

EDUARDO CIFUENTES MUÑOZ

Former Justice and President of the Colombian Constitutional Court (1991- 2000)

Former Ombudsperson of Colombia (2000 – 2003)

Former Director of the Human Rights Division at UNESCO (2003 – 2005)

Place and date of birth Popayán (Colombia), March 24 1954

Languages Spanish, English, Italian, French

ACADEMIC RECORD

1. High School Champagnat School – Popayán (Colombia)

Leavenworth N.H.S. – Kansas. (U.S.A)

2. University *Universidad de los Andes* (Bogotá, Colombia)
Juris Doctor, 1977

Universidad Complutense (Madrid, Spain)
Diploma in Advanced Studies in Law

Columbia University, Parker School of Foreign and
Comparative Law (New York, USA) (June 1984)

4. Postgraduate academic experience:

Lecturer in private and constitutional law at the
Universidad de los Andes-Law School, for 15 years

Founder and Director of several postgraduate programs
at the *Universidad de los Andes-Law School*

Founder and member of the editorial board of the
Public and Private Law Journals published by
Universidad de los Andes-Law School

Founder and member of the editorial board of the
Economic Law Journal, published by the Economic Law
Association.

Member of the Advisory Committee of the Judiciary
Academy Journal (Lima-Perú)

EXPERIENCE

1. **Los Andes University (March 1 2011 – Currently)**
 - Associate Professor of Law
2. **Los Andes University (March 1 2005 – February 28 2011)**
 - Dean of the School of Law
3. **UNESCO (September 2003 – February 2005)**
 - Director of the Human Rights Division
4. **President of the Andean Council of Ombudspersons (*Defensores del Pueblo*)**
5. **Colombian Ombudsperson (*Defensor del Pueblo*) (September 2000- August 2003)**
6. **Constitutional Court (November 1991- August 2000)**
 - Justice
 - President (1999)
7. **Banco de Colombia (April 1986 – November 1991)**
 - Legal and Financial Vicepresident
8. **Los Andes University (April 1983 – March 1986)**
 - Coordinator, Postgraduate Degree in Financial Legislation
9. **National Securities Commission (Superintendent's Office on Securities) (June 1980 – January 1982)**
 - Head of Legal Office
 - Secretary General
10. **Colombian Superintendent's Office on Banking (October 1977 – April 1980)**
 - Legal Counsel
 - Counsel for the Banks Division
 - Head of Legal Office
 - Head of the Banks Division

PUBLICATIONS

(Translated titles)

1. Books

- Leasing (Bogotá: Editorial Temis, 1988)
- The Concept of Value (Bogotá: *Universidad de los Andes*, Editorial PRAG, 1985)

2. Chapters in Books

- "Study on the Monitoring of Public Policies of Demobilization and Reintegration" Criminal Policy Studies No. 2, Attorney General, 2006.
- "The ruling of the Constitutional Court of Colombia on re-election", Human Rights, International Relations and Globalization, Ibañez Publishing Group, 2006.
- "The Ombudsman and the Effectiveness of Human Rights in the Current Status of the Colombian Justice: Analysis and Solutions", *Universidad Externado de Colombia*, 2003.
- "Constitutional Judicial Review of Judicial Decisions in Comparative Law" in: "Constitution and Constitutionalism Today", on the fiftieth anniversary of Manuel García Pelayo's Comparative Constitutional Law, Manuel García-Pelayo Foundation, Caracas, August 2000.
- "Access to Justice and Due Process", in: "Iberoamerican Yearbook of Constitutional Justice", Center of Constitutional Studies, Madrid, 1999.
- "New Constitution and New Constitutional Interpretation: The Case of Colombia", in: "Challenges of Democracy in the Andean Region, Essays in our Reality", Andean Commission of Jurists, Lima-Peru, 1998.
- "Writ of Protection (*amparo*) against judgments" in: "Compilation of the lectures given at the seminars of diffusion, dissemination and updating of constitutional justice", compilation of Rubén López Mijangos Homer, President of the Constitutional Court of Guatemala, Centro Impresor Piedra Santa, Guatemala, 1998.
- "Effectiveness of Fundamental Rights with regard to individuals", Constitutional Journals México-Central America, National Autonomous University of México-Constitutional Court of Guatemala, México, 1998.
- "Constitutional Justice in Colombia", in: "Latin American Yearbook of Constitutional Justice", Center of Constitutional Studies, Madrid, 1997.
- "Constitutional Jurisdiction in Colombia", in: "Constitutional Jurisdiction in Latin America," Garcia Belaunde, D., Fernández Segado, F (Coordinators), Madrid, Ed. Dykinson, 1997.
- "Fundamental Rights and Constitutional Interpretation", in: "New Streams of Colombian Constitutional Law", Colombian Association of Constitutional Law and Political Science, Medellín, 1994.

