

## Europass Curriculum Vitae



### Personal information

Surname(s) / First name(s) **TRETTER, Hannes**

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Nationality Austrian

Date of birth 5<sup>th</sup> July 1951

Gender Male

### Work experience

Dates Since 1992

Occupation or position held **Administrative Director and Scientific Co-Director of the Ludwig Boltzmann Institute of Human Rights (BIM)**

Main activities and responsibilities Research and management of the Ludwig Boltzmann Institute of Human Rights (BIM) which is an independent research institute and project centre on human rights, generally mandated for involvement in the implementation of EU Twinning and Technical Assistance projects within the IPA programme.  
Implementation of more than 30 Twinning projects since 2003.

Name and address of employer Ludwig Boltzmann Institute of Human Rights (BIM), Freyung 6/2, A-1010 Vienna, Austria

Type of business or sector Academia

Dates	Since 2004
Occupation or position held	<b>Associate Professor for Human and Fundamental Rights Law at the Faculty of Law (2004-2016), and Deputy Head of the Research Centre Human Rights, University of Vienna (since 2014)</b>
Main activities and responsibilities	Numerous lectures, seminars, guest lectures, presentations, discussions, publications of books and articles on human rights, international and European law, constitutional and administrative law within the Law Faculty of the University of Vienna, in particular within the elective course "Grund- und Menschenrechte". Actually also lecturer of the "Vienna Master of Arts in Human Rights", of the Masters Courses "Menschenrechte" and "Good Governance" of Danube University Krems (Lower Austria). Former lecturer of the Master Course on "Human Rights and Democratisation" of the European Inter-University Center in Venice (EMA), of the Master Courses "European Studies" and "IT-Law" of the University of Vienna, of the Master Course "European Studies" of Viadrina University Frankfurt/Oder, and former head of the elective course on "Diskriminierungsschutz" at the Law Faculty of the University of Vienna. Visiting professor for human rights law at several Universities in Europe.
Name and address of employer	University of Vienna, Universitätsring 1, A-1010 Vienna, Austria
Type of business or sector	University
Dates	Since 2013
Occupation or position held	<b>Director of the Straniak Academy for Democracy and Human Rights</b>
Main activities and responsibilities	Overall responsibility for planning, organising and implementing the Academy, teaching
Name and address of institution	Straniak Academy for Democracy and Human Rights, c/o Ludwig Boltzmann Institute for Human Rights – Research Association, A-1010 Vienna, Freyung 6
Type of business or sector	Academic education for advanced students and new graduates in states in transition, in particular in the Western Balkans (in cooperation with University of Vienna and University of Montenegro)
Dates	2007 - 2012
Occupation or position held	<b>Vice-chair of the Management Board of the European Union Agency for Fundamental Rights (FRA)</b>
Main activities and responsibilities	Determination of FRA work-programmes, budgeting, adoption of annual reports, appointment and dismissal of the director of FRA, member of FRA Executive Board (assistance to the management board, preparation of meetings and resolutions, consultancy to director of FRA)
Name and address of institution	European Union Agency for Fundamental Rights, Schwarzenbergplatz 11, A-1040 Vienna, Austria
Type of business or sector	Management as well as human rights expertise
Dates	2000 – 2007
Occupation or position held	<b>Director of the Austrian RAXEN Focal Point of the European Monitoring Centre on Racism and Xenophobia in Vienna – EUMC (between 2000 and 2002 Co-Director, 2002-2007 Director)</b>
Main activities and responsibilities	Coordination three institutes and a team of researchers building the Austrian RAXEN Focal Point aimed at monitoring and reporting on racism, xenophobia and other forms of discrimination to EUMC
Name and address of employer	Ludwig Boltzmann Institute of Human Rights, Freyung 6/2, A-1010 Vienna, Austria
Type of business or sector	Monitoring and applied academic research
Dates	2000 – 2006
Occupation or position held	<b>Head, deputy head, respectively member of an Independent Commission of the Austrian Human Rights Advisory Board within the Federal Ministry of Interior</b>
Main activities and responsibilities	Human rights monitoring of the Austrian police
Name and address of employer	Federal Ministry of Interior, Herrengasse 7, A-1010 Vienna
Type of business or sector	Human rights monitoring
Dates	1978-2004
Occupation or position held	1990-2004 <b>Assistant Professor</b> 1978-1990 <b>Assistant</b>

