

**International Association of Judges; Annual Meeting in Siofók, Hungary
1st Study Commission; September 27th to October 02nd 2006**

**Questionnaire
HOW CAN THE APPOINTMENT AND ASSESSMENT (QUALITATIVE AND
QUANTITATIVE) OF JUDGES BE MADE CONSISTENT WITH THE PRINCIPLE OF
JUDICIAL INDEPENDENCE¹**

Country:

We do not consider the question of the initial appointment of the "judge", because we want to discuss the question of appointment together with the question of assessment. We therefore deal with the appointment of judges to another position/function. The question of (first) appointment has already been discussed by the First Commission several times².

1. Are there assessments on the occasion of the appointment (of a judge) to another position or function?
2. Are there assessments on other occasions?
3. Who is in charge of the assessments?
4. Please describe how an assessment is conducted?
5. Has this assessment a quantitative character (eg. number of cases undertaken; files completed)? Please describe. What figures are taken into consideration?
6. Has this assessment a qualitative character (eg. someone assesses how well the judge performs at various tasks)? Please describe. What aspects are taken into consideration?
7. Do the number and/or the outcome of the cases handled by the judge play any role in the assessment? Please explain.
8. Is the duration of a case dealt with by a judge an item which is considered in an assessment? In what way? Please, explain.
9. How are judges who sit in court assessed?
10. What are the consequences of these assessments?
11. Is there any connection between assessment and remuneration?
12. Do you see any infringement on the independence by virtue of the assessment of judges in your country? Please, explain.
13. What topic do you suggest for next meeting?

Binningen, April 13th 2006

Stephan Gass Gerhard Reissner
s.gass@fhbb.ch g.reissner@gmx.de

Richard Aikens Véronique Imbert
mrjustice.aikens@judiciary.gsi.gov.uk Veronique.Imbert@justice.fr

Please send the answers to this questionnaire by E-Mail to the presidency of the First Study

¹ De quelle manière la nomination et l'évaluation (qualitative et quantitative) des juges est-elle mise en concordance avec les principes de l'indépendance judiciaire?

² See General Reports of the 1st Study Commission of the I.A.J. of 2001 (Madrid) and 1999 (Taipei).

Commission and to the Secretariat of the IAJ not later than by **30-06-2006**