

## **Directive 08/2008**

Up until now I have been indifferently appointing either a national or an international judge to replace me in my absences. During my last absence as I went on vacation outside of the country I appointed my colleague judge Ivo Rosa and, in his absence, my colleague judge Jose Luis da Góia. I have maintained this appointment for the entire period during which I am prevented from returning to Timor-Leste for health reasons.

Considering, however, the need to prepare the Timorese judges to enable them to fully take on the administration of the Timorese courts, including at the level of the presidency of the Court of Appeal, it is absolutely convenient to start replacing the President of the Court of Appeal with a Timorese judge, without prejudice to the support that may obtain from non-national, more experienced judges assigned to this Court.

Such replacement shall not be extensive to the President of the Superior Council for the Judiciary who, pursuant to article 11 of the Statute of Judicial Magistrates, may only be replaced in his or her absences and impediments by the Vice-President.

Thus, pursuant to article 17 of UNTAET Regulation No. 11/2000 as amended by UNTAET Regulation No. 25/2001, the President of the Court of Appeal establishes the following:

### **Article 1**

During my absences and impediments the following judges shall be my replacements, successively, in accordance with the presented order of preference:

- 1 – Maria Natércia Gusmão Pereira,**
- 2 – Jacinta Correia da Costa,**
- 3 – Antonino Gonçalves.**

### **Article 2**

The non-national Judges assigned to the Court of Appeals shall extend the necessary support to the replacement President, without prejudice to the autonomy of the latter in his or her decisions.

### **Article 3**

The present Directive shall enter into force on the day immediately after its publication in the Official Gazette.

**Cláudio Ximenes**

President of the Court of Appeals