

LEPL - David Aghmashenebeli National Defence Academy of Georgia



Personal Information

Name, Surname: Ioseb Gabaraev Date of Birth: 24.09.1981 Place of birth: Gori, Georgia Citizenship: Georgia Tel: +995 595 900 411 E-mail: <u>s.gabaraevi@gmail.com</u>, <u>i.gabaraev.attorney@gmail.com</u>

Education

- **2022:** By the Decision #7 of the University Dissertation Board on september 27, 2022 was awarded Phd Degree in Law (Criminal Law), Doctoral thesis: "Issues of Qualification of Sexual Offenses Committed by Violence", Ivane Javakhishvili Tbilisi State University of Tbilisi.
- **2011:** Summer School, organized by (DAAD) Humboldt University and Constitutional Court of Georgia, "European Criminal Law ", Batumi.
- **1998-2003:** Faculty of Law, Gori Economic & Humanitarian University, Gori, Georgia, Specialist in Law (Diploma with Honour).

Workplace, experience

- from October 28, 2024 until today associate professor (academic) of the David Agmashenebeli National Defence Academy Of Georgia;
- From March 2024 present: Professor (academic) of the Georgian International University of -GIU;
- From March 2020 August 2024, the Shida Kartli Coordinator of the joint project of the Association of Civic Education Lecturers CELA and Friedrich Ebert "Youth Civic Engagement School";
- From June 2018 present:, Member of the board of the organization "Georgian Lawyers for Independent Profession" (GLIP), Head of Criminal Law Department;
- From 03.07.2017 present: Expert of Center for Training and Consultancy (CTC), In EU co-funded Project "Georgian Civil Society Sustainability Initiative";
- 2017 2018: Invited Specialist at Euroregional Teaching University (Georgia);
- From July 2017 to August 2024, Expert of the CTC consulting and training center in the project "Sustainability of Georgian civil society";
- **2016 present:** Member of the CELA Board (CELA Civic Education Lecturers Association), (www.cela.ge);
- **2015– present:** Certified trainer of the Training Center of Justice of Georgia in Juvenile Justice;
- **2008** to **2017**: Georgian Bar Association's trainer in several different modules;
- **2007 to 2019:** Lawyer of LEPL Legal Aid Service of Georgia Shida kartli Legal Aid Bureau.
- 2007 present: Invited Specialist (Lecturer), LEPL Gori State University, Gori, Georgia.

- Since 2006, I have been working as a lecturer-teacher at the Faculty of Social Sciences, Business and Law of the Economic and Humanities University of Gori;
- **2005-2006** : assistant professor on a faculty of Social Sciences, Business and Law, Gori Economic and Humanitarian University, Gori, Georgia.
- From 2006 until now, a member of the Georgian Bar Association with general specialization;

Courses and trainings taken

- **2025:** From February 23 to March 2, study visit to the Court of Justice of the European Union (CJEU) in Luxembourg and the European Court of Human Rights (ECHR European Court of Human Rights) in Strasbourg, France;
- **2024: From December 9-15,** study visit to the Federal Republic of Germany (organized by the German Foundation for International Legal Cooperation IRZ), which included a visit to the city courts of various instances in Hamburg and Berlin, a joint working meeting with German judges, and attendance at relevant case hearings;
- **2024:** November 22-December 3, study visit a training course organized by the Singapore International Arbitration Academy, whith special invitation of the Singapore International Arbitration Academy, which was held on November 24-29, in Singapore.
- **2024**: **October 9-14**, Georgia Lawyers for Independent Profession members study visit to Dublin, Ireland: Participant in the 24th annual conference of the EUROPEAN LAW INSTITUTE.
- **2024**: July 15-19, within the framework of the cooperation between the Davit Agmashenebeli National Defense Academy of Georgia and the NATO Defense Education Development Program (DEEP), a training was held at the academy on the topic: "Student-oriented active learning methods".
- **2024:** April **29-30**, Georgian lawyers for the independent profession study visit of members to Alicante, Spain: participant in the international conference organized by the European Union Intellectual Property Office EUPO entitled "Intellectual Property Litigation Practice 2024";
- **2024:** April 20 "Personal Data Protection and Practices" seminar jointly organized by Georgia Lawyers for Independent Practice, Legal Profession Development Center (#LPDC) and Georgia Health Federation. (Speaker Mr. Kakhaber Goshadze, PhD,).
- **2024:** March 02-03 Georgian Lawyers for Independent Profession and the Legal Profession Development Center (#LPDC) organized the seminar "Civil dispute review specifics and judicial practice". (Speaker Mrs. Diana Berekashvili, judge of Tbilisi Court of Appeal).
- 2023: November 10 Georgian Lawyers for the Independent Profession (#glip), organized by the German International Legal Cooperation Foundation (IRZ) and the Legal Profession Development Center (LPDC) "Issues of Architect's Liability". (Speaker Mr. Ulrich Hagenloch - former president of the Dresden District Court).
- **2023:** November 4 Seminar "Leadership and personal development" organized by Georgian Lawyers for Independent Profession (glip) and the Legal Profession Development Center (LPDC) (speaker Ms. Lali Badridze, psychotherapist, representative of the International Academy of Positive Psychotherapy in Georgia).
- **2023:** July 8 Georgian lawyers for independent profession (#glip), the German International Legal Cooperation Foundation (#IRZ) and the Legal Profession Development Center (#LPDC) organized a seminar "Problematic issues of administrative law in the light of EU law". (Speaker Mr. Wolfgang Sievert President of the Hamburg Regional Court of Social Affairs).

