How to start the application process:

The application process consists of two parts: the first part is a web-based survey and the second part is an application form in Word format. Both parts and all sections of the application form need to be completed for the application to be processed.

**First part:** The [web-based survey for two additional mandates](https://www.surveymonkey.com/s/WebApplication_SMH_HRC29_June2015_Add) is used to collect information for statistical purposes such as personal data (i.e. name, gender, nationality), contact details, mandate/s applying for and nominating entity. **The web-based survey for two additional mandates should only be completed once**, even if the candidate is applying for both additional mandates. Multiple selection is allowed to indicate an application for both mandates.

**Second part:** The application form in Word which can be downloaded, completed and saved in Word format and then submitted as an attachment by email. Information provided in this form includes a motivation letter of maximum 600 words. The application form should be completed in English only. It will be used as received to prepare the public list of candidates who applied for each vacancy and will be made available to concerned parties, including through the OHCHR public website.

Once completed, the application form in Word should be submitted by email to [hrcspecialprocedures@ohchr.org](mailto:hrcspecialprocedures@ohchr.org)

If the candidate is applying for more than one mandate, a mandate-specific Word application form needs to be completed and submitted for each mandate.

* A maximum of three reference letters can be attached, in pdf format, to the application sent by email. No additional documents such as CVs or lists of publications will be accepted.
* **Application deadline: 30 April 2015 (12.00 noon GMT)**
* Shortlisted candidates will be interviewed at a later stage.

General description of the selection process is available at <http://www.ohchr.org/EN/HRBodies/SP/Pages/Nominations.aspx>

Please note that for Working Group appointments, only nationals of States belonging to the specific regional group are eligible. Please refer to the list of United Nations regional groups of Member States at <http://www.un.org/depts/DGACM/RegionalGroups.shtml>

In case of technical difficulties, or if you encountering problems completing or accessing any of the forms, the Secretariat may be contacted by email at [hrcspecialprocedures@ohchr.org](mailto:hrcspecialprocedures@ohchr.org) or fax at + 41 22 917 9011.

**An acknowledgment email will be sent when we receive both parts of the application process, i.e. the information through the web-based survey and the Word application form by email.  
Thank you for your interest in the work of the Human Rights Council.**

**I. PERSONAL DATA**

|  |  |
| --- | --- |
| **1. Family name:** NYMAN METCALF | **5. Sex:**  **Male**  **Female** |
| **2. First name:** KATRIN | **6. Date of birth (dd-mm-yy):** 7-May-63 |
| **3. Maiden name (if any):** NYMAN | **7. Place of birth:** STOCKHOLM, SWEDEN |
| **4. Middle name:** MERIKE | **8. Nationality (please indicate the nationality that will appear on the public list of candidates):** ESTONIAN |
|  | **9. Any other nationality:** SWEDISH |

**II. MANDATE - SPECIFIC COMPETENCE / QUALIFICATIONS / KNOWLEDGE**

**NOTE: Please describe why the candidate’s competence / qualifications / knowledge is relevant in relation to the specific mandate:**

1. **QUALIFICATIONS** (200 words)

**Relevant educational qualifications or equivalent professional experience in the field of human rights; good communication skills (i.e. orally and in writing) in one of the six official languages of the United Nations (i.e. Arabic, Chinese, English, French, Russian, Spanish.)**

Katrin Nyman Metcalf has a PhD in public international law and extensive working experience in the area of communications law in a broad sense - media, ICT, e-governance - as well as of creation of regulatory systems generally. Human rights, especially freedom of expression, data protection and the right to privacy have been essential features of her working experience throughout her career, including in the academic career and civil society activities. Katrin has international legal professional experience from more than 40 countries, consisting of e.g. analysis of legislation, legal drafting, creation of regulatory systems, professional training as well as related activities such as awareness-raising and working with civil society. She is frequently engaged as an expert by e.g. the OSCE, European Commission, donor funded projects. This is in addition to the academic work, where after different academic positions Katrin is currently Head of the Chair of Law and Technology at Tallinn University of Technology. Katrin isa very experienced and good public speaker and writes extensively with a large number of high-quality publications to her name, not least on human rights issues. She is fluent in English, French and Spanish (as well as Estonian, Swedish and German, with some working proficiency also in other languages).

