

## Curriculum Vitae: Martin Scheinin

Professor of Public International Law, European University Institute (Florence)

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[www.eui.eu/LAW/People/Faculty/CVs/Scheinin.shtml](http://www.eui.eu/LAW/People/Faculty/CVs/Scheinin.shtml)

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### Academic career (full-time professor-level positions only)

- 1993-1998 Associate Professor of Constitutional Law, University of Helsinki
- 1997-1998 Visitor, University of Toronto, Faculty of Law, Canada (Sabbatical)
- 1998-2008 Armfelt Professor of Constitutional and International Law, and Director of the Institute for Human Rights, Åbo Akademi University (Finland)
- 2008- Professor of Public International Law, European University Institute (Florence)

### University education and degrees

- 1982 Master of Law, University of Turku (Finland)
- 1987 Licentiate in Laws, University of Turku
- 1991 Doctor iuris, University of Helsinki
- 2011 Doctor iuris honoris causa, University of Turku

### Positions of academic supervision and expertise

- 1997-2000 Leader of a Nordic research project "Welfare State and Constitutionalism in the Nordic Countries" (Nordic Council of Ministers)
- 2001-2003 Leader of the research project "Rethinking Legal Strategies on Ethnic Relations" (Academy of Finland)
- 2001-2008 Leader of the Nordic School of Human Rights Research

- 2003-2005 Member of a commission established by the Finnish Ministry of Education for the further development of PhD training in Finland
- 2003-2009 Adjunct Professor in Indigenous Peoples' Rights, University of Troms (Norway)
- 2004-2007 Leader of the research project "Constitutional Issues of the International Community- Hierarchy of Norms in Public International Law" (Academy of Finland)
- 2004-2008 Coordinator of Working Group IV on preventive and reactive approaches to human rights protection within COST Action A28 (European Science Foundation)
- 2008-2010 Leader of Work Package 4 on unilateral exceptions to international law within the EU 7th Framework Programme project DETECTER (Detection Technologies, Terrorism, Ethics and Human Rights)
- 2010-2014 Member of the Steering Committee of European Science Foundation research networking programme GLOTHRO (Globalisation and Transnational Human Rights Obligations)
- 2011-2012 Leader of the EUI team in the research project Treatment of Third-country Nationals at the EU's External Borders, funded by the European Union Agency for Fundamental Rights
- 2012-2015 Coordinator of FP7 project SURVEILLE (Surveillance: Ethical Issues, Legal Limitations, and Efficiency)
- 2012-2015 Leader of the EUI team within FP7 project SURPRISE (Surveillance, Privacy and Security: A large scale participatory assessment of criteria and factors determining acceptability and acceptance of security technologies in Europe)

#### **Other positions of trust and part-time functions**

- 1982-83, 1989-92, 1992-93 Secretary to three Government Commissions for constitutional reform in Finland, including the Bill of Rights Commission that drafted current Chapter II of the Finnish Constitution
- 1988-2007 Finnish Advisory Board on Human Rights Affairs, member, vice chair, or permanent expert
- 1997-2004 Member of the United Nations Human Rights Committee, established under the International Covenant on Civil and Political Rights
- 1997-2008 Chairperson of the International Law Association Committee on Human Rights Law and Practice

- 2003-2005 Member of an expert commission set up by the governments of Finland, Norway and Sweden and the three Sami Parliaments in the same countries to draft a Nordic Sami Convention
- 2005-2011 United Nations Special Rapporteur on the Protection and Promotion of Human Rights and Fundamental Freedoms while Countering Terrorism
- 2008-2012 Member of the Rights of Indigenous Peoples Committee of the International Law Association
- 2007-2010 Vice President and 2011-2014 President of the International Association of Constitutional Law

## **Selected publications**

### Recently published

Scheinin, Martin, 'International human rights law and the Islamic headscarf: a short note on the positions of the European Court of Human Rights and the Human Rights Committee', in W. Cole Durham Jr., Rik Torfs, David M. Kirkham and Christine Scott (eds.): *Islam, Europe and Emerging Legal Issues*, Ashgate 2012.

