

CODE OF CONDUCT JUDICIARY (NETHERLANDS) (abridged)

Impartiality, independence

1. Employees of the Judiciary should realize that fulfilling additional functions outside the judiciary may affect proper carrying out of their judiciary duties, maintaining their impartiality and independence and society's confidence in an impartial judiciary. See also the Additional functions Guide.
2. Employees of the Judiciary should realize that manifestations of political or religious conviction may prejudice the image of impartiality and independence of the judiciary. See also the Impartiality Guide.
3. Employees of the Judiciary avoid an undesirable mixing of work and private life. See also the Impartiality Guide.
4. Governance and management of the Judiciary shall refrain from dealing with the merits of the procedural handling or substantive assessment of the decision in a particular case or category of cases.

Integrity

5. Employees of the Judiciary shall proceed in a careful and socially responsible manner regarding property and resources made available to them in the framework of their function.
6. Employees of the Judiciary shall observe the secrecy required under any given circumstance.
7. Employees of the Judiciary should realize that their behavior and public expression of private opinion could damage confidence in the Judiciary.
8. Employees of the Judiciary do not take gifts from litigants or other stakeholders.

Professionalism

9. Employees of the Judiciary act in the performance of their duties impartially, respectfully and professionally. They realize the importance of timeliness and carrying out promises.
10. Employees of the Judiciary behave in an open and respectful manner towards each other. They realize they are jointly responsible for a culture of professional conduct and promote the giving and receiving of feedback.
11. Employees of the Judiciary are aware of the need to invest in their own expertise. They are largely responsible for their own professional development.

May 1, 2010

January 4, 2007 (new version 17 March 2011)

Protocol deputy judges (abridged) (Court of appeals Den Bosch, The Netherlands)

The Management Board has adopted the following policy with regard to the appointment and deployment of deputy judges in the Court of Appeal 's-Hertogenbosch:

A. conditions for appointments

1. members of other courts in this district and members of the public prosecutor's office, working with public prosecutors in this district, shall not appointed as deputy-justice;
2. lawyers and advisers to law firms and tax consultancy offices in this resort shall not be appointed as deputy-justice;
3. lawyers and tax consultants from outside this district are not appointed as deputy-justice if they are not prepared to refrain from litigating, in their capacity as lawyer or tax advisor, at this Court.

B. principles for deployment

1. no more than one deputy-justice shall take part of a three-judge panel; former justices, who retired less than three years previously, may be excluded from this rule;
2. a deputy-justice shall not preside over the oral procedure; former justices, who retired less than three years previously, may be excluded from this rule;
3. a deputy-justice will not sit as a single judge; former justices, who retired less than three years previously, may be excluded from this rule;
4. a deputy-justice will not be used on cases in which he, or one of his colleagues, by virtue of his main function or other position, present or former, or his work group, has an interest in a particular outcome;
5. a deputy-justice is not used in cases concerning a point of law in which he publicly, other than in a judgment, has taken such a position that he may no longer be supposed to be unencumbered regarding this this point of law;
6. each sector of the Court may enter into specific additional agreements on the use of the deputy-justices. These require the approval of the Board.

C. other principles

1. a deputy-justice does not act as an expert to one of the parties in cases of the lower courts in the resort of 's-Hertogenbosch that may be appealed to this Court;
2. a deputy-justice should not publish articles about or commentary regarding the decisions of lower courts that may be appealed to this Court. Furthermore, he should refrain from giving legal advice based on those decisions and refrain from commenting on them in public.

D. additional agreements referred to in (B). 6.

(...)