1. **RELEVANT EXPERTISE** (200 words)

**Knowledge of international human rights instruments, norms and principles. (Please state how this was acquired.)**

**Knowledge of institutional mandates related to the United Nations or other international or regional organizations’ work in the area of human rights. (Please state how this was acquired.)**

**Proven work experience in the field of human rights. (Please state years of experience.)**

Katrin has a Master of Laws (Uppsala, Sweden 1987) and a PhD in law - public international law (Uppsala, Sweden 1999), having specialised throughout her studies on international law, with human rights and international organisations forming an essential part. She has been teaching law since 1993 in Estonia, Latvia, Sweden, Georgia and as a guest lecturer in other countries, focusing on public international law including human rights. Various aspecs of international human rights are the topic for many of her extensive academic publications and conference apperances. The main issues she has dealt with are freedom of expression and how this relates to other rights such as the right to privacy and data protection. The functioning of international organisations and the way to make international law enforceable are among other topics. Having worked extensively in and with post-conflict countries (Bosnia Herzegovina, Kosovo, Afghanistan, Iraq, Somalia etc.) Katrin also has practical experience of what human rights work in an international environment entails, in the context of various international bodies - such as the UN. She has 27 years of post-graduate legal work experience of which at least 25 years has been closely linked with human rights.

1. **ESTABLISHED** **COMPETENCE** (200 words)

**Nationally, regionally or internationally recognized competence related to human rights. (Please explain how such competence was acquired.)**

Katrin´s academic and practical competence in the area of human rights has not only been recognized through the many international projects she is regularly invited to work on but also through civil society activities. Katrin is Head of the Council of the Estonian Human Rights Centre. She has also worked closely with the Estonian Human Rights Institute, the other main human rights organ in Estonia, e.g. writing a section in a recent report on privacy plus leading the panel on privacy at a high-level international human rights conference in Tallinn in December 2014. Katrin is invited participant in two separate working groups of the distinguished Folke Bernadotte Acacemy, on rule of law and most recently on rule of law online. The OSCE Representative on Freedom of the Media regularly utilises the competences of Katrin for legal analyses and conference speeches. The fact that Katrin´s competence in the area of human rights and especially communictaion-related rights comes from both academic studies and research as well as practical work makes her an especially sought-after commentator and expert.

1. **flexibility/readiness and AVAILABILITY of time** (200 words)

**to perform effectively the functions of the mandate and to respond to its requirements, including participating in Human Rights Council sessions in Geneva and General Assembly sessions in New York, travelling on special procedures visits, drafting reports and engaging with a variety of stakeholders. (Indicate whether candidate can dedicate an estimated total of approx. three months per year to the work of a mandate.)**

Katrin divides her time between essentially three areas of activity: academic work, work with the Estonian e-governance Academy and work as an independent consultant. There is some overlap between the areas with for example consultancy work giving useful input to academic research and as the e-Governance Academy is involved with supporting master studies in e-governance. All employed positions are part-time on Katrin´s own request to enable freedom to travel, select projects etc. For years Katrin has been used to working so that she gets result, on time and of high quality, of a number of different parallel activities, which is possible as they are all flexible about the exact time and place for the work to be done - allowing Katrin to select the best way to reach the results. The work of the special rapporteur can thus be accommodated under the same premisses, reducing other project work for example. The University as well as the e-Governance Academy fully support the application and have already indicated that they will enable the work of the rapporteur to be done. With between 220-270 travel days per year for the past few years Katrin is definitely used to extensive travel.