Lavapuro, Juha, Tuomas Ojanen and Martin Scheinin, 'Rights-based Constitutionalism in Finland and the Development of Pluralist Constitutional Review', *International Journal of Constitutional Law I•CON* Vol. 9 (2011), 505-531

Scheinin, Martin and Mathias Vermeulen, 'Unilateral Exceptions to International Law: Systematic Legal Analysis and Critique of Doctrines to Deny or Reduce the Applicability of Human Rights Norms in the Fight against Terrorism', *Essex Human Rights Review*, vol. 8 (2011) 20-56

Ginsborg, Lisa and Martin Scheinin, 'You Can't Always Get What You Want: The Kadi II Conundrum and the Security Council 1267 Terrorist Sanctions Regime', *Essex Human Rights Review*, vol. 8 (2011) 7-19

Slotte, Pamela and Martin Scheinin, 'Captain, Fire Brigade or Icebreaker? Political Legitimacy as a Rationale in Human Rights Adjudication', in Tage Kurtén and Lars Hertzberg (eds.): *Legitimacy: the Treasure of Politics*, Frankfurt am Main: Peter Lang 2011, pp. 89-127

Hallberg, Pekka, Heikki Karapuu, Tuomas Ojanen, Martin Scheinin, Kaarlo Tuori and Veli-Pekka Viljanen: *Perusoikeudet (Fundamental Rights)*. Helsinki: WSOYpro 2011.

Scheinin, Martin et al.: *European and United States Counter-Terrorism Policies, the Rule of Law and Human Rights*. EUI RSCAS Policy Papers, 2011/03, 2011.

Kozma, Julia, Manfred Nowak and Martin Scheinin: *A World Court of Human Rights - Consolidated Statute and Commentary*. Vienna: Neuer Wissenschaftlicher Verlag 2010.

Scheinin, Martin, 'Secular Human Rights Perspectives as a Challenge to Nordic Law & Religion Solutions', in Lisbet Christoffersen, Kjell Å Modér and Svend Andersen (eds.): *Law & Religion in the 21st Century - Nordic Perspectives*. Copenhagen: Djøf Publishing 2010, pp. 547-560.

Scheinin, Martin, 'Terrorism', in Daniel Moeckli, Sangeeta Shah and Sandesh Sivakumaran (eds.): *International Human Rights Law*. Oxford & New York: Oxford University Press 2010, pp. 583-601.

Kumpuvuori, Jukka and Martin Scheinin (eds.): *United Nations Convention on the Rights of Persons with Disabilities. Multidisciplinary Perspectives*. Helsinki: VIKE Center for Human Rights of Persons with Disabilities in Finland, 2010.

Scheinin, Martin: 'Advocating the Right to Development through Complaint Procedures under Human Rights Treaties', pp. 339-352 in Bård Andreassen and Stephen Marks (eds.): *Development as a Human Right: Legal, Political and Economic Dimensions*. Mortsel: Intersentia 2010.

Krause, Catarina and Martin Scheinin (eds.): *International Protection of Human Rights: A Textbook*. Turku/Åbo: Åbo Akademi University Institute for Human Rights, 2009.

Scheinin, Martin: 'Monitoring Human Rights Obligations and the Fight Against Terrorism: Whose Obligations? And Monitored How?', pp. 407-420 in Gudmundur Alfredsson et al. (eds.), *International Human Rights Monitoring Mechanisms*. Leiden & Boston: Martinus Nijhoff, 2009.

Scheinin, Martin, 'Defining Acts of International Terrorism in Time of Armed Conflict: A Critical Comment on Italian Case Law, *Italian Yearbook of International Law*, vol. XIX (2009) 131-135.

Scheinin, Martin: 'Is the ECJ Ruling in Kadi Incompatible with International Law?'. pp. 637-653 in *Yearbook of European Law*, vol. 28 (2009).

Scheinin, Martin et al.: *Security and the Law - Facing the Dilemmas*. EUI Working Papers LAW 2009/11, 2009.

Kamminga, Menno T. and Martin Scheinin (eds.): *The Impact of Human Rights Law on General International Law*. Oxford University Press 2009.