- **2023:** On June 15, GLIP member lawyers participated in a workshop organized by #GLIP and the European Business Association #EBA and supported by the International Center for Private Entrepreneurship CIPE Europe & Eurasia on the topic: Grounds and consequences of terminating an employment contract. (Speaker: Judge of the Civil Affairs Chamber of the Tbilisi Court of Appeal, Doctor of Law Mrs. Ketevan Meskhishvili.)
- **2023**: Study visit of GLIP member lawyers in Italy (Rome) at the Unidroit office (International Institute for the Unification of Private Law) and the Italian Constitutional Court;
- **2022:** December 28- November 2 informational and educational visit of GLIP member lawyers to Germany (Bonn) on current civil and criminal issues, (co-organized by the German Foundation for International Legal Cooperation IRZ.
- **2022:** (November 19, Batumi) workshop for lawyers and practicing lawyers on "current issues of criminal law", speaker on the topic "problems of qualifying rape as a sexual crime of violence";
- **2022**: October 22-23, seminar "Explanation of international law norms based on legal theory and judicial practice".
- **2022:** September 19-20 in Vienna, Austria, the international conference held under the auspices of the School of International Law of the University of Vienna and the "Jean Monet Chair", the topic of the conference: New frontiers of the EU (internal and external) investment policy (attender);
- 2022: Training seminar "Techniques of subsumption; techniques of drafting civil claims and other written documentation, product liability and legal guarantees", speaker: Mr. Ulrich Hagenloch, former chairman of the Dresden Regional Court, (15.09.22), Tbilisi.
- **2022:** September 5-8, Georgian lawyers for independent profession study visit of members to Madrid, Spain: As participated in the 22nd annual conference of the EUROPEAN LAW INSTITUTE.
- **2022:** June 27-29, Georgian lawyers for the independent profession study visit of members to the European Court of Human Rights, the Council of Europe and the European Parliament.
- **2022:** June 4, Private Law Symposium jointly organized by Black Sea International University and GLIP on the topic: "Problems of Allocation of the Burden of Proof in Tort Disputes" and "Civil Legal Aspects of Medical Torts".
- **2021:** training of trainers organized by the Center for Strategy and Development of Georgia (GCSD) on the topic: "Prevention of violent extremism and radicalization";
- **2020:** "Main aspects of unjust enrichment" organized by "Georgian Lawyers for Independent Profession" (01-02.08.2020) (speaker: Judge Ketevan Meskhishvili).
- **2020:** Webinar "Medical malpractice and limits of physician Liability", organized by "Georgian Lawyers for Independent Profession" (07.09.2020). (Speaker: Professor Ketevan Mchedlishvili-Hedrich).
- **2020 year:** 02-03.03.2020 educational practical visit to the European Commission, the Parliament of the European Union and the Council of the European Union.
- **2019:** 26-27.10.19 Study practical visit to the Court of Justice of the European Union, topic: legal issues of competition and consumer rights protection, Luxembourg.
- **2019:** Training seminar on current issues of labor law organized by "Georgian lawyers for independent profession" (25-26.05.2019).
- **2019:** Training seminar on current issues of contract law organized by "Georgian lawyers for independent profession" (16.02.2019).
- **2018**: Study seminar on problematic aspects of juvenile justice organized by "Georgian lawyers for independent profession" (18.12.2018).
- **2018:** training organized by the European Union for Georgia (EU4Justice), UNDP and Legal Aid Service on the topic: "Provocation of crime" (16.10.2018).
- **2018:** Training organized jointly by the European Union for Georgia (EU4Justice), UNDP and the Legal Aid Service on the topic: "Transport crime, motor vehicle expertise".
- **2018:** Training on "Right to a fair trial" on September 6-7, 2018 organized by the USAID Rule of Law Support Project (PROLoG).
- **2018:** Organized by USAID's Rule of Law Support Project (PROLoG) March 2018, Training on "European Standards on Right to Life and Investigation of Ill-Treatment".

