

Dear Mr. Ilett,

Please be kindly advised, that on June 07, 2018 the Verkhovna Rada of Ukraine adopted the Law of Ukraine "On the High Anticorruption Court", which came into force on June 14, 2018 (hereinafter the Law).

In accordance with the Law, the High Qualification Commission of Judges of Ukraine establishes a Public Council of International Experts, for a term of six years to assist the Commission in the preparation of decisions on appointment to the positions of judges of the High Anticorruption Court, which acts as its subsidiary body.

At the same time, the Law establishes that the Public Council of International Experts conducts its powers within composition of six members appointed by the High Qualification Commission of Judges of Ukraine solely on the basis of proposals of International organizations with which Ukraine cooperates in the area of prevention and counteraction of corruption in accordance with international treaties of Ukraine.

Citizens of Ukraine or foreigners who have an impeccable business reputation, high professional and moral qualities, public esteem, at least five years working experience in other countries in implementation of procedural guidelines, maintenance of public prosecution in court or execution of legal proceedings in corruption-related cases can be appointed to the Public Council of International Experts composition. Members of the Public Council of International Experts are appointed for a term of two years and cannot be reappointed.

Following the Law, the Public Council of International Experts:

- 1) collects, verifies and analyzes information on candidates for positions of judges to the High Anticorruption Court;
- 2) provides to the High Qualification Commission of Judges of Ukraine with the information on candidates for the positions of judges to the High Anticorruption Court;
- 3) takes part in a special joint meeting in cases stipulated by the Law;
- 4) takes measures to protect personal data and restricted information that became known to the Public Council of International Experts and to its members in connection with exercising their powers.

The Law defines that International organizations could nominate for each vacant position no fewer than two candidates for review from which list the High Qualification Commission of Judges of Ukraine should select and appoint six members.

Taking into consideration the complexity of all required procedures to be undertaken within one year period, the High Qualification Commission of Judges of Ukraine invites International organizations at their earliest convenience to provide propositions concerning the procedure of selection and personalities of candidates to the Commission's review.

Additionally, the Commission kindly presents the list of approached International organizations, which was provided by the Ministry of Foreign Affairs of Ukraine to the Commission on this regard:

- 1) United Nations Office on Drugs and Crime (UNODC);
- 2) UN Human Rights Council: Special Rapporteur of the Human Council on the independence of judges and lawyers;
- 3) Group of States against Corruption (GRECO);
- 4) Committee of Experts on the Evaluation of Anti-Money Laundering Measures (MONEYVAL);
- 5) Organization for Economic Co-operation and Development (OECD);
- 6) The European Union's Judicial Cooperation Unit (EUROJUST);
- 7) Europol;
- 8) European Partners Against Corruption (EPAC);
- 9) European Anti-Fraud Office (OLAF);
- 10) Financial Action Task Force on Money laundering (FATF);
- 11) Organization for Security and Co-operation in Europe (OSCE);
- 12) Interpol;
- 13) World Bank;
- 14) European Bank for Reconstruction and Development (EBRD).

Taking this opportunity the High Qualification Commission of Judges of Ukraine avails itself of this opportunity to renew the assurances of its highest consideration.

Sincerely yours,



Sergii Koziakov  
Chairman of the High Qualification Commission of Judges of Ukraine