Scheinin, Martin, *Towards a World Court of Human Rights*. Research report to the Swiss Initiative to Commemorate the 60th Anniversary of the Universal Declaration of Human Rights ([http://www.udhr60.ch/report/hrCourt\\_scheinin0609.pdf](http://www.udhr60.ch/report/hrCourt_scheinin0609.pdf)), 2009.

Scheinin, Martin: 'The Human Rights Committee', pp. 540-552. in Malcolm Langford (ed.), *Social Rights Jurisprudence: Emerging Trends in International and Comparative Law*. Cambridge 2009: Cambridge University Press.

Scheinin, Martin: 'Death Penalty', in Wolfrum, Rudiger (ed.), *The Max Planck Encyclopedia of Public International Law*, Oxford University Press, 2009, online edition, [www.mpepil.com]

Francioni, Francesco and Martin Scheinin (eds.): *Cultural Human Rights*. Leiden 2008: Martinus Nijhoff Publishers

Mullally, Sióbhán - Mona Rishmawi - Martin Scheinin: 'Multiculturalismo y Derechos Humanos', pp. 157-169 in Alia Trabucco Zerán (ed.), *Derechos Humanos Hoy: Balance Internacional*. Santiago de Chile 2008: Universidad de Chile

Scheinin, Martin: 'Constitutionalism and Approaches to Rights in the Nordic Countries', pp. 135-153, in Joakim Nergelius (ed.), *Constitutionalism – New Challenges: European Law from a Nordic Perspective*. Leiden 2008: Martinus Nijhoff Publishers.

Scheinin, Martin: 'Euroopan unionin perusoikeusvirasto' [The EU Fundamental Rights Agency], pp. 177-184, in Heidi Kaila, Elina Pirjatanniemi & Markku Suksi (eds.), *Yksilön oikeusasema Euroopan unionissa (Festschrift Allan Rosas 60 years)*. Turku/Åbo: Åbo Akademi University Institute for Human Rights, 2008.

Scheinin, Martin: 'Punninnasta ja ehdottomista ihmisoikeuksista terrorismia torjuttaessa' [On balancing and absolute human rights in the fight against terrorism], pp. 196-206, in Samuli Hurri (ed.), *Demokraattisen oikeuden ehdot: Kritiikki, politiikka, kulttuuri*. (Festschrift Kaarlo Tuori 60 years). Helsinki 2008: Tutkijaliitto.

Scheinin, Martin: 'Security, Right to, International Protection', in R. Wolfrum (ed.), *The Max Planck Encyclopedia of Public International Law*, Oxford University Press, 2008, online edition, [www.mpepil.com]

Scheinin, Martin: 'The United Nations International Covenant on Civil and Political Rights: Article 27 and Other Provisions', pp. 23-45, in Kristin Henrard and Robert Dunbar (eds.), *Synergies in Minority Protection: European and International Perspectives*. Cambridge 2008: Cambridge University Press.

### *Selected earlier work*

Hanski, Raija and Martin Scheinin: *Leading Cases of the Human Rights Committee*. Turku 2007: Åbo Akademi University Institute for Human Rights. (second edition)

Scheinin Martin: 'The ICJ and the Individual', *International Community Law Review*, vol. 9 (2007), no. 2, pp. 123-137

Scheinin Martin: 'The International Covenant on Civil and Political Rights', pp. 48-69, in Ulfstein, Geir - Thilo Marauhn - Andreas Zimmermann (eds.), *Making Treaties Work: Human Rights, Environment and Arms Control*. Cambridge 2007: Cambridge University Press

Scheinin Martin: 'Issues of State Responsibility under the Covenant on Civil and Political Rights', pp. 83-104, in Koufa, Kalliopi (ed.), *State Responsibility and the Individual*. Thesaurus Acroasium of the Institute of International Public Law and International Relations of Thessaloniki, Vol. XXXIV. Athens 2006: Sakkoulas Publications