- 2017: Training for Legal Aid Service and Registry lawyers about the decisions against Georgia, made by the European Court of Human Rights, Organized by USAID-(PROLOG) and Teaching center of Georgian Bar Association. (09-10.07.2017);
- **2017:** <u>Training of Trainers</u> -,, Covert Investigative Actions", Organized by USAID-(PROLOG) and Teaching center of Georgian Bar Association. (19-20./05.2017);
- **2017:** <u>Training of Trainers</u> -,, Criminal law /General part/", Organized by USAID-(PROLOG) and Teaching center of Georgian Bar Association. (17-18./05.2017);
- **2017:** <u>Training of Trainers</u> -,, Legal Reasoning and Writing" (IRAC, memoranda writing), Organized by USAID-(PROLOG) and Teaching center of Georgian Bar Association. (17-18./03.2017);
- **2017:** Training Course in The jury trial skills, Organized by The Bureau of International Narcotics and Law Enforcement Affairs of State (INL). 14-17/02.2017;
- **2017:** Workshop, Beneficial Property:Transparency of legal entities and organizational formations, Speaker Richard Ecker, expert of the Council of Europe, 17-18.01.2017;
- **2016**: <u>Training of Trainers</u> on the topic: "Modern Methodology of Teaching" (Trener Dalein Swenson, American expert), Organized by USAID-(PROLOG) and Teaching center of Georgian Bar Association. (10-11.12.2016);
- **2016**: Personal Data Protection Weekend (PDP Weekend) for Law professors, Organized by The Office of the Personal Data Protection Inspector with the assistance of the UN and EU joint Project "Human Rights for All" and in cooperation with Training Centre of Justice, 19-20 November 2016 in Kvareli Training Centre of Justice.
- **2016:** <u>Training of Trainers</u> on the topic: "Fight against money laundering and terrorism financing" (AML/ CTF), organized by EU and Georgian Bar Association. (01.11.2016);
- **2016** : <u>Training of Trainers</u> on the topic ,,Trafficking, fight against it, referral system and victims' protection mechanisms, organized by European Law and Human Rights, Intrenational Law Institute *(ELHRRILI)*;
- **2016:** <u>Training of Trainers</u> for LAS lawyers in Criminal Procedural Law on the topic:,,Obtain Evidence by the defense", "Pre-trial hearing and the admissibility of evidence in criminal proceedings" and " Detention and Measures of Restraint", Organized by UNDP;
- **2016:** The Study visit in the UK (Scotland, London) for Georgian legal aid service members on the topic: "Legal Aid Service staff assessment system in the UK", Organized by USAID and Promoting Rule of Law in Georgia EWMI/PROLOG. 19-25.06.2016;
- 2014: The training organized by EU and Georgian Bar Association ,, European standards for Prohibition of discrimination";
- **2014:** The training organized by EU and UNICEF "Peculiarities of interrogation of a child victim and witnesses";
- **2014** : <u>Training of Trainers</u> How to Teach Mediation, (training rules and skills). Organized by The Polish Mediation Center, Mediation Center of Georgia and NGO,, Kartlosi "Friendship Bridge.
- **2014:** <u>Training of Trainers</u> organized by the Georgian Bar Association of "domestic violence prevention, protection and assistance for victims of domestic violence;
- **2013** : Seminar Forensics role and possibilities of the administration of justice. Organized by the American Bar Association and ABA- l. Samkharauli Bureau;
- **2013** : <u>Training of Trainers</u> "Juvenile justice reform in Georgia " Organized by Unicef;
- 2013: The training organized by the Georgian Bar Association ,,the court decisions Justification in criminal cases
- 2013: Training courses organized by the American Bar asotsiaitsiis "Trial and legal writing skills;
- **2013:** Training Organized by Unicef, ,, Child and Justice " For University Professors;
- **2013:** <u>Training for Trainers</u> civic education course,, democracy and citizenship ", Organized by Unicef IFES-USAID;
- **2013** : Winter school "For Health and Human Rights ", Organized by Open Society Georgia Foundation;
- **2012:** Training- "Human Rights and Health", Organized by Open Society Georgia, the Georgian Young Lawyers Association;
- **2012** : Training for University Professors Civic Education Course, Democracy and Ctizenship ", Organized by IFES-USAID;

