How to start the application process:

- The application process has been split into 2 parts, the first part is a Web-based survey and the second part is an application form in word which can be downloaded, completed and returned by email. Both parts and all sections of the application form should be filled in for the application to be processed.

The **first part**, i.e. the [Web-based survey](https://www.surveymonkey.com/s/HRC25_SPmandateholders_EMRIPexperts) 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 should only be completed once**, i.e. multiple selection allowed to indicate if the candidate is applying for more than one mandates.

This is the **second part, i.e.** of 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, 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 Internet.

Once completed the application form in Word should be submitted by email to [hrcspecialprocedures@ohchr.org](http://www.ohchr.org/Documents/HRBodies/SP/CallApplications/IEMali_Haiti/hrcspecialprocedures@ohchr.org)

If the candidate is applying for more than one mandates, an application form needs to be completed and sent for each mandate.

* A maximum of 3 reference letters can be attached, in pdf format, to the application sent by email. No additional document is required.
* **Application Deadline: 31 OCTOBER 2013 (midnight, GMT)**.
* Shortlisted candidates will be interviewed at a later stage.

If encountering technical difficulties, you may contact us by email: [hrcspecialprocedures@ohchr.org](mailto:hrcspecialprocedures@ohchr.org%20)  or fax: + 41 22 917 9011

**An acknowledgment will be sent when we receive both parts of the application process, i.e. the information through the web-based survey and the application form through email.**

**I. PERSONAL DATA**

|  |  |
| --- | --- |
| Family Name: Muller | Sex:  Male  Female |
| First Name: Mark | Date of birth ( d-MMM-yy): 23-Aug-64 |
| Maiden name (if any): | Place of birth: London |
| Middle name: Oliver Benjamin | Nationality(please indicate the nationality that will appear on the public list of candidates): UK |
|  | Any other nationality: |

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

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

|  |  |
| --- | --- |
| 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 official languages of the United Nations (i.e. Arabic, Chinese, English, French, Russian, Spanish.) | Knowledge: studied human rights for Post Graduate Law Degree at City University, the English Bar & Scottish Bar Exams, and at the European University Institute. Taught human rights law to undergraduate students at Southeastern University, Washington (1988-90), University of London (1991-2).  HR Positions: Amnesty International Editor (1991-92); Vice-Chair of the Bar Human Rights Committee of Bar Council of England and Wales ("BHRC") (1993-2005); Chair of BHRC (2005-2012); Head of Rule of Law, Bar Council (2013-present); Chair & Head of Legal Team of Kurdish Human Rights Project (“KHRP”) (1993-2009); Head of MENA Rule of Law FCO Fellowship Programme for the John Smith Memorial Trust (2011-present); Senior Advisor to Centre Humanitarian Dialogue, Geneva (2005-present), Advisor to Beyond Conflict, Boston (2011-present); Executive Director of Beyond Borders, Scotland (2010-present); Fellow at the Human Rights Programme Harvard Law School (2011-14).  Practical experience: since 1992 conducted numerous international human rights training missions/trial observations for the Bar Council, UK Foreign and Commonwealth Office, IBA, Article 19, Council of Europe, KHRP and other NGO's. As a practicing QC I am fully conversant with international HR law and have excellent communication and drafting skills. Authored dozens of international reports and 3 books on human rights. |
| 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. | As a QC specialising in human rights, international public, criminal and humanitarian law, I have in-depth knowledge of human rights instruments, and appeared before all principal national and regional human rights tribunals. As Chair of BHRC, I've led international NGO Coalitions in support of the ICC and in defence of human rights lawyers and the judiciary, including the deposed Chief Justice of Pakistan in 2008 with former UNSR, Hina Jalani.  As Chair of the BHRC, I lectured and produced a manual on UN special procedures for a three-year UK FCO sponsored programme in Palestine (2006-8). Fully conversant with UN special procedures - e.g. - recently filed SP applications for a number of Belarus presidential candidates imprisoned in the aftermath of recent elections.  As head of a number of NGO's, I've made submissions on a range of human rights issues to national parliaments, EU, OSCE and UN bodies. Conducted dozens of sensitive fact-finding missions abroad, see for e.g.: “A Place in the Sun: Zimbabwe.” (June 2010 for Commonwealth Lawyers Association and Bar Council).  As a Senior Advisor for CHD, I've experience of conflict resolution, humanitarian issues, the practice of international institutions and diplomacy, and dealing with sensitive issues with governments. In short I have thirty years proven human rights work under my belt. |