**III. Motivation Letter** (600 word limit)

Total privacy is impossible in human interaction. The right to privacy is not new and is not a technology issue, but related to content rather than form of information. However, evidently technology affects what privacy means and how it can be protected. There are many challenges. Surveillance by governments, hacking, misuse of commercial information or a lack of understanding of what modern data collection means are all relevant. One important challenge is the behaviour of people on social networks. It is commonplace to share private information with a wide circle, for fun, for professional, educational or commercial reasons. The information can be used for many purposes and giving up some privacy may bring many benefits. However, people may not understand the implications. They may nominally consent to give up privacy but it may not be really informed or truly voluntary. Dealing with this is different from dealing with state-sponsored or other breaches of privacy through hacking, surveillance and so on. Both phenomena affect the right to privacy and deserve attention. The special rapporteur should focus on how the right can be enforced and protected in our modern society – in any context in which it needs protection and enforcement.

Technologies can be employed to reduce the importance of distances and to make sense of data that previously was not possible to use. Data is an important commodity. Enforcement of rights must recognise new realities and not blindly push for old interpretations, if a new way of interpreting what a right actually entails is more appropriate.

My long, intensive and very varied professional career together with my education and academic interests (as well as my personality) mean that I would be able to contribute to the issue of the right to privacy in a global setting. I have worked with international organisations through projects of various kinds for more than 25 years. International law and especially human rights is a competence as well as a passion. I am Professor and Head of the Chair of Law and Technology at Tallinn University of Technology. The Chair which I was part of creating integrates law and technology; to ensure that law supports rather than hinders innovation. I am also Head of Research at the Estonian e-Governance Academy and advice on legal aspects of e-governance, including privacy and data protection. Without a secure and free internet, e-governance is not possible. Furthermore I am active as independent consultant on communications legal matters. All this fits my personal interests, which since my Master thesis on legal issues of the car industry and my PhD on the law of outer space include the interplay between law and technology, increasingly in relation to communications.

I speak many languages and am a good public speaker in all of them. I am used to having to convince and enthusiasm different audiences. I make suggestions - in writing or orally – present analyses, discuss and examine: I do it well and with pleasure. With some 220-270 travel days per year I am not alien to the challenge of a life on the move! My work for the past decades involves trainings, analysis of laws and similar activities for e.g. the OSCE, EU or USAID projects, the European Commission, etc. I have had the benefit of working in more than 40 countries all over the world, and am able and interested in working in any countries and cultures. I am sure that I can bring knowledge, insights from many different angles as well as enthusiasm to the position of special rapporteur on the right to privacy.

**IV. LANGUAGES (READ / WRITTEN / SPOKEN)**

**Please indicate all language skills:**

**Mother tongue:** **Estonian**

**Arabic:** Yes or no: **NO** If yes,

**Read:** Easily orNot easily:   
**Write:** Easily or Not easily: **Speak:** Easily or Not easily:

**Chinese:** Yes or no: **NO** If yes,

**Read:** Easily or not easily: **Write:** Easily or not easily: **Speak:** Easily or not easily:

**English:** Yes or no: **YES** If yes,

**Read:** Easily or not easily: **EASILY  
Write:** Easily or not easily: **EASILY  
Speak:** Easily or not easily: **EASILY**

**French:** Yes or no: **YES** If yes,

**Read:** Easily or not easily: **EASILY  
Write:** Easily or not easily: **EASILY  
Speak:** Easily or not easily: **EASILY**

**Russian:** Yes or no: **NO** If yes,

**Read:** Easily or not easily: **Write:** Easily or not easily: **Speak:** Easily or not easily:

**Spanish:** Yes or no: **YES** If yes,

**Read:** Easily or not easily: **EASILY  
Write:** Easily or not easily: **EASILY  
Speak:** Easily or not easily: **EASILY**

**V. EDUCATIONAL RECORD**

**NOTE: Please list the candidate’s academic qualifications (university level and higher).**

|  |  |  |
| --- | --- | --- |
| **Name of degree and name of academic institution:** | **Years of attendance**  **(from-to):** | **Place and country:** |
| PhD in Law, Uppsala University | 1990-1999 | Uppsala, Sweden |
| Master of Laws, Uppsala University | 1982-1987 | Uppsala, Sweden |
|  |  |  |
|  |  |  |