Main activities and responsibilities Numerous lectures, seminars, guest lectures, presentations, discussions, publications of books and articles on human rights, international and European law, constitutional and administrative law

Name and address of employer Institute of Constitutional and Administrative Law as well as the Faculty of Law, University of Vienna, Dr. Karl Lueger Ring 1, A-1010 Vienna, Austria

Type of business or sector university

Dates 1976 - 1978

Occupation or position held **Legal assistant**

Main activities and responsibilities preparation of judgments and support to the judges

Name and address of employer Austrian Constitutional Court

Type of business or sector Judiciary

**Education and training**

Dates 2004

Title of qualification awarded **Habilitation**

Principal subjects/occupational skills covered Fundamental and Human Rights Law

Name and type of organisation providing education and training University of Vienna, Law Faculty

Dates 1975

Title of qualification awarded **Doctor of Law**

Principal subjects/occupational skills covered Fundamental and Human Rights Law  
International and European Law  
Public Law, especially Constitutional Law

Name and type of organisation providing education and training University of Vienna, Law Faculty

**Personal skills and competences**

Mother tongue(s) **German**

Other language(s)

Self-assessment  
*European level (\*)*

**English**

Understanding				Speaking				Writing	
Listening		Reading		Spoken interaction		Spoken production			
C1	Proficient user	C1	Proficient user	C1	Proficient user	C1	Proficient user	C1	Proficient user

(\*) *Common European Framework of Reference for Languages*

Social skills and competences - Experience in multicultural and multidisciplinary relations and teams  
- Experience in coping with conflicts within teams or groups of people

Organisational skills and competences Longstanding experience in the scientific and administrative management of a human rights institute up to 50 staff members; leading of various scientific and applied research projects as well as several EU Twinning projects

**Project Management**

Project leader of several **research projects** of BIM (sponsored inter alia by EU, OSCE, US State Department, Open Society Institute, Austrian Development Agency, FWF, OeNB, BKA, BMaA, BMJ, BMWF, BMUKK, BMSK, BMWA), *inter alia*:  
- Ethnic cleansing operations in Bosnia and Herzegovina and Kosovo (reporting to UN organs, including ICTY)  
- Implementation of the International Convention on the Elimination of All Forms of Racial

- Discrimination and of the Convention on the Rights of the Child in Austria
- Temporary protection for Bosnian refugees in Europe
- Drafting of a general law on anti-discrimination measures in Austria
- Implementation of the EU Directives against discrimination
- Combating against trafficking in human beings
- Human Dimension of the OSCE
- Mandate of the UN Mission in Kosovo
- Corporate social responsibility of enterprises
- Care for refugees in Austria
- Implementation of judgments of the ECtHR in national law
- Implementation of the EU Data Retention Directive into the Austrian legal order (drafting the law)
- Human Rights of refugees and asylum seekers in the Mediterranean and North African States
- Crimes against humanity committed by the "Islamic State"

**EU Twinning projects in the area of democratisation, rule of law and human rights carried out by BIM on behalf of the Republic of Austria:**

**Project leader and expert activities** of/in the following **EU Twinning projects**:

- "Support to the advancement of human rights and zero tolerance to discrimination" in Serbia, start September 2015 (up to 2017)
- "Establishing a comprehensive system for anti-discrimination protection" in Croatia, 2011-2013
- "Combating Trafficking in Human Beings" in Croatia, 2007-2008
- "Enforcement of Equal Opportunity Policies and the Effective Implementation of the Anti-discrimination Law" in Hungary, 2006-2007
- "Strengthening the National Institutional Structure for the Fight against discrimination" in Slovenia, 2006
- "Assistance to the OPDP in Exercising Supervision of Personal Data Protection" in the Czech Republic, 2006
- "Improvement of Statement Taking Methods and Statement Taking Rooms" in Turkey, 2004-2006
- "Strengthening Anti-discrimination Policies" in Poland, 2003-2004

