

PERSONAL INFORMATION

DMYTRO YAGUNOV

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Male | *Date of birth* **27/09/1978** | *Nationality* **Ukrainian**

WORK EXPERIENCE

13/07/2000–01/12/2001

Prosecutor

Prosecution Office of the Crimea Republic, Simferopol (Ukraine)

- Preliminary investigation of tortures and other crimes
- Public prosecution in court proceedings
- Supervision over the district police custody and district probation service
- Supervision over execution of criminal punishments
- Supervision over the police operative and search measures, undercover investigative measures, surveillance, search and seizure
- Analytical work in the area of law-enforcement
- Coordination of activities of law-enforcement bodies

11/02/2002–02/12/2002

Law lecturer

Odessa State Maritime Academy (Criminal and Administrative Law Department), Odessa (Ukraine)

- Delivering lectures ("Criminal Law")
- Conducting practical training for students ("Criminal Law")

01/09/2003–02/08/2008

Law lecturer

Odessa Regional Institute of Public Administration (European Integration Department), Odessa (Ukraine)

- Delivering lectures ("Legal System of the European Union", "Policy of the European Integration", "History of the European Integration")
- Organizing the conferences and roundtables
- Cooperation with the Delegation of the European Union in Ukraine

01/06/2007–31/11/2008

Legal expert

UNICEF project on developing of probation system in Ukraine, Kyiv (Ukraine)

- Developing a Concept of Probation and a Draft Law of Ukraine "On Probation"
- Communication with the Ministry of Interior of Ukraine, Ministry of Justice of Ukraine, General Prosecution Office of Ukraine and other public actors
- Analytical work in the area of probation
- Participation and contribution to the working group meetings and roundtables

01/06/2009–01/12/2010

Expert in legislation, Coordinator in Odessa Region

The EU Project "Accountability and Effectiveness of Ukrainian Judiciary Functioning: Civil Service Component, Odessa (Ukraine)

- Legal analysis and drafting training materials for judges
- Drafting training materials for judge assistants and civil servants from national courts of Odessa Region (Ukraine)
- Participation and contribution to interviews with judges and chief court administrators

- 01/09/2007–31/08/2012 **Law lecturer**
Odessa National Law Academy (Criminology and Prison Law Department),
Odessa (Ukraine)
- Lecturing ("Criminology", "Prison Law", "International Penitentiary Systems", "Human Rights in Criminal Justice and Penitentiary System")
 - Conducting practical training for students
 - Managing study visits of students and international experts to prisons
- 03/09/2012–22/08/2013 **Law lecturer**
Odessa National Maritime Academy (Criminal and Administrative Law Department), Odessa (Ukraine)
- Delivering lectures ("Criminology")
 - Conducting practical training for students ("Criminology")
 - Managing study visits of students to prisons
- 01/01/2010–16/05/2016 **Academic and scientific counsellor**
State Penitentiary Service of Ukraine, Kyiv (Ukraine)
- Academic and scientific support of activities of the State Penitentiary Service of Ukraine and its regional administrations
 - Drafting laws in the area of penitentiary system, probation, execution of punishments, offender rehabilitation and human rights protection
- 01/09/2013–01/12/2013 **National expert**
Independent network of consultants contracted by the Canadian government to undertake an independent evaluation of the juvenile justice system in Ukraine, Kyiv (Ukraine) (Juvenile Justice Project)
- Participation and contribution to interviews with the Police and Prosecution Office leadership, judges of the Supreme Court of Ukraine, the Ministry of Labour and Social Policy and the Ministry of Youth and Sport
 - Preparing legal opinion and legal expertise in the sphere of the juvenile justice and restorative justice for juveniles
- 01/07/2014–27/12/2017 **Corporate lawyer**
GLS Transport LTD, Odessa (Ukraine)
- 02/01/2018–09/04/2019 **Corporate lawyer**
Forstrans LTD, Odessa (Ukraine)
- 01/09/2011–01/11/2018 **National expert of Projects of the Council of Europe on reforming the national penitentiary system**
Council of Europe, Kyiv (Ukraine)
- Preparing legal opinion, legal expertise, guidelines, regulations, comments, recommendations, reports on legal acts, by-laws and policy documents (drafts and in force) in the sphere of the penitentiary system
 - Drafting amendments to the Constitution of Ukraine in the area of justice
 - Developing national standards for prison inspections in Ukraine
 - Delivering training on the topics on issues of probation and penitentiary system
 - Developing training materials in the area of the prison system and probation
 - Delivering presentations to the conferences, roundtables, seminars, training sessions, workshops, consultation meetings and other relevant events with national stakeholders, including through moderating/facilitating discussions in the sphere of the penitentiary system
 - Participation and contribution to interviews with the leadership and staff of the Ministry of Justice of Ukraine and the State Penitentiary Service of Ukraine
 - Drafting the manuals on prison management

