

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

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CONFERENCE OF PARTICIPANTS OF THE REGISTER OF DAMAGE CAUSED BY THE AGGRESSION OF THE RUSSIAN FEDERATION AGAINST UKRAINE

1st meeting

Strasbourg, 27 June 2023

Hybrid¹, Palais de l'Europe, room 3

Rules on the appointment and removal of the members of the Board of the Register of Damage Caused by the Aggression of the Russian Federation Against Ukraine

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¹. Hybrid meeting: the participants will have the possibility to follow the meeting via KUDO or to be present in the meeting room in Strasbourg.

**Rules on the appointment and removal of the members
of the Board of the Register of Damage Caused by the Aggression of the Russian
Federation Against Ukraine**

*(Adopted by the Conference of Participants of the Register of Damage Caused by the
Aggression of the Russian Federation Against Ukraine on 27 June 2023 at its first meeting)*

Having regard to the Statute of the Register of Damage Caused by the Aggression of the Russian Federation Against Ukraine (hereinafter referred to as “the Statute”),

Pursuant to Article 6, paragraph 3 of the Statute,

The Conference of Participants of the Register of Damage Caused by the Aggression of the Russian Federation Against Ukraine (hereinafter referred to as “the Conference”) adopted the following rules:

General

Rule 1

The Conference shall appoint the members of the Board of the Register of Damage Caused by the Aggression of the Russian Federation Against Ukraine (hereinafter referred to as “the Board”), in accordance with the following rules.

Qualifications and capacity of the members

Rule 2

In line with Article 6.1 of the Statute of the Register, the members of the Board shall be chosen from among persons with relevant experience to ensure the efficient functioning of the Register of Damage Caused by the Aggression of the Russian Federation Against Ukraine (hereinafter referred to as “the Register”).

Rule 3

The members of the Board shall sit in their individual capacity and be independent and impartial in the exercise of their functions.

They shall take no instructions from any government, international organisation or from any other authority external to the Register on how to perform their duties as members of the Board.

The independence and impartiality of members of the Board shall not be put into question by the mere fact that they are civil servants or otherwise employed in the public sector. However, individuals holding decision-making positions as regards defining and/or implementing policies in fields of relevance for the functioning of the Register in government or in any other organisation or entity, which may give rise to a conflict of interest with the responsibilities inherent to membership of the Board, shall not be eligible.

Members of the Board shall have no involvement in claims or evidence submitted to them for determination and shall have no direct relationship, either personally or professionally, with claimants, or any organisations or entities or individuals representing them, in whatever capacity. They shall be prohibited from engaging in any activity that could compromise the work of the Register or the setting-up and operation of any future international compensation

mechanism. Where conflicts of interest arise, they must be declared as soon as they are known to the Chair of the Conference in order that they can be effectively addressed.

Rule 4

The members of the Board shall be available to carry out their duties in an effective manner. They shall have sufficient time and capacity to participate in the meetings and all other activities of the Board. They shall have good command of at least one of the official languages of the Council of Europe (English or French). Passive knowledge of the other language is desirable. The members of the Board shall be remunerated for their work on terms established by the Conference.

Composition of the Board

Rule 5

The Board shall be composed of 7 members, taking into account gender and global geographical balance, as well as the expertise indicated in Rule 2 and the criteria provided for in Rules 3 and 4. No two members of the Board may be nationals of the same State. The Conference may change the number of members of the Board if it is necessary in order to ensure efficient functioning of the Register, taking into account the volume and complexity of claims and related workload of the Board.

Nomination of candidates

Rule 6

Participants to the Register and Associate Members have the right to nominate candidates for membership of the Board. They may submit to the Executive Director of the Register the names and the curricula vitae, using the model set out in the appendix and in one of the official languages of the Organisation, of not more than three candidates who meet the requirements set out in Rules 2 to 5 to serve on the Board. They shall endeavour to nominate as many candidates as possible within this limit with a view to providing experts with different professional qualifications relevant to the Board's work and to achieving gender balance.

Each Participant and Associate Member shall endeavour to ensure that the domestic selection procedure for the nomination of candidates for the Board is clear and transparent, with a view to the selection of the most qualified candidates.

The Executive Director of the Register shall transmit these documents to the Conference, having made an initial analysis of the compliance of the candidates with the requirements set out in Rules 2 to 5.

If the Conference considers that one or more of the candidates nominated do not meet the requirements for membership of the Board as set out in Rules 2 to 5, the Conference may request the Participant or Associate member concerned to withdraw the candidate(s) in question.

Appointment of the members

Rule 7

The members of the Board shall be appointed by the Conference from among candidates whose names and curricula vitae have been received by the Executive Director at the latest two months before the meeting of the Conference at which the appointment is to take place.

Exceptionally, the first members of the Board shall be appointed by the Conference from among candidates whose names and curricula vitae have been received by the Executive Director at a date to be determined by the Conference.

