

## **Judge Juan Manuel GÓMEZ ROBLEDO**

**(Member of the Court since 6 February 2024)**

Born in Mexico City, Mexico, on 5 March 1959.

PhD, Facultad de Derecho (law school), Universidad Nacional Autónoma de México (UNAM), 2018.

LLM (*maîtrise en droit public*), Université de Paris X (Nanterre), 1982.

Master in International Relations, Institut d'Etudes Politiques de Paris (Sciences Po), 1982.

*Licence en droit*, Université de Paris I (Panthéon-Sorbonne), 1980.

Former member of the United Nations International Law Commission (2012-2016 and 2016-2022); served as Special Rapporteur on the Provisional Application of Treaties.

Foreign languages (proficient): English, French, Italian.

### **Diplomatic career**

2001: Promoted by presidential decree to the rank of Ambassador of Mexico.

1998: Minister Plenipotentiary, through competitive examination.

1993: Counsellor, through competitive examination.

1991: First Secretary, through competitive examination.

1990: Promoted to Second Secretary.

1989: Promoted to Third Secretary.

1988: Entered the Mexican Foreign Service as Diplomatic Attaché.

### **Diplomatic functions**

2021-2023: Ambassador, Deputy Permanent Representative of Mexico to the United Nations.

2016-2021: Ambassador of Mexico to France and Monaco.

2006-2015: Deputy Foreign Minister for Multilateral Affairs and Human Rights, Ministry of Foreign Affairs of Mexico.

2004-2006: Deputy Permanent Representative, Permanent Mission of Mexico to the United Nations, New York.

2000-2004: Legal Counsel, Ministry of Foreign Affairs of Mexico.

1998-2000: Minister, Deputy Permanent Representative, Permanent Mission to the Organization of American States, Washington, DC.

1995-1998: Counsellor (humanitarian and disarmament affairs), Permanent Mission to the United Nations and other International Organizations, Geneva.

1994: Chef de Cabinet, Office of the Minister of Foreign Affairs, Ministry of Foreign Affairs of Mexico.

1993-1994: Chief of Staff, Office of the Deputy Minister of Foreign Affairs, Ministry of Foreign Affairs of Mexico.

1992-1993: Special Assistant to the Minister of Foreign Affairs, Ministry of Foreign Affairs of Mexico.

1991-1992: Deputy Director for Western Europe, European Division, Ministry of Foreign Affairs of Mexico.

1990-1991: Adviser to the Deputy Minister of Foreign Affairs, Ministry of Foreign Affairs of Mexico.

1983-1986: Head of the Political and Disarmament Desk, United Nations Division, Ministry of Foreign Affairs of Mexico.

1982-1983: Officer at the United Nations Division, Ministry of Foreign Affairs of Mexico.

### **Legal functions**

2016-2022: Re-elected as a member of the International Law Commission (2016 -2022). As Special Rapporteur on the Provisional Application of Treaties, submitted six reports that led to the drafting of a Guide to Provisional Application of Treaties, which was adopted by the Commission, on second reading, in 2021. During its 76th session, the United Nations General Assembly adopted, without a vote, resolution 76/113, by which it took note of the Guide, decided to bring it to the attention of States, and called for its widest dissemination.

2011: Elected as a member of the United Nations International Law Commission and appointed by the Commission as Special Rapporteur on the provisional application of treaties.

2008-2009: Agent of Mexico before the International Court of Justice in the case concerning the *Request for Interpretation of the Judgment of 31 March 2004 in the Case concerning Avena and Other Mexican Nationals (Mexico v. United States of America) (Mexico v. United States of America)*, The Hague.

2003-2004: Agent of Mexico before the International Court of Justice in the case concerning *Avena and Other Mexican Nationals*, The Hague.

2002-2003: Agent of Mexico before the Inter-American Court of Human Rights in the proceedings concerning the request for an Advisory Opinion on the *Juridical Condition and Rights of Undocumented Migrants* (OC-18/03), San José, Costa Rica.

1998: Adviser, Delegation before the Inter-American Court of Human Rights in the proceedings concerning the request for an Advisory Opinion on the *Right to Information on Consular Assistance in the Framework of the Guarantees of the Due Process of Law* (OC-16/99), San José, Costa Rica.