- 10/03/2015–01/06/2019 **Counsellor on legal issues**
Administration of the President of Ukraine, Kyiv (Ukraine)
- Drafting legal acts and analytical work
 - Drafting amendments to the Constitution of Ukraine in the area of justice
 - Drafting amendments to the Code of Criminal Procedure of Ukraine on issues of pre-trial investigation, operative and search measures, undercover investigative measures, surveillance, search and seizure
 - Drafting amendments to the Code of Criminal Procedure of Ukraine on issues of proofing and proofs collection standards
 - Participation and contribution to the working group meetings, roundtables, seminars, consultation meetings, trainings and other relevant events including through moderating/facilitating discussions and delivering presentations
 - Cooperation with the EU, NATO and CoE experts
- 12/04/2019–Present **Law lecturer**
Vasyl' Stus Donetsk National University (Department of Political Science), Vinnytsya (Ukraine)
- Delivering lectures for students ("Public Policy")
- 04/11/2009–Present **Attorney-at-Law - www.yagunov.in.ua**
Dmytro Yagunov, Attorney-at-Law, Odessa – Kyiv (Ukraine)
- Human rights protection
 - Defence in criminal proceedings
 - Representation in civil and administrative cases
 - Representation of clients in courts
 - Representation of clients in law-enforcement bodies
 - Representation in the European Court of Human Rights and national courts
- Specialization:**
- Criminal law and procedure
 - European Convention on Human Rights and the ECHR caselaw
 - Prison law, execution of punishments and probation
 - Legal assistance and protection to right to life
 - Legal assistance to victims of tortures
 - Protection of the rights to freedom, to fair trial and to private and family life
 - Civil and administrative law and procedure
- 01/08/2020–01/11/2018 **International expert of Projects of the Council of Europe on reforming the national penitentiary system**
Council of Europe, Kyiv (Ukraine)

EDUCATION AND TRAINING

- 01/09/1995–01/07/1999 **Bachelor in Law (with Distinction)**
 Odessa National Law Academy, Odessa (Ukraine)
- 01/09/1999–01/07/2000 **Specialist in Law (with Distinction)**
 Odessa National Law Academy, Odessa (Ukraine)
- Specialist's Thesis "**Legality and Human Rights Protection in Prisons**"