3. Articles in Journals

- "States of constitutional exception in Colombia", *Ius et Praxis*, University of Talca, Chile, 2002.
- "Constitutional Court in Colombia", *Ius et Praxis*, University of Talca, Chile, 2002.

- "Subjects of special protection in the Constitution of Colombia", in: "Constitutional Court of Colombia", *Imprenta Nacional de Colombia*, 2001.
- "The Ombudsman's Office in Colombia: Challenges of an Ombudsman in the midst of a context of armed conflict and lawlessness", *Ius et Praxis*, University of Talca, School of Law and Social Sciences, Chile, 2001.
- "Report on the Constitutional Court in Colombia", *Ius et Praxis*, Law in the Region, University of Talca, School of Law and Social Sciences, Chile, 2000.
- "Freedom of expression in Colombia", *Ius et Praxis*, Law in the Region, University of Talca, School of Law and Social Sciences, Chile, 2000.
- "The writ of protection (acción de tutela) in Colombia", in: *Constitutional Actions for protection: reality and prospects in Chile and Latin America*, Humberto Nogueira Alcalá (Editor), Chile, 2000.
- "Personal Freedom", *Ius et Praxis*, Law in the Region, University of Talca, School of Law and Social Sciences, Talca, Chile, 1999.
- "Equality in the Jurisprudence of the Constitutional Court", *Journal of Public Law*, No. 7, February of 1997, Bogotá, Colombia.
- "Habeas Data in Colombia", *Ius et Praxis*, University of Talca, Chile 1997.
- "Women in the jurisprudence of the Constitutional Court", *Progress in the construction of legal equality for women in Colombia*, Females series No. 4, 1995, Ombudsman, Colombia.
- "Some aspects of the policy debate on financial reform", *Journal of Economic Law*, Year III, No. 7, July-September, Temis, 1985.
- "The Constitutionalism of poverty", *Dereito*, University of DH Xurídica Journal Santiago de Compostela, Volume IV, No. 2, 1995.
- "Glosses to the decree on nationalization of financial institutions", *Journal of Economic Law*, July-December 1984.

Conferences

Participation as a speaker at various symposia and national and international seminars. The focus of the presentations was the legal defense of human rights.

- V Latin American Congress of Constitutional Law, Querétaro–México, October 3rd to 6th, 1994.
- Seminar and Course on Constitutional Guarantees, Caracas–Venezuela, April 26th to 30th, 1995.

