



**R O M Â N I A**  
**CURTEA CONSTITUȚIONALĂ**  
**CABINETUL PREȘEDINTELUI**

VERFASSUNGSGERICHTSHOF  
PRÄSIDIUM

Eingel. 03. Juli 2012

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Bearb.: .....

Zl. ....

*Palatul Parlamentului*

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## URGENT COMMUNICATION

Bucharest, 3 July 2012

**To: Mr. Thorbjørn Jagland, Secretary General of the Council of Europe**

**To: Mr. Edmond Haxhinasto, Deputy Prime Minister and Minister for Foreign Affairs of Albania, Chairperson of the Committee of Ministers**

**To: Mr. Jean-Claude MIGNON, President of the Parliamentary Assembly of the Council of Europe**

**To: Mr. Nils Muižnieks, Commissioner for Human Rights**

**To: Mr. Gianni Buquicchia, President of the Venice Commission**

**To: Sir Nicolas Bratza, President of the European Court of Human Rights**

**To: Mr. Gerhart Holzinger, President of the Conference of European Constitutional Courts**

**To: Mrs. Navanethem Pillay, UN High Commissioner for Human Rights**

**To: Mrs. Gabriela Knaul, Special Rapporteur on the Independence of Judges and Lawyers**

The Constitutional Court of Romania is extremely concerned by the allegations made by the Government and other public authorities of Romania. On Wednesday, 27 June 2012, the Constitutional Court has adopted three decisions which deeply displeased the Government. The Prime Minister of Romania, Mr. Victor Ponta, has publicly stated that he was not going to respect the decisions issued by the Constitutional Court, as he considered them as having been adopted by five judges and that the Court was politicized. Following this statement, the same day, the Minister of Justice, Mr. Titus Corlățean, has asked the revocation of the President of Constitutional Court and of other judges. On Thursday, the Constitutional Court has issued a press release with the following content:

"The Constitutional Court of Romania expresses its concern over the attacks launched by the Government and other public authorities against the Court and its judges. The Constitutional Court points out the fact that these attacks are incompatible with the democratic process.

Threats of removal and any other form of political pressure from the Government can seriously affect the activity of the judges and of the Constitutional Court as a whole. Therefore, the Constitutional Court hereby reiterates its role as a guarantor of the Constitution, fundamental role in a democratic society."

On Monday, 2 July 2012, the leader of the National Liberal Party, one of the governing parties, has publicly stated that the Constitutional Court was a shame and that the parliamentary majority was going to revoke the judges of the Constitutional Court.

On Tuesday, 3 July 2012, in an extraordinary session, the governing coalition has started to apply the measures by an attempt to revoke the Ombudsman. As we are writing this complaint, the Legal Commission of the Parliament has approved the revocation.

This complaint was approved by the Plenary of the Constitutional Court of Romania as follows:

*Augustin Zegrean, President of the Constitutional Court  
Acsinte Gaspar, Ion Predescu, Aspazia Cojocaru, Tudorel Toader, Valentin Zoltan Puskas, Petre  
Lăzăroiu, Iulia Antoanella Motoc, Ștefan Mircea Minea, Judges of the Constitutional Court.*