Rule 8

In filling vacant seats in the Board, the Conference shall take into account:

- a. competences and/or professional experience not sufficiently represented amongst the current members of the Board;
- b. geographical areas not represented on the Board; and
- c. the sex under-represented on the Board.

Rule 9

One of the members of the Board shall be appointed by the Conference from among candidates nominated by the Government of Ukraine, by secret ballot. The candidate who has received the most votes shall be appointed.

Rule 10

The Conference shall appoint the other six members of the Board by secret ballot.

In order to ensure a balanced composition of the Board in line with Rule 8, the voting shall take place in two rounds ("voting rounds"). Three members will be appointed as a result of each voting round.

Each Participant and Associate Member fulfilling the requirements set out in Article 5, paragraph 7 of the Statute of the Register, shall have the same number of votes as there are seats to be filled on the Board in that vote. They can only vote for one national of each State in each vote.

The candidates having obtained the highest number of votes, and the majority (50% + 1) of Participants and Associate Members entitled to vote, shall be appointed.

Should two or more candidates obtain the same number of votes, resulting in more than the maximum number of candidates to be appointed in any given vote, the Conference shall proceed with a vote only between those candidates. The candidate, or candidates, that obtain the highest number of votes shall be appointed.

Should two or more candidates of the same nationality obtain the same number of votes and so would be appointed in the same vote, the Conference shall then proceed with a vote only between these candidates. The candidate that obtains the highest number of votes shall be appointed.

Should a vote result in fewer than three candidates receiving the required absolute majority, there shall be a new vote to appoint the remaining number of the Board members in the voting round. The bottom third of candidates (rounded down to an even number) having received the lowest number of votes will be eliminated from the subsequent voting in the same voting round. Should more than a third of candidates receive the same lowest number of votes, all such candidates will be eliminated from the subsequent voting in the same voting round.

Candidates with the same nationality as appointed candidates shall be eliminated from any subsequent voting. All other candidates not appointed in a voting round may take part in

subsequent voting rounds. However, any Participant or Associate Member shall have the possibility to withdraw any of their nominated candidates at any stage.

Where a situation arises that is not expressly addressed by the provisions of this Rule, the Chair of the Conference shall make any necessary proposal in accordance with the objectives of these Rules.

Term of office of the members

Rule 11

The term of office of a member of the Board shall be three years, renewable once. The Conference shall specify the exact date on which the term of office begins.

The term of office will end at an earlier date if the Conference finds, by a two-thirds majority of the Participants and Associate Members entitled to vote, that the member no longer meets the requirements for membership of the Board, as set out in Rules 2 to 5, or if the member informs the Chair of the Conference of the intention to terminate his or her membership.

A member appointed to fill a seat which has become vacant before the end of the term of office of the previous member shall hold the seat for the remainder of the predecessor's term.

Appendix

MODEL CURRICULUM VITAE

All the information which you provide on this CV, except for your telephone numbers(s), postal and e-mail addresses and date and place of birth, may be made publicly available on the portal of the Council of Europe.

If you do NOT wish this information to be made public, please tick the box:

Personal information

- Family name(s)
- First name(s)
- Date of birth
- Place of birth
- Address(es)
- Telephone(s)
- E-mail
- Nationality(ies)
- Sex Male Female

Relevant qualifications summary²

Declaration as to the lack of conflict of interest and compatibility in accordance with Rule 3

Current professional activity

- Start date
- Name and address of employer
- Sector of activity
- Occupation or position held
- Main activities and responsibilities

Relevant previous professional activity(ies)³

- Dates
- Name and address of employer
- Sector of activity
- Occupation or position held
- Main activities and responsibilities

Relevant additional responsibilities⁴

- Dates
- Name and address of organisation/body
- Sector of activity
- Position held
- Main activities and responsibilities

Education/training⁵

- Dates
- Title of qualification awarded

² Please provide a summary (100 words maximum) of your qualifications relevant for membership of the Board.

³ Add separate entries for the most relevant professional activities, starting from the most recent.

⁴ Add separate entries for the most relevant responsibilities outside your principal professional activity, starting from the most recent.

⁵ Add separate entries for the most relevant courses you have completed, starting from the most recent.

- Principal subjects/occupational skills covered
- Name and type of organisation

Publications⁶

Computer skills

- Software packages⁷
- Other IT skills and competences⁸

Language skills⁹

| Mother tongue | | | | | |
|---------------|---------------|---------|--------------------|-------------------|----------------|
| | Understanding | | Speaking | | Writing |
| Language | Listening | Reading | Spoken interaction | Spoken production | Writing skills |
| English | | | | | |
| French | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

⁶ Please list recent relevant publications, starting from the most recent, but not more than 10.

⁷ Please indicate the software packages you are familiar with.

⁸ Please specify any other IT skills and competences.

⁹ Please provide a self-assessment of your level in languages other than your mother tongue using the following Common European Framework of Reference for Languages.

Common European Framework of Reference for Languages

Listening skill:

A1 I can recognise familiar words and very basic phrases concerning myself, my family and immediate concrete surroundings when people speak slowly and clearly.