**VI. EMPLOYMENT RECORD**

**NOTE: Please briefly list ALL RELEVANT professional positions held, beginning with the most recent one.**

|  |  |  |
| --- | --- | --- |
| **Name of employer,**  **functional title,**  **main functions of position:** | **Years of work (from-to):** | **Place and country:** |
| Tallinn Law School, Tallinn University of Technology - Professor, Head of Chair of Law and Technology (Academic teaching, course planning, research, supervision)  --------------------------------------------------------  e-Governance Academy - Head of Research, legal expert (coordination of research on e-governance + advice on legal aspects of it in international projects) | 2000- ongoing  ------------------  2013-ongoing | Tallinn, Estonia  -----------------  Tallinn, Estonia  + projects in e.g. Myanmar, Namibia, Palestine |
| Self-employed consultant on communications law (projects on analysing legislation or assessing the legal situation, drafting laws and rules, professional training, for e.g. OSCE Representative on the Freedom of the Media; the World Bank, EU and USAID funded projects, the Council of Europe, etc.) Master classes in communications regulation. Analysis of the media situation of EU candidate countries for the European Commission. Project preparation for consultancy firms (legal reform projects). | 2000-ongoing | Worldwide (e.g. Afghanistan, Armenia, Austria, Belgium, Croatia, DRC, Georgia, Hungary, Jordan, Kyrgyzstan, Moldova, Macedonia, Nigeria Palestine, Russia, Serbia, Tadjikistan Turkey, Turkmenistan, Uganda etc) |
| Riga Graduate School of Law- Associate Professor (academic teaching, course planning, research, supervision) ------------------------------------------------------ Independent Media Commission - Head of Legal Department and later legal adviser (creation of regulatory system, legal drafting) | 1999-2001 + until 2010 part time  -----------------  1998-1999+ until 2006 part time | Riga, Latvia  ---------  Sarajevo, Bosnia Herzegovina |
| Uppsala University - Lecturer and PhD researcher (academic teaching, research)  --------------------------------------------------------  Swedish Government Ministries - Head of Section (work with refugee issues, policy work + cases)  --------------------------------------------------------  Grundberg Mocatta Solicitors - Junior lawyer (legal work, mainly commercial) | 1993-1997  ------------------  1990-1994  ------------------  1988-1989 | Uppsala, Sweden  -----------------  Stockholm, Sweden  -----------------London, UK |

**VII. COMPLIANCE WITH ETHICS AND INTEGRITY PROVISIONS   
(of Human Rights Council resolution 5/1)**

**1. To your knowledge, does the candidate have any official, professional, personal, or financial relationships that might cause him/her to limit the extent of their inquiries, to limit disclosure, or to weaken or slant findings in any way? If yes, please explain.**

'NO

**2. Are there any factors that could either directly or indirectly influence, pressure, threaten, or otherwise affect the candidate’s ability to act independently in discharging his/her mandate? If yes, please explain:**

NO

**3. Is there any reason, currently or in that past, that could call into question the candidate’s moral authority and credibility or does the candidate hold any views or opinions that could prejudice the manner in which she/he discharges his mandate? If yes, please explain:**

NO

**4. Does the candidate comply with the provisions in paragraph 44 and 46 of the annex to Human Rights Council resolution 5/1?**

***Para. 44: The principle of non-accumulation of human rights functions at a time shall be respected.***

***Para. 46: Individuals holding decision-making positions in Government or in any other organization or entity which may give rise to a conflict of interest with the responsibilities inherent to the mandate shall be excluded. Mandate holders will act in their personal capacity.***

YES

**5. Should the candidate be appointed as a mandate holder, he/she will have to take measures to comply with paragraphs 44 and 46 of the annex to Council resolution 5/1. In the event that the current occupation or activity, even if unpaid, of the candidate may give rise to a conflict of interest (e.g. if a candidate holds a decision-making position in Government) and/or there is an accumulation of human rights functions (e.g. as a member of another human rights mechanism at the international, regional or national level), necessary measures could include relinquishing positions, occupations or activities. If applicable, please indicate the measures the candidate will take.**

N/A - no such conflicts would arise

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