- 03/06/2002–03/07/2002 **Certificate, Internship on public policy analysis**
Carleton University, Canadian Bureau for International Education,
Government of Canada, Toronto, Ottawa (Canada)
- Policy paper “**Offender Rehabilitation and Reintegration**”
- 01/09/2003–01/09/2004 **Master of Social Sciences
in Criminal Justice (with Distinction)**
The Queen’s University of Belfast, Belfast (United Kingdom)
- Master's Thesis “**Public Administration of Prison Systems of the Post-Soviet States: Which Lessons Could Be Learned from the Western Experience**”
- 01/12/2001–05/01/2005 **PhD in Public Administration**
Odessa Regional Institute of Public Administration, Odessa (Ukraine)
- PhD Thesis “**Public Administration of the Penitentiary System of Ukraine and Mechanisms of Offender Rehabilitation**”
- 07/04/2005–09/04/2005 **Certificate, seminar on restorative justice**
Royal Canadian Mounted Police, Kyiv (Ukraine)
- 04/07/2005–06/07/2005 **Certificate, seminar on the Euro-Atlantic Integration**
NATO Information and Documentation Center in Ukraine,
Simferopol (Ukraine)
- 20/05/2012–22/05/2012 **Participant of the Conference
on criminal law and criminology**
Editepe University, Istanbul (Turkey)
- 20/03/2015–22/03/2015 **Certificate, seminar on the ECHR
practices on torture prevention**
Human Rights House Network, Government of Canada,
Ukrainian Helsinki Human Rights Union, Kyiv (Ukraine)
- 25/08/2015–26/08/2015 **Certificate, seminar on the ECHR caselaw on fair trial**
Government of Canada, Supreme Court of Ukraine,
Ukrainian National Bar Association, Kyiv (Ukraine)
- 17/07/2016–19/07/2016 **Certificate, seminar on the ECHR
practices on fair trial and right to property**
Human Rights House Network, Government of Canada,
Ukrainian Helsinki Human Rights Union, Kyiv
- 05/02/2016–07/02/2016 **Certificate, seminar on the ECHR
caselaw on anti-discrimination**
Human Rights House Network, Government of Canada,
Ukrainian Helsinki Human Rights Union, Kyiv (Ukraine)

PUBLIC ACTIVITIES

- Member of the editorial board of the journal “Restorative Justice in Ukraine” (2005 – 2010)
- Member of the International Society for Human Rights (Ukrainian section) (since 2011)
- Member of the Scientific Board of the State Penitentiary Service of Ukraine (2010 – 2015)
- Member of the Expert Board of the State Penitentiary Service of Ukraine (2010 – 2015)
- Consultant of the UNICEF Project of establishing of the system of juvenile justice in Ukraine (2013)
- Chief-editor of the journal “Topical Problems of the European Integration” (2007 – 2012)
- Member of the Expert Board of the Mission of the President of Ukraine in the Autonomous Republic

of Crimea (2017 – 2019)

LEGISLATIVE ACTIVITIES

- Expert of the UNICEF working group (Ukraine)
- National expert of the Council of Europe (Ukraine)
- International expert of the Council of Europe (Ukraine)
- Co-author of the Draft concept on Probation System of Ukraine (2007)
- Co-author of the Draft Law of Ukraine "On Probation" (2008)
- Co-author of the Amendments to the Constitution of Ukraine (2016)

HUMAN RIGHTS PROTECTION AND LEGAL PRACTICES

- Attorney at law (since 2009)

AWARDS

- Author of the best monography for the officers of the State Penitentiary Service of Ukraine and cadets of colleges of the State Penitentiary Service of Ukraine (2011)
- Certificate of Honor from the Head of the State Penitentiary Service of Ukraine (2012)
- Meritorious Lawyer of Ukraine (2017)

JUDGMENTS OF THE EUROPEAN COURT OF HUMAN RIGHTS

- Case of Shvets and Others v. Ukraine (Application no. 40506/07 and 8 others)
- Case of Bezborodov and Others V. Ukraine (Application no. 69816/13 and 2 others)
- Case of Gevel and Others v. Ukraine (Applications nos. 22271/14 and 3 others)
- Case of Mikhaylov and Others v. Ukraine (Application no. 80643/12 and 10 others)

MAIN PUBLICATIONS ON PRISON AND PROBATION ISSUES

- **Yagunov D.** (2015) *The European Probation Rules: Translation, Comments and Additional Materials*. Odessa. Feniks Publishing House (http://dmytro-yagunov.at.ua/news/prob_rules/2013-11-20-220)
- **Yagunov D.** (2011) *Penitentiary System of Ukraine: History, Present Problems and Perspectives of Reforms*. Cherkassy. 4th edition: Feniks Publishing House (http://dmytro-yagunov.at.ua/news/pen_sist_4/2011-11-24-170)
- **Yagunov D.** (2010) *Contemporary penology: Alternative Course*. Odessa: Feniks Publishing House (http://dmytro-yagunov.at.ua/news/suchasna_penologija/2010-11-09-136