A2 I can understand phrases and the highest frequency vocabulary related to areas of most immediate personal relevance (e.g. very basic personal and family information, shopping, local area, employment). I can catch the main point in short, clear, simple messages and announcements.

B1 I can understand the main points of clear standard speech on familiar matters regularly encountered in work, school, leisure, etc. I can understand the main point of many radio or TV programmes on current affairs or topics of personal or professional interest when the delivery is relatively slow and clear.

B2 I can understand extended speech and lectures and follow even complex lines of argument provided the topic is reasonably familiar. I can understand most TV news and current affairs programmes. I can understand the majority of films in standard dialect.

C1 I can understand extended speech even when it is not clearly structured and when relationships are only implied and not signalled explicitly. I can understand television programmes and films without too much effort.

C2 I have no difficulty in understanding any kind of spoken language, whether live or broadcast, even when delivered at fast native speed, provided I have some time to get familiar with the accent.

Reading skill:

A1 I can understand familiar names, words and very simple sentences, for example on notices and posters or in catalogues.

A2 I can read very short, simple texts. I can find specific, predictable information in simple everyday material such as advertisements, prospectuses, menus and timetables and I can understand short simple personal letters.

B1 I can understand texts that consist mainly of high frequency every day or job-related language. I can understand the description of events, feelings and wishes in personal letters.

B2 I can read articles and reports concerned with contemporary problems in which the writers adopt particular attitudes or viewpoints. I can understand contemporary literary prose.

C1 I can understand long and complex factual and literary texts, appreciating distinctions of style. I can understand specialised articles and longer technical instructions, even when they do not relate to my field.

C2 I can read with ease virtually all forms of the written language, including abstract, structurally or linguistically complex texts such as manuals, specialised articles and literary works.

Spoken interaction skill:

A1 I can interact in a simple way provided the other person is prepared to repeat or rephrase things at a slower rate of speech and help me formulate what I'm trying to say. I can ask and answer simple questions in areas of immediate need or on very familiar topics.

A2 I can communicate in simple and routine tasks requiring a simple and direct exchange of information on familiar topics and activities. I can handle very short social exchanges, even though I can't usually understand enough to keep the conversation going myself.

B1 I can deal with most situations likely to arise whilst travelling in an area where the language is spoken. I can enter unprepared into conversation on topics that are familiar, of personal interest or pertinent to everyday life (e.g. family, hobbies, work, travel and current events).

B2 I can interact with a degree of fluency and spontaneity that makes regular interaction with native speakers quite possible. I can take an active part in discussion in familiar contexts, accounting for and sustaining my views.

C1 I can express myself fluently and spontaneously without much obvious searching for expressions. I can use language flexibly and effectively for social and professional purposes. I can formulate ideas and opinions with precision and relate my contribution skilfully to those of other speakers.

C2 I can take part effortlessly in any conversation or discussion and have a good familiarity with idiomatic expressions and colloquialisms. I can express myself fluently and convey finer shades of meaning precisely. If I do have a problem, I can backtrack and restructure around the difficulty so smoothly that other people are hardly aware of it.

Spoken production skill:

A1 I can use simple phrases and sentences to describe where I live and people I know.

A2 I can use a series of phrases and sentences to describe in simple terms my family and other people, living conditions, my educational background and my present or most recent job.

B1 I can connect phrases in a simple way in order to describe experiences and events, my dreams, hopes and ambitions. I can briefly give reasons and explanations for opinions and plans. I can narrate a story or relate the plot of a book or film and describe my reactions.

B2 I can present clear, detailed descriptions on a wide range of subjects related to my field of interest. I can explain a viewpoint on a topical issue giving the advantages and disadvantages of various options.

C1 I can present clear, detailed descriptions of complex subjects integrating sub-themes, developing particular points and rounding off with an appropriate conclusion.

C2 I can present a clear, smoothly-flowing description or argument in a style appropriate to the context and with an effective logical structure which helps the recipient to notice and remember significant points.

Writing skill:

A1 I can write a short, simple postcard, for example sending holiday greetings. I can fill in forms with personal details, for example entering my name, nationality and address on a hotel registration form.

A2 I can write short, simple notes and messages relating to matters in areas of immediate needs. I can write a very simple personal letter, for example thanking someone for something.

B1 I can write simple connected text on topics which are familiar or of personal interest. I can write personal letters describing experiences and impressions.

B2 I can write clear, detailed texts on a wide range of subjects related to my interests. I can write an essay or report, passing on information or giving reasons in support of or against a particular point of view. I can write letters highlighting the personal significance of events and experiences.

C1 I can express myself in clear, well-structured text, expressing points of view at some length. I can write about complex subjects in a letter, an essay or a report, underlining what I consider to be the salient issues. I can select a style appropriate to the reader in mind.

C2 I can write clear, smoothly-flowing text in an appropriate style. I can write complex letters, reports or articles which present a case with an effective logical structure which helps the recipient to notice and remember significant points. I can write summaries and reviews of professional or literary works.