**Lead of BIM input and/or expert activities** in the following **EU Twinning projects**:

- "Strengthening the Institutional Capacity of the Supreme Court of Ukraine in the Field of Human Rights Protection at the National Level", 2016-2018
- "Implementation of the best European practices with the aim of strengthening the institutional capacity of the Apparatus of the Ukrainian Parliament Commissioner for Human Rights to protect human rights and freedoms (Apparatus)", 2016-2018
- "Fight against Homophobia and Transphobia" in Kosovo, 2015
- "Improved Relations between Mass Media and Judiciary" in Turkey, 2013-2015
- "Towards an effective and professional Justice Academy" in Turkey, 2013-2015
- "Implementation Capacity of Turkish Police to Prevent Disproportionate Use of Force" in Turkey, 2011-2013
- "Implementation of Personal Data Protection Strategy" in Montenegro, 2011-2013
- "Support for setting up an efficient National Preventive Mechanism for an increased promotion and protection of human rights in the places of detention" in Romania, 2010
- "Improving the institutional capacity of the agencies involved in the prevention of trafficking in human beings in line with the current European standards and best practices" in Romania, 2008-2009
- "Reform of the Administrative Jurisdiction" in Croatia, 2007-2009
- "Strengthening Institutions in the Fight against Trafficking in Human Beings" in Turkey, 2006-2007
- "Improvement of Administrative Justice" in Bulgaria, 2003-2005

Technical skills and competences

- Comprehensive experience in research activities on human rights, rule of law and democratization
- Practical and academic experiences concerning the elaboration of draft bills as well as adaptation of domestic law according to international and European human rights requirements; experience in comparative law
- Long-standing experience in human rights education and training

Computer skills and competences

MS Office software, Internet and legal search tools

Other skills and competences

Offshore sailing licence (skipper experience for more than 35 years)

Driving licence

Austrian driving licence B

## Additional information

### Professional activities

- Of Counsel for Human Rights for various law firms, since 1978
- Member of the Defence Council of the Vienna Court of Appeal, since 1986
- University of Klagenfurt, Lectures on fundamental freedoms and human rights, 1985-1989
- University of Applied Arts, Lectures within the University Course Master of Advanced Studies "Exhibition and Cultural Communication Management", 1992-2006
- Editor of the journal "Die Union", European Commission – Representation in Austria, 2000-2004

### Membership in professional bodies

- Alternate Member of the Scientific Committee of the European Union Agency for Fundamental Rights
- Member of the Austrian Commission of Jurists
- Board member of Reporters without Frontiers Austria
- Member of the Austrian League for Human Rights
- Member of the Board of Trustees of the legal committee LAMBDA
- Member of the Scientific Advisory Board of the Danube University, Krems/Lower Austria