- 2012: Training " Amicus Curiae" Organized by Organization " Article 42 of the Constitution";
- **2012:** Training for University Professors in the Trial Advocacy, Organized by American Bar Association in Georgia (ABA ROLI);
- **2012:** Training "Forensic and Examination of a Expert Witness", Organized by American Bar Association in Georgia (ABA ROLI);
- 2011: training for lawyers ,,children in the criminal justice system", Organized by Unicef;
- 2011: "The Teacher Traning Course for Law Professors in Trial Advocacy", Organized by American Bar Association in Georgia (ABA ROLI);
- **2010 :** "European Convention of Human rights, Articles 5 & 6" organized by Legal Aid Service and IRZ (Bakuriani, Georgia);
- **2008:** Trainers' training course on Juvenile Justice organized by Unicef, Georgian Bar Association and Legal Aid Service of Georgia's Ministry of Justice;
- **2008:** Training-seminar, "*Criminal Process and Advocate Skills*", organized by Training Center of Justice (Tbilisi, Georgia);
- **2008**: Seminar for the lawyers of Legal Aid Service of the Ministry of Justice of Georgia on the selected topics: European Convention of Human Rights, Articles 5 & 6; Juvenile Justice – domestic and international mechanisms; Community Service as an alternative punishment; Continuous Main Hearing – tool for effective justice system. organized by the Norwegian Mission of Rule of Law Advisers to Georgia (NORLAG) (Tbilisi, Georgia).
- **2007:** Training course "Orientation Training for Legal Aid Service" organized by American Lawyers Association in Georgia (ABA ROLI) and the Open Society Georgia Foundation.

Knowledge of languages

- Georgian: Native
- Russian: Intermediate
- English: Intermediate

computer programs

• Microsoft Office – MS Word, MS Excel, MS PowerPoint, Outlook, Internet Explorer.

Scientific papers published in local journals (Last 10 years)

- **2019:** Feasibility of Applying Case Law of Ad Hoc International Tribunal for Former Yugoslavia in Cases of Sexual offences committed by Coercion, periodical publication of the Faculty of Law of TSU, journal "Law" #2; indexed by name in Google Scholar and Open Journals System in the database (see www.jl.tsu.ge.)
- 2018: "Istanbul Convention" "On the Prevention and Suppression of Violence against Women and Domestic Violence" Convention and its impact on Georgian criminal law in the context of violent sexual crimes, a collection of articles "Protection of Human Rights and Legal Reform in Georgia", published under the editorship of Konstantine Korkelia, With the Financial support of GIZ (Deutsche Gesellschaft für Internationale Zusammenarbeit), ISBN 978-9941-9567-4-4;
- **2017:** Liability for Commission of Rape With Omission, №2 journal of Law, Ivane Javakhishvili Tbilisi State University Faculty of Law;
- **2017:** Rape, as a sexual offence committed using violence (Based on the draft of Criminal Code of Georgia), International scientific journal "Law and World", May No. 6;
- **2017:** Attorney in Juvenile Justice Code, Journal # 1, The Faculty of Law, Ivane Javakhishvili Tbilisi State University, ISISN 24449-3112;

• **2015**: "Academic writing For Lawyers" – Issues On Legal Writing, Vytautas Magnus University, Kaunas, Lithuania. (Co-Author Marika Sherazadishvili)

Reports made in local scientific conferences (Last 10 years)

2025: "Overview of Georgian Constitutional Court Decisions in the Context of the Right to Respect for Private and Family Life", Scientific Practical Conference organized by LEPL David Agmashenebeli Georgian National Defense Academy, *(see collection "Global Challenges of Modernity", p. 237);*

2023: Victim's Consent as Evidence in Qualifying an Act as a Sex Crime, 16th International Scientific Conference, Organized by Gori State University;

2017: Specialized Advocate - As Participation of Juvenile Justice Process, International Scientific-Practical Conference on topic: "Current Scientific Issues of Modernity", Organized by Euroregional Teaching University;

2016: Rape With Omission, the Gori State Teaching University, the 9th International Conference;

2015: Juvenile Justice in Georgia - Problems and Future Prospects, Gori State Teaching University, Eighth International Conference;

2015: Rape object, Gori State Teaching University, Scientific Conference for Gori State Teaching University professors.

2014: Some question for Legal Writing, Gori State Teaching University, Seventh International Conference, (Joint article with Marika Sherazadashvili);

2014: The process of mediation as an alternative way of resolving disputes, Gori State Teaching University, Seventh International Conference;

2014: Democracy and civil society, Scientific Conference for Gori State Teaching University Professors;

Reports made in international scientific conferences (Last 10 years)

Other Participation in scientific research projects (Last 10 years)

• **2022:** (November 19, Batumi) a workshop for attorney and practicing lawyers on "current issues of criminal law", speaker on the topic "problems of qualifying rape as a sexual crime of violence";

Additional information

- 2020 : Additional specialization "Child's Rights" (civil, administrative).
- **2012:** Lawyer qualification exam in the Sphere of Civil Law
- **2009:** Judge qualification exam in the Sphere of Criminal Law
- **2006:** Lawyer qualification exam in the Sphere of Criminal Law.
- 2006: Qualification exam for Employees of the Prosecution.

Associate Professor of Eta:

Ioseb Gabaraev