|  |  |
| --- | --- |
| ESTABLISHED COMPETENCE (200 words)  Nationally, regionally or internationally recognized competence related to human rights. (Please explain how such competence was acquired). | Nationally listed by all legal guides as a leading advocate in the field of civil rights.  Member of Doughty Street Chambers, the foremost civil rights chambers in the country. Recognised twice by LIBERTY and JUSTICE for contribution towards human rights (2006 & 7). Won Attorney General Pro Bono Rule of Law Award (2008). Appeared in numerous important terror-related criminal cases. Considered an expert in proscription, having conducted many prominent civil de-proscription cases in the UK, EU and Council of Europe courts.  Regionally speaking, one of the most experienced litigators before the ECtHR, having filed over 80 applications. These test cases have defined the law on exhaustion of domestic remedies, length of detention period, Article 2 rights regarding investigations into deaths/disappearances, status of military judges. Unparalleled appearances before ECHR Grand Chamber, including: Issa (Article 1 extra-territorial jurisdiction), (Ocalan) (Article 1 jurisdiction, fair trial norms, death penalty); Kyprianou v Cyprus (contempt of court/ Article 10 rights of lawyers); Meltex v Armenia (Article 10 and private TV stations); Del Rio Prada v Spain (Art. 7 and retroactive penalties); Chiragov v Armenia ("effective control" and property rights of IDP's).  Fully conversant with UN Instruments and Special Procedures, having filed numerous petitions and submissions. |
| 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) | I'm wholly committed to giving this important Mandate the time and effort it deserves. As a successful self-employed barrister and founding executive director, I am in complete control of my career. I have the financial resources, time and professional flexibility to commit to at least 3 months annually to the work of the mandate. I am also in a position to attend relevant UN sessions in Geneva, New York and conduct missions elsewhere. My legal chambers is wholly supportive of my application, as is the Bar Council of England and Wales. As a former Chair of the Bar Human Rights Committee I understand how much time and energy is required to fulfil a world-wide human rights mandate of this type. The BHRC dealt with the situation of human rights defenders and lawyers on a weekly basis. I am under little illusion about the level of commitment needed to fulful this Mandate. My referees can attest to my ability to run a complex legal and non-state diplomatic career across a number of continents. As the founder of Beyond Borders I confirm this institution is committed to supporting my involvement with this mandate. Finally my advisory roles with Beyond Conflict and the Centre of Humanitarian Dialogue are flexible enough for me to take up this position. I therefore believe I am unqiuely placed to be able to fulfil and meet all the requirements of this demanding Mandate. |

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

**Please indicate all language skills**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Languages** | **Read** | | **Write** | | **Speak** | |
|  | **Easily** | **Not Easily** | **Easily** | **Not Easily** | **Easily** | **Not Easily** |
| **Arabic** |  |  |  |  |  |  |
| **Chinese** |  |  |  |  |  |  |
| **English** |  |  |  |  |  |  |
| **French** |  |  |  |  |  |  |
| **Russian** |  |  |  |  |  |  |
| **Spanish** |  |  |  |  |  |  |
| **Mother tongue:** |  |  |  |  |  |  |