## Annexes

### Selected Publications (since 2000):

- 2017 Kommentar zu Artikel 4 der Europäischen Menschenrechtskonvention, in: *Korinek/Holoubek* (Hrsg.), Kommentar zum Bundesverfassungsrecht (Loseblatts Ausgabe), Neufassung, Springer Verlag, 2017
- 2016 The Polish Interim Broadcasting Act 2015 in the Light of Article 10 ECHR (Study on behalf of the European Broadcasting Union (together with *Walter Berka*), 2016, <https://www.ebu.ch/home>)
- 2013 Public Service Media under Article 10 of the European Convention on Human Rights, Study on behalf of the European Broadcasting Union (together with *Walter Berka*), 2013, <https://www.ebu.ch/home>
- 2013 Die Meinungsfreiheit im Kontext von Demokratie, Rechtsstaatlichkeit und widerstreitenden Interessen, in: *Bielefeldt u.a.* (Hrsg.), „Meinungsfreiheit – Quo vadis?“, Jahrbuch Menschenrechte 2012-2013, 2013, 25-39
- 2013 Der europäische Rechtsrahmen zur Bekämpfung von Hassrede, in *Feik/Winkler* (eds.), Festschrift für *Walter Berka*, 2013, 237-261
- 2012 An Overview on of the EU Human Rights Mechanisms, in: *Nowak et.al.* (eds.), *All Human Rights for All - Vienna Manual on Human Rights*, 2012, 165-174
- 2012 Analysis of European standards regarding freedom of media and data protection, IPA 2009 – Implementation of Personal Data Protection Strategy in Montenegro (MN 09 IB JH 03), 28 June 2012
- 2012 The right to data protection and its implementation in national law, IPA 2009 – Implementation of Personal Data Protection Strategy in Montenegro (MN 09 IB JH 03), 26 June 2012
- 2011 Kommentierung des Artikels 3 der Europäischen Menschenrechtskonvention, in: *Korinek/Holoubek* (Hrsg.), Kommentar zum Bundesverfassungsrecht (Loseblatts Ausgabe), Teil III Grundrechte, 10. Lieferung, Springer-Verlag, 2011, 226 Seiten
- 2011 Die EU aus datenschutzrechtlicher Sicht – Ein Raum der Freiheit, der Sicherheit und des Rechts?, in: *Bielefeldt u.a.*, „Nothing to hide – nothing to fear? Datenschutz/Transparenz/Solidarität“, Jahrbuch Menschenrechte 2011, S. 34-50
- 2001 Analysis of the Law of Electronic Communication Law (ECL) considering the Criminal Procedure Code (CPC) whether they are in conformity with EU standards, IPA 2009 – Implementation of Personal Data Protection Strategy in Montenegro (MN 09 IB JH 03), 4 March 2011 (<http://bim.lbg.ac.at>)
- 2011 Compatibility of the Law on the National Security Agency 2011 with the relevant EU data protection legislation and data protection standards in the EU, IPA 2009 – Implementation of Personal Data Protection Strategy in Montenegro (MN 09 IB JH 03), 27 October 2011
- 2011 Analysis of the Law on Identity Cards 2010 and the Law on Travel Documents 2008 with regard to conformity with EU standards, IPA 2009 – Implementation of Personal Data Protection Strategy in Montenegro (MN 09 IB JH 03), 3 June 2011
- 2011 Analysis of the Law of Electronic Communication Law (ECL) considering the Criminal Procedure Code (CPC) whether they are in conformity with EU standards, IPA 2009 – Implementation of Personal Data Protection Strategy in Montenegro (MN 09 IB JH 03), 4 March 2011
- 2010 Aktuelle datenschutzrechtliche Herausforderungen in Österreich, *Zukunft* 2010/1, S. 18-24