1995: Adviser, Delegation before the International Court of Justice in the proceedings concerning the request for an Advisory Opinion on the *Legality of the Threat or Use of Nuclear Weapons*, The Hague.

1988-1990: Associate Legal Officer, Codification Division, Office of Legal Affairs, United Nations Secretariat, New York.

1986-1988: Associate Attorney, Noriega y Escobedo, A.C. (law firm), Mexico City.

### **Activities at international conferences and meetings**

2021-2023: Chairman of the Working Group on Amendments, Assembly of States Parties of the International Criminal Court.

2013: Chairman of the Drafting Committee of the Diplomatic Conference on the Arms Trade Treaty (ATT), New York.

2009-2010: Co-ordinator of Mexico's negotiating team for the sixteenth session of the Conference of the Parties to the United Nations Framework Convention on Climate Change and the sixth session of the Conference of the Parties serving as the Meeting of the Parties to the Kyoto Protocol.

2010: Chairman of the Fourth Global Forum on Migration and Development.

2006: Chairman of the Sixth (Legal) Committee at the 61st regular session of the United Nations General Assembly; Co-chairman of the Ad Hoc Open-ended Informal Working Group to study issues relating to the conservation and sustainable use of marine biological diversity beyond national jurisdiction, New York.

2005: Chairman of the Working Group on the Trust Fund for Victims at the fourth session of the Assembly of States Parties of the International Criminal Court, The Hague.

2003: Chairman of the Working Group of the Sixth Committee on an International convention against the reproductive cloning of human beings, 58th session of the UN General Assembly

2001-2003: Alternate Representative to the 56th, 57th and 58th sessions of the UN General Assembly (Sixth Committee).

2001: Deputy Head of Delegation, Preparatory Commission for the Establishment of the International Criminal Court, New York; Head of Delegation, Second Review Conference of the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to have Indiscriminate Effects, Geneva.

2000: Delegate to the regular session of the General Assembly of the Organization of American States, Windsor, Canada; Meeting of Governmental Experts on Destruction Techniques for Anti-personnel Landmines, Buenos Aires.

1999: Delegate to the regular session of the General Assembly of the Organization of American States, Guatemala City.

1998: Delegate to the regular session of the General Assembly of the Organization of American States, Caracas.

1997: Delegate, Diplomatic Conference for the Convention on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Personnel Mines and on Their Destruction, Oslo; Delegate to the 52nd session of the UN General Assembly (First Committee); Delegate, Review Conference of the Convention on the Prohibition of Biological Weapons, Geneva.

1996-1997: Governmental Expert to the Ottawa Process for the Total Ban of Anti-personnel Landmines, Geneva, Vienna, Bonn and Brussels.

1996: Delegate to the 51st session of the UN General Assembly (First Committee).

1995: Delegate, First Review Conference of the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to have Indiscriminate Effects, Vienna (and its resumed session held in Geneva in 1996); Delegate, International Conference of the Red Cross and of the Red Crescent, Geneva.

1994: Delegate, Negotiations on the Agreement relating to the Implementation of Part XI of the United Nations Convention on the Law of the Sea, New York.

1993: Delegate, Negotiations between Canada, Mexico and the United States on Parallel Agreements to the North America Free Trade Agreement (NAFTA) on Labor and the Environment, Ottawa, Washington, DC, and Cocoyoc (Mexico).

1992: Delegate to the 47th session of the UN General Assembly (Sixth Committee).

1990: Delegate, Preparatory Commission for the International Seabed Authority and of the International Tribunal for the Law of the Sea, Kingston and New York; Delegate, Meeting of Governmental Experts for the convening of a Diplomatic Conference to negotiate a Convention on Biodiversity, Geneva; Delegate to the 45th session of the UN General Assembly (Sixth Committee).

1985: Head of Delegation, United Nations Council for Namibia, World Conference on Population, Mexico City.

1984: Delegate, United Nations Disarmament Commission, New York.

### **Academic activities**

Summer 2023: Taught a special course on the international law of disarmament at the Hague Academy of International Law.

Since 2022: Adjunct Professor, summer course, Washington College of Law, American University, Washington, DC.

2013: Professor of International Relations, Universidad Iberoamericana, Mexico City.

2001: Director, Graduate Seminar on International Humanitarian Law, Universidad Iberoamericana, México City.

1999: Taught a course on international law under the auspices of the Organization of American States at the Law School of the Universidad de Panamá, Panama City.