- International Seminar on the Constitutional Court, Lima–Perú, – May 2 and 3, 1995.
- IV Venezuelan Congress of Constitutional Law, November 16th to 18th, 1995.
- Workshop on Constitutional Guarantees, Andean Commission of Jurists, Lima–Perú, November 27th to 30th, 1995.
- I European Congress of Latin American experts - Forum "Latin American Law of Peoples: Unity of the Latin American Legal System" Subject: The right to life in the case law of the Constitutional Court of Colombia,– Salamanca-Spain, June 25th to 29th, 1996.
- Legal Protection of Women's Human Rights. Topic: The right to equality and non-discrimination in the case law of the Colombian Constitutional Court, Guayaquil–Ecuador, September 25th to 27th, 1996.
- Workshop on the Constitutional Protection of Human Rights, Lima–Perú, August 26th to 29th, 1996.
- American Tribune of the household of America, "Workshop on the modernization of justice in America", Madrid-Spain, November 28th to 29th, 1996.
- I Conference of Constitutional Law. Topic: Constitutional Review and Fundamental Rights. Constitutional Law Association of Panama, Panamá, October 22nd and 23rd, 1997.
- Seminar on the Unity of the Legal System and Identity in Latin America: democracy and judicial training, Rome-Italy, December 15th to 16th, 1997.
- V Venezuelan Congress of Constitutional Law. Topic: "Efficacy of Fundamental Rights in the relationships between individuals", Mérida-Venezuela, November 27th to 29th, 1997.
- International Seminar. Topic: Supreme Court and Constitutional Court, Talca–Chile, March 25th–27th, 1998.
- American Institute of Human Rights. Topic: Seminar on "*Amparo* (writ of Protection) and *habeas corpus*. Legal nature, scope and procedural considerations", Guatemala and Quetzaltenango-Guatemala, August 24 to 27, 1998.
- Santiago de Compostela University- 1st Topic: The Colombian Constitutional System, 2nd Topic: Seminar on National Defense Studies, a study of the Armed Forces,) Madrid-Spain, October 26th to 28th, 1998.
- International Seminar "Democracy and Justice - the judicial power in the construction of the Rule of Law", Brazil, November 8th to 10th, 1998.

- VI Meeting of Presidents and Judges of Chambers and Constitutional Courts in Latin America, Buenos Aires-Argentina, March, 1999.
- International Conference on Procedural Law, Lima-Perú, July, 1999.
- International Forum on "Access to Justice and Equity in Latin America". October, 1999.
- IV Venezuelan Congress of Constitutional Law. Venezuela, October 1999.
- International Course "Constitution and Human Rights", Cusco-Perú, November 25th and 26th, 1999.
- III Annual Meeting of the Andean Council of Defense Attorney, Lima-Perú, October 2nd to 6th, 2000.
- International Meeting on Peace, Human Rights and International Humanitarian Law in Colombia, San José-Costa Rica, October 16th to 18th, 2000.
- V Annual Congress of the Latin-American Federation of Ombudsman, México, November 21st to 25th, 2000.
- World Conference against Racism, Racial Discrimination, Xenophobia and Related issues of Intolerance, Santiago de Chile, December 5th to 8th, 2000
- Meeting of the United Nations on "The Right to Adequate Food as a Human Right", Germany, March 10th to 15th, 2001.
- Latin American Regional Seminar on the International Criminal Court, Argentina, June 19th to 23rd, 2001.
- Informal Meeting on the Humanitarian Challenges in Colombia, Geneva-Switzerland, June 25th to 30th, 2001.
- 3rd World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance, and participation in the Panel of Experts on the Refugees and Internal Displacement Persons Law, Durban-South Africa and San Remo-Italy, August 27th to September 10th, 2001.
- Conference "Preventive Detention" (on the Work and Cooperation of Ombudsman and National Human Rights Institutions), Copenhagen- Denmark, September 23rd to 25th, 2001.
- VI Congress of the Latin-American Federation of Ombudsman- Panelist - "Enforceability of Economic, Social and Cultural Rights in domestic and international systems", San Juan-Puerto Rico, December 5th to 8th, 2001.
- Summit for Peace. Havana - Cuba. 29 to 31 January 2002.

- V Meeting of the Andean Council of Defense Attorney. Quito - Ecuador. February 1 2002.

- First General Assembly meeting of the Network of National Institutions for the Promotion and Protection of Human Rights in the Americas. Kingston - Jamaica. March 7 and 8 2002.

- International Seminar on "Constitutional Reform" at the University of Talca. Santiago de Chile. 19 to 23 March 2002.

- 58th Commission Session of UN Human Rights. Geneva. April 15 to 18 April 2002.

- Preparatory session of the meeting Guardianship Intercontinental on Human Rights, meeting of Ombudsmen Madrid-Spain. 21 to 23 April 2002.