- 2010 Der digital bewegte Mensch, Österreichisches Anwaltsblatt 2010, S. 165-170
- 2010 The Role of the European Court of Human Rights in Austria: Recommendations on how to enhance domestic impact of its judgements and improve its overall effectiveness, JURISTRAS Policy Paper, presented to the CoE Interlaken Ministerial Conference 18./19. February 2010 (together with: *Barbara Liegl* and *Astrid Steinkellner*), <http://bim.lbg.ac.at>
- 2009 Die EU-Agentur für Grundrechte – Aufgaben, Chancen, Perspektiven, in: Jahrbuch Friedenskultur 2009, S. 170-181
- 2009 Grundrechtliche Probleme der Verwendung personenbezogener Daten durch die Sicherheitsbehörden, in: *Österreichische Juristenkommission* (ÖJK), Alles unter Kontrolle? Überwachung – Privatsphäre – Datenschutz, Kritik und Fortschritt im Rechtsstaat, Band 34, 2009, S. 55-73 und S. 109 f.
- 2009 Right to data protection of victims of trafficking in human beings, Twinning Project, Supporting the institutional capacity to prevent trafficking in human beings in Romania (RO03/IB/JH07TL), 18/19 March 2009 (<http://bim.lbg.ac.at>)
- 2008 Menschenrechte in der Krise (Zum 60. Jahrestag der AEMR), Die Presse vom 9. Dez. 2008, S. 8.
- 2008 Die Entwicklung des Europäischen Menschenrechtsschutzes aus der Allgemeinen Erklärung der Menschenrechte – Stärken, Schwächen und Zukunftsperspektiven, in: *Hutter/Kimmle* (Hrsg.), Das uneingelöste Versprechen – 60 Jahre Allgemeine Erklärung der Menschenrechte, von Loeper Literaturverlag, 2008, S. 58-70
- 2008 Stand und Zukunft des Menschenrechtsschutzes in Europa, in: *Bielefeldt/Hutter/Kurtenbach/Tessmer* (Hrsg.), Menschenrechtsfragen, Festschrift Volkmar Deile, von Loeper Literaturverlag, 2008, S. 38-55
- 2007 Menschenrechtliche Verantwortung zwischen staatlichen und privaten Akteuren (gemeinsam mit Franz-Josef Hutter), Jahrbuch Menschenrechte 2007, Suhrkamp 2006, S. 39-48
- 2007 Vorschläge zur Errichtung einer nationalen Menschenrechtsinstitution in Österreich (gem. mit Manfred Nowak), Journal für Rechtspolitik 2007, S. 1-10
- 2007 Enforcement of equal opportunity policies and the effective implementation of the anti-discrimination law, Twinning Light Project in Hungary, Enforcement of equal opportunity policies and the effective implementation of the anti-discrimination law (HU2004/IB/SO01-TL), 2 February 2007 (<http://bim.lbg.ac.at>)
- 2007 Die Grundrechteagentur der Europäischen Union – Feigenblatt oder Aufbruchsignal?, Jahrbuch Menschenrechte 2008, Suhrkamp 2007, S. 257-264
- 2006 Hate speech and discriminatory discourse as a form of discrimination, Twinning Light Project in Slovenia, Strengthening the National Institutional Structure for the Fight against Discrimination (CRIS No. 2005/017-462.04.01), 27 September 2006 (<http://bim.lbg.ac.at>)
- 2005 Hannes Tretter (Hrsg.), Temporary Protection in Europa, Band 1 – Länderberichte, Verlag Österreich, 2000, 530 Seiten; Band 2 – Analysen und Schlussfolgerungen, Verlag Österreich, 2005, 362 Seiten
- 2005 EMRK und Europäische Grundrechte-Charta, in: *Grewe/Gusy* (Hrsg.), Menschenrechte in der Bewährung, Nomos, 2005, S. 55-80
- 2003 Die Kopenhagener Kriterien – gemeinsame menschenrechtliche Standards für Mitgliedstaaten und Kandidatenländer? (gemeinsam mit *Anne-Karin Grill* und *Maria-Theresia Röhsler*), Jahrbuch Menschenrechte 2004, Suhrkamp 2003, S. 39-48
- 2002 Kommentierung des Artikels 4 der Europäischen Menschenrechtskonvention, in: *Korinek/Holoubek* (Hrsg.), Kommentar zum Bundesverfassungsrecht (Loseblattausgabe – 5. Lieferung), Springer Verlag, Wien – New York 2002, 35 Seiten
- 2001 Ein Antidiskriminierungsgesetz für Österreich, in: *Österreichische Juristenkommission* (Hrsg.), Neue Wege des Grundrechtsschutzes (gemeinsam mit *Dieter Schindlauer*), Verlag Österreich, Wien 2001, S. 109-140
- 2001 Austria and the ECHR, in: *Blackburn/Polakiewicz* (eds.), Fundamental Rights in Europe – The European Convention on Human Rights and its Member States, 1950 to 2000, Oxford University Press, 2001, p. 103-165
- 1999 The implementation of judgements of the European Court of Human Rights in Austria, in *Barkhuysen et al.* (eds.), The Execution of Strasbourg and Geneva Human Rights Decisions in the National Legal Order, Martinus Nijhoff 1999, pp. 167-182