1992-1993: Professor of Public International Law, El Colegio de México, Mexico City.

1986-1988: Taught a course on international strategic problems in the context of the East-West conflict at the Universidad Iberoamericana, Mexico City.

1984-1986: Professor of Public International Law, Universidad Panamericana, Mexico City.

### Main lectures

2023: "Peut-on encore justifier la dissuasion nucléaire? Le point de vue du droit international", L'Entretien d'Initiatives pour le désarmement nucléaire, 26 Jan. 2023.

2022: "New Nukes and new risks", Fordham University, New York, 26 Oct. 2022;

"The Guide to provisional application of treaties", lecture for the United Nations Audiovisual Library of International Law.

2020: "El estado del derecho internacional en el 75 aniversario de las Naciones Unidas", Universidad de Monterrey (Mexico) and Universidad del Rosario, Bogotá.

2019: "Communication médiatique de l'État et droit international", *Actes du colloque de Nanterre*, 14 June 2019, Centre de droit international de Nanterre (CEDIN), Editions A. Pédone, 2021.

2015: "¿Cómo se hace el derecho internacional?: La labor de la Comisión de Derecho Internacional de las Naciones Unidas", XXII Taller de Derecho Internacional, Universidad de Guadalajara (Mexico).

2012: "La resolución Radilla de la Suprema Corte de Justicia de la Nación: la recepción del derecho internacional de los derechos humanos en México", XIX Taller de Derecho Internacional, Facultad de Derecho, Universidad Autónoma del Estado de México, Toluca (Mexico).

2009: "El Consejo de Seguridad y el Estado de derecho internacional", XVI Taller de Derecho Internacional, Universidad Nacional Autónoma de México; "Obligatoriedad de los tratados internacionales de derechos humanos, a nivel federal y local", Congreso Nacional sobre el reconocimiento y protección de los derechos humanos en las constituciones locales, Querétaro (México); "La instrumentación del derecho internacional de los derechos humanos en el derecho interno: una tarea pendiente", Instituto de Investigaciones Jurídicas, UNAM.

2006: "La Corte Penal Internacional y el Consejo de Seguridad", Seminario Parlamentario sobre el impacto del Estatuto de Roma de la Corte Penal Internacional en el orden jurídico de los Estados, Senado de la República, Mexico City.

2005: "La relación entre el Consejo de Seguridad y la Corte Penal Internacional", Seminario Iberoamericano sobre la implementación del Estatuto de Roma, Universidad Iberoamericana, Mexico City.

"Iberoamérica ante los retos del Derecho Internacional del siglo XXI: la perspectiva desde las Naciones Unidas", Universidad de Salamanca (Spain);

"The expansion of the Security Council and how it relates to the other UN organs, particularly the ICJ: strengthening the ICJ by allowing the Secretary-General to request advisory opinions", St. John's University, New York City;

"La reforma de las Naciones Unidas", El Colegio de México; "Latin America and the United States in the Organization of American States: from distrust to some level of cooperation", OEA, Washington, DC.

2004: "El Caso *Avena y Otros Nacionales Mexicanos (México v. Estados Unidos)* ante la Corte Internacional de Justicia", School of Law, Universidad Nacional Autónoma de México.

2003: "La responsabilidad de los grupos armados y la observancia del derecho internacional humanitario", Regional Expert Meeting on Improving Compliance on International Humanitarian Law, International Committee of the Red Cross, Mexico City;

"Las implicaciones jurídicas de la propuesta de reforma al artículo 21 de la Constitución Política y de la fórmula aprobada por el Senado de la República", at the International Conference on the Rome Statute and its Implications for Latin America, organized under the auspices of the Max Planck Institute, Mexico City;

"El procedimiento ante la Corte Penal Internacional", Instituto de la Judicatura Federal, Mexico City.

2002: "El Estatuto de Roma y el orden jurídico mexicano", External Programme of the Hague Academy of International Law, Mexico City; "A Mexican Foreign Legal Policy: the pursuit of the national interest within the promotion of and

respect for International Law”, keynote speaker at the annual meeting of the American Bar Association, Washington, DC.

1987: “Nuclear Deterrence under International Law”, International Conference on Nuclear Issues and International Law, the Lawyers Committee on Nuclear Policy, New York.