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

|  |
| --- |
| I believe I have acquired the requisite knowledge, skills-set, and experience to carry out the work of this mandate with both political and cultural sensitivity. My legal and professional career, as outlined above, demonstrates a life long commitment to the protection and promotion of human rights values and the rule of law around the world. As a lawyer and human rights trainer I am fully conversant with existing international human rights standards and instruments pertaining to human rights defenders. As head of a number of NGO's with worldwide and regional rule of law mandates, I have acquired in-depth field experience at all levels concerning the work and practice of human rights defenders and regulators around the world. While my later experiences as an advisor and dialogue facilitator for prominent non-state humanitarian organisations has given me unparalleled insight into the difficulties that governments, policy makers and international institutions often face when dealing with societies experiencing conflict, political change and transition. I believe this unique mix of legal expertise, field and diplomatic experience enables me to bring added value to this important mandate.  I have also worked in some of the most sensitive parts of the world. In my early career I acquired experience of human rights defenders at work in all of the Kurdish regions. As Head of the KHRP I helped build a world renowned NGO that brought together western and indigenous human rights defenders to file cases, conduct fact finding missions, and make policy recommendations to support efforts to introduce democratic reform in countries such as Iraq and Turkey. As Chair of the Human Rights Committee of the Bar Council of England and Wales I continued this work on a worldwide basis, working with both human rights defenders and national state institutions concerned with the rule of law to improve adherence to commonly agreed standards. As a result I conducted field missions to some of the most contentious areas of the world, including Afghanistan, Kashmir, India, Palestine, Syria, Iraq, Bahrain, Egypt, Zimbabwe, South Africa, Columbia, Azerbaijan, Georgia and Armenia. In so doing so I came to understand many of the political and cultural complexities confronting these countries and regions. This in turn led me into the field of humanitarian dialogue/conflict resolution. My subsequent work for CHD, Beyond Conflict and Beyond Borders has taught me the importance of establishing trust, credibility, impartiality, and a degree of humility when dealing with other countries’ problems and internal conflicts. Accordingly, I believe I have acquired the requisite diplomatic skills to facilitate access to countries and policymakers facing difficult human rights challenges.  Such cultural sensitivity also is demonstrated by my additional pro-bono work with the Delfina Foundation, the John Smith Memorial Trust (JSMT) and Beyond Borders. The Delfina Foundation is an arts-based foundation dedicated to promoting mutual understanding between East and West through the promotion of arts residencies. I helped co-found this Foundation in 2006 in an effort to help overcome increasing polarization between regions. As trustee of the JSMT I have helped implement important public service and rule of law fellowship programmes involving MENA and former Soviet Union states. While my Executive Directorship of Beyond Borders, a Scottish based initiative dedicated to promoting international understanding, has regularly enabled me to bring human rights defenders together with diplomats, policymakers, writers, and filmmakers from all regions of the world to participate in innovate thought and arts festivals in Scotland in an effort to overcome conflict. This unique combination of professional experiences has convinced me that I possess the requisite knowledge, practical skills-set, and passion to help the UN further its work in respect of this most important of mandate. It would be an honour to serve the UN in this regard. |

**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** | **Place and Country** |
| B'Sc Economics ( 2:1 Government) London School of Economics | 1983-6 | London UK |
| Postgraduate Degree in Law City University | 1986-7 | London UK |
| Bar Exams Lincoln's Inn & Bar Council of England and Wales  Qualified as Scottish Advocate, Faculty of Advocates | 1990-1  2001-2 | London UK  Edinburgh, UK |
| Senior Fellow Harvard Law School | 2011-present | Boston MA US |

**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 Attendance/Work | Place and Country |
| Assistant Professor of Political Science Southeastern Universtiy, Washington (Cyprus) | 1988-90 | Cyrpus and US |
| Barrister at Chambers of Lord Ivor Richards QC 11 South Square Gray's Inn, London | 1990-93 | London UK |
| Barrister and then Head of Chambers of the Chambers of Mark Muller, 10-11 Gray's Inn Square, Gray's Inn, London. | 1993-2006 (Head 1998-2006) | London UK |
| Queen's Counsel at Garden Court Chambers & then Doughty Street Chambers, London  Executive Director, Beyond Borders, Traquair House, Innerleithen, Scottish Borders. | 2006-12  2013-present  2010-present | London UK  Edinburgh, UK |

**VII. COMPLIANCE WITH ETHICS AND INTEGRITY PROVISIONS (of 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.

|  |
| --- |
| None |

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:

None

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:

None

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*

None

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.

I am Head of Rule of Law for the Bar Council of England and Wales and would resign that post if a conflict of interest arose which I don't believe it would.

You will receive an acknowledgment when we receive both parts of the application process, i.e. the information through the Web-based application and the Word application form by email.  
  
Thank you for your interest.