



FACULDADE DE DIREITO DA UNIVERSIDADE DE LISBOA

Mestrado em Direito e Ciência Jurídica
Especialidade de Ciências Jurídico-Políticas

CIÊNCIA POLÍTICA

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Regente: Professor Doutor Fernando LOUREIRO BASTOS

TEMA DO SEMINÁRIO

A SELEÇÃO E A INDEPENDÊNCIA DOS JUÍZES

Tópicos para investigação pelos mestrandos:

1. A evolução do conceito de juiz e de poder judicial até ao constitucionalismo
2. Documentos relativos à independência dos juízes, com destaque para:

- i) *United Nations Basic Principles on the Independence of the Judiciary* (1985) e *Procedures for the Effective Implementation of the Basic Principles on the Independence of the Judiciary* (1989);
 - ii) *Bangalore Principles of Judicial Conduct* (2003);
 - iii) *Universal Charter of the Judge* (1999/2017);
 - iv) *The Burgh House Principles on the Independence of the International Judiciary*;
 - v) *Recommendation n° R (94) 12 of the Committee of Ministers to Member States of the Independence, Efficiency and Role of Judges* (1994) e *European Charter on the Statute for Judges* (1998);
 - vi) *Beijing Statement of Principles on the Independence of the Judiciary in the Lawasia region* (1995-2001)
 - vii) *Magna Carta of Judges (fundamental principles)* (2010)
 - viii) *The Inter-American Human Rights Commission recommendations to the American States on the Strengthening the Independence, Autonomy and Impartiality of Justice Operators* (2013)
3. Os juízes nas comunidades não-estaduais contemporâneas, a promoção do pluralismo jurídico e a compatibilidade das suas decisões com o direito escrito do Estado
 4. A seleção e a independência dos juízes nos Estados não laicos
 5. Os métodos de seleção de juízes nos Estados democráticos e nos Estados não democráticos
 6. A independência dos juízes nos Estados democráticos e nos Estados não democráticos
 7. Os métodos de seleção de juízes para os tribunais internacionais universais e regionais permanentes
 8. A independência dos juízes nos tribunais internacionais universais e regionais permanentes
 9. A seleção e a independência dos árbitros em arbitragens internacionais

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