1986: “México y el Acuerdo General sobre Aranceles y Comercio (GATT)”, Instituto Panamericano de Alta Dirección de Empresa, Guadalajara.

1985: “The Third World and the Nuclear Arms Race”, student conference on international affairs, Mount Holyoke College, Massachusetts.

## Publications

“La Corte Internacional de Justicia”, *Introducción al estudio de los organismos internacionales: perspectivas históricas, conceptuales y teóricas*. J. A. Schiavon Uriegas, M. Ruiz-Cabañas Izquierdo and R. Velázquez Flores (eds), Centro de Investigación y Docencia Económicas, Instituto Tecnológico y de Estudios Superiores de Monterrey, Universidad Autónoma de Baja California and Centro de Enseñanza y Análisis sobre la Política Exterior de México, 2023;

*Article 25 of the Vienna Conventions on the Law of Treaties*, new edition of the commentary, Oxford University Press (forthcoming);

“Aplicación provisional de los tratados”, in *Tratado de Derecho Internacional Público*, Vol. II, Real Instituto Universitario de Estudios Europeos, Madrid (forthcoming);

“L’application à titre provisoire des traités”, in *Le droit des traités entre Etats : pratique et mutations 1969-2019*, Editions Pédone, Paris (forthcoming);

“L’élaboration et la diffusion de la communication médiatique : aspects stratégiques et juridiques”, *Communication médiatique de l’Etat et droit international, Cahiers internationaux*, No. 35, CEDIN, 2019, Editions Pédone, 2022, pp. 77-87;

*La práctica del Consejo de Seguridad después de la guerra fría y la interpretación de la Carta de las Naciones Unidas*, Tirant Lo Blanch, Valencia (Spain) and Mexico City, 2018, 344 pp.;

“El principio de no intervención en la política exterior de México”, in the series *Los principios constitucionales de política exterior*, Secretaría de Relaciones Exteriores, Mexico City, 2018, 94 pp.;

“México y la ONU: vínculo perdurable”, *Foreign Affairs Latinoamérica*, Vol. 15, No. 4, 2015, pp. 46-54;

“La aplicación provisional de los tratados”, in *Centenario de la Constitución de 1917 — Reflexiones del derecho internacional público*, Jorge A. Sánchez Cordero (ed.), Instituto de Investigaciones Jurídicas de la UNAM and Secretaría de Relaciones Exteriores, 2017, pp. 95-139;

“El camino para la reforma constitucional de derechos humanos”, in collaboration with Stéphanie Black León, in *El camino para la reforma constitucional de derechos humanos*, Carlos Pérez Vázquez (co-ord.), Suprema Corte de Justicia de la Nación and Universidad Nacional Autónoma de México, 2013, pp. 39-60;

“Iniciativas mexicanas en apoyo a la Corte Penal Internacional”, in *Nuevos diálogos sobre la justicia internacional*, Bernardo Sepúlveda, (co-ord.), Facultad de Derecho de la UNAM, Senado de la República and Secretaría de Relaciones Exteriores, 2012, pp. 187-196;

“El Consejo de Seguridad en la Política Exterior Mexicana”, in *México en el Consejo de Seguridad de la ONU: la historia tras bambalinas*, Roberto Dondisch, (co-ord.), 2012, pp. 15-28;

“Universalidad de los derechos humanos y asistencia humanitaria: la inexorable evolución del principio de no intervención”, in *Las Relaciones Internacionales, series Los Grandes Problemas de México*, Blanca Torres and Gustavo Vega (co-ord.), 2010, pp. 113-175;

“México en el Consejo de Seguridad de las Naciones Unidas: un balance a la mitad del camino”, in *Foreign Affairs en Español*, Vol. 10, No. 2, 2010, pp. 56-63;

“La implementación del derecho internacional de los derechos humanos en el derecho interno: una tarea pendiente”, in *Recepción nacional del derecho internacional de los derechos humanos y admisión de la competencia contenciosa de la Corte Interamericana*, Sergio García Ramírez and Mireya Castañeda Hernández (co-ord.), Instituto de Investigaciones Jurídicas, UNAM, 2009, pp. 127-150;

"México y el Consejo de Seguridad de la ONU en el siglo XXI", in *Foreign Affairs en Español*, Vol. 8, No. 1, 2008, pp. 56-64;