Scheinin Martin: 'Justiciability and the Indivisibility of Human Rights', pp. 17-26, in Squires, John - Malcolm Langford - Bret Thiele (eds.), *The Road to a Remedy: Current Issues in the Litigation of Economic, Social and Cultural Rights*. Sydney 2006: The Australian Human Rights Centre

Scheinin, Martin: 'What Are Indigenous Peoples?', pp. 3-13, in Nazila Ghanea and Alexandra Xanthaki (eds.), *Minorities, Peoples and Self-Determination*. Leiden 2005: Martinus Nijhoff Publishers

Scheinin, Martin: "The Relationship between the Agency and the Network of Independent Experts", pp. 73-90 in Philip Alston and Olivier de Schutter (eds.), *Monitoring Fundamental Rights in the EU. The Contribution of the Fundamental Rights Agency*, Oxford and Portland 2005: Hart Publishing

Scheinin, Martin and Markku Suksi (eds.): *Human Rights in Development Yearbook: Empowerment, Participation, Accountability and Non-Discrimination: Operationalising a Human Rights-Based Approach to Development*. Leiden 2005: Martinus Nijhoff Publishers.

Scheinin, Martin and Reetta Toivanen (eds.): *Rethinking Non-Discrimination and Minority Rights*. Turku 2004: Åbo Akademi University Institute for Human Rights and Deutsches Institut für Menschenrechte

Scheinin Martin: 'Reservations by States under the International Covenant on Civil and Political Rights and Its Optional Protocols, and the Practice of the Human Rights Committee', pp. 41-58, in Ineta Ziemele (ed.), *Reservations to Human Rights Treaties and the Vienna Convention Regime: Conflict, Harmony or Reconciliation*. Leiden 2004: Martinus Nijhoff Publishers.

Scheinin, Martin: 'Minority Rights: Additional Rights or Added Protection?', pp. 487-504, in Morten Bergsmo (ed.), *Human Rights and Criminal Justice for the Downtrodden: Essays in Honour of Asbjørn Eide*. Leiden 2003: Martinus Nijhoff Publishers.

Scheinin, Martin: 'State Responsibility, Good Governance and Indivisible Human Rights', pp. 29-45 in Sano, Hans-Otto Sano - Gudmundur Alfredsson - Robin Clapp (eds.), *Human*

Rights and Good Governance: Building Bridges. The Hague: Martinus Nijhoff Publishers, 2002

Scheinin, Martin: 'Economic and Social Rights as Legal Rights', pp. 29-54 in Eide, Asbjørn - Catarina Krause - Allan Rosas (eds.), Economic, Social and Cultural Rights: A Textbook. Dordrecht 2001: Martinus Nijhoff Publishers. (2nd revised edition)

Scheinin, Martin (ed.): Constitutionalism and the Welfare State - Nordic Perspectives. Copenhagen 2001: Nordic Council of Ministers

Orlin, Theodore S. - Allan Rosas - Martin Scheinin eds.), The Jurisprudence of Human Rights: A Comparative Interpretive Approach. Turku 2000: Åbo Akademi University Institute for Human Rights.

Aikio, Pekka and Martin Scheinin (eds.), Operationalizing the Right of Indigenous Peoples to Self-Determination. Turku 2000: Åbo Akademi University Institute for Human Rights

Scheinin, Martin: EMU ja Suomen valtiosääntö: yhteiseen rahaan siirtyminen ja Suomen Pankin asema. [Economic and Monetary Union: Introduction of the Single Currency and the Position of the Bank of Finland] Helsinki 1997: Suomalainen lakimiesyhdistys

Scheinin, Martin (ed.): International Human Rights Norms in the Nordic and Baltic Countries. The Hague/London/Boston 1996: Martinus Nijhoff Publishers

Scheinin, Martin: Ihmisoikeudet Suomen oikeudessa. [Human Rights in Finnish Law] Helsinki 1991: Suomalainen lakimiesyhdistys (doctoral thesis)

Scheinin, Martin: 'The Right to Say "No"; A Study under the Right to Freedom of Conscience', Archiv für Rechts- und Sozialphilosophie, vol. LXXV (1989) pp. 345-356