- Second Assembly of the Network of National Institutions for the Promotion and Protection of Human Rights in the Americas. Ombudsman Network Meeting. San Jose, Costa Rica. July 17 and 18, 2002.

- Seminar on impunity. Swedish Foundation for Human Rights. Stockholm. 20 to 27 October 2002

- V Andean Regional Course on Human Rights for Law Professors and Professional Non-Governmental Organizations. Cuzco, Peru, 29 to 31 August 2005.

- First International Conference on Human Rights, International Relations and Globalization. Madrid, Spain, March 22 and 23, 2006.

- Seminar on Human Rights and Legal Certainty in Latin America. New York, April 19, 2006.

- Day of Reflection "Forced Displacement at the Constitutional Court." Medellin, May 23, 2006.

- Seminar "Ineligibility and Republican Thought: The Problem of Non-reelection." Vigo, October 20 and 21, 2006.

- X International Seminar on Constitutional Justice in the Twenty-First Century. Sucre, Bolivia, 18 to 20 July 2007.

- Second Meeting of the Inter-American and European Human Rights Network (LAEHR). Lima, 2 to 5 September 2007

- IV International Symposium "The Constitution of Cadiz of 1812: Source of European and American law." Cadiz, 11 to 13 June 2008.

- World Justice Forum. Vienna, Austria, 2 to 5 July 2008

- The Role of Latin America in International Criminal Justice (LAEHR). Netherlands, September 17 and 18, 2008.
- Seminar on Public Policy and Human Rights. Lima, Peru, April 23 and 24, 2009.
- International Course on Public Policies and Specially Protected groups in the Andean Region. Andean Commission of Jurists. Cartagena, 26 to 29 May 2009.
- Seminar in Latin American Constitutional Theory and Policy - SELA 2009. Asunción, Paraguay, 11 to 14 June 2009.
- Expert Meeting on Education for Community Development. Quito, Ecuador, October 1 and 2, 2009.
- Expert Seminar - Implementation of the Optional Protocol to the International Covenant on Economic, Social and Cultural Rights: Future Role of the Committee on Economic, Social and Cultural Rights. Geneva, Switzerland, October 28 and 29, 2009.
- World Justice Forum-2009. Vienna, Austria, 11 to 14 November 2009.
- International Seminar "Respect and Guarantee of Fundamental Rights. Challenges for the Judiciary" Santiago de Chile, May 6 and 7, 2010.
- Seminar in Latin American Constitutional Theory and Policy - SELA 2010. Santiago de Chile, 10 to 13 June 2010.
- Conversation with the Judges and Lawyers of the Constitutional Court "Developing Constitutional Interpretive Standards in Light of International Standards in the Field of Human Rights." Guatemala City, November 18 and 19, 2010.
- V International Symposium "Cadiz to the Bicentennial - The Political Thought and Ideas in Latin America Before and During the *Cortes* of 1812." Cadiz, 23 to 26 November 2010.

Awards and other recognitions

Distinguished guest of the State of Mérida (Bolivarian Republic of Venezuela), as made by the honorable designation of the Libertador Municipality Council (November 1997).

Order of the Congress of Colombia in the grade "Great Cross ", for lifetime achievement (July 1999).

Francisco Fajardo Order, first class, given by the Governor of the Federal District (Caracas, November 1995). The order is intended to reward those who, whether or not Venezuelans, deserve it for their service to science, culture, art, outstanding merit

and eminent contributions to the development and progress of the country.

José Ignacio de Márquez medal in the gold category, awarded by the Higher Judicial Council, Colombia (December 1999). The category is extraordinary and gold is awarded for exceptional merit of those who have occupied the highest positions in the judiciary, and whose works has contributed to enrich and give prestige to the administration of justice.

Distinguished guest of the city of Queretaro, according to his honorable designation by City Council (October 1994).

Order Francisco de Miranda Award, second class, awarded by the President of the Republic of Venezuela (1997). The said order rewards to those who deserve it for their service to science, the progress of the country or their outstanding merits.