"The unilateral declarations on security assurances in United Nations Security Council resolutions", in *El Tratado de Tlatelolco — Memoria de su cuarenta aniversario*, Secretaría de Relaciones Exteriores, Mexico City, 2008, pp. 121-127;

"La vigilancia en la aplicación de la Convención sobre los derechos de las personas con discapacidad", in *Los derechos de las personas con discapacidad, Memoria del Seminario Internacional "Convención sobre los derechos de las personas con discapacidad: por una cultura de la implementación"*, Secretaría de Relaciones Exteriores and Consejo Nacional para Prevenir la Discriminación, Mexico City, 2007, pp. 19-24;

"L'avis de la Cour Internationale de Justice sur les conséquences juridiques de l'édification d'un mur dans le territoire palestinien occupé : timidité ou prudence ?", in *Revue Générale de Droit International Public*, Paris, Vol. 109, No. 3, 2005, pp. 521-537;

"La Lucha por la Paz y la Seguridad Internacionales", in *Los siete principios básicos de la política exterior de México*, Emilio O. Rabasa (ed.), Instituto de Investigaciones Jurídicas, UNAM, 2005, pp. 227-248;

"El Caso *Avena y Otros Nacionales Mexicanos* ante la Corte Internacional de Justicia (México v. Estados Unidos)", in *Anuario Mexicano de Derecho Internacional*, Instituto de Investigaciones Jurídicas, UNAM, Vol. V, 2005, pp. 173-220;

"The Vienna Convention on Consular Relations, 1963", contribution for the historical archives of the United Nations Audiovisual Library of International Law;

"La Carta democrática interamericana", in *Jornadas de Derecho Internacional*, Organización de los Estados Americanos, Dec. 2001, pp. 71-85;

"La respuesta de México a los ataques terroristas del 11 de septiembre", in *Revista Mexicana de Política Exterior*, Instituto Matías Romero, Mexico City, No. 64, Oct. 2001, pp. 11-42;

"La ratificación del Estatuto de Roma y el orden jurídico mexicano", in *La soberanía de los Estados y la Corte Penal Internacional*, Memoria del Foro Internacional, Comisión Nacional de los Derechos Humanos, Mexico City, 2002, pp. 89-95;

"Los conflictos armados internos en el Estatuto de Roma", in *La Corte Penal Internacional: ensayos para la ratificación e implementación de su Estatuto*, Universidad Iberoamericana and Secretaría de Relaciones Exteriores, Mexico City, 2002, pp. 89-96;

"La Corte Penal Internacional", in *El Foro, Barra Mexicana, Colegio de Abogados*, Mexico City, Vol. XIV, No. 2, 2001, pp. 95-114;

"Consecuencias para la política exterior de México de la resolución del Secretario de Relaciones Exteriores por la que se concede la extradición de Miguel Angel Cavallo", in *El Foro, Barra Mexicana, Colegio de Abogados*, Mexico City, Vol. XIV, No. 1, 2001, pp. 217-224;

"Alegato de México en la Corte Internacional de Justicia: Opinión consultiva sobre la ilegalidad de la amenaza o el uso de las armas nucleares", Introduction, Secretaría de Relaciones Exteriores, Mexico City, 1999, pp. 9-21;

"El derecho internacional humanitario: las nuevas exigencias del mantenimiento de la paz", in *Las Naciones Unidas en su 50 Aniversario*, Instituto Matías Romero de Estudios Diplomáticos, Mexico City, 1995, pp. 65-80;

"El debate sobre el uso de la fuerza por parte de las Naciones Unidas", in *Las Naciones Unidas hoy: visión de México*, Fondo de Cultura Económica, Mexico City, 1994, pp. 124-149;

*Handbook on the Peaceful Settlement of Disputes between States*, United Nations, 1992, chapters "Mediation" and "Conciliation", pp. 40-54;

"La iniciativa de paz y de desarme de Nueva Delhi", in *Documentos del Centro Latinoamericano de Estudios Estratégicos*, Mexico City, No. 3/86, 1986.

**Professional organizations**

Member, Mexican Bar Association (*Barra Mexicana, Colegio de Abogados*).

Member, International Law Association (Mexican branch).

Member, American Society of International Law.

**Awards**

Order of the Mexican Foreign Service.

*Ordre National de la Légion d'Honneur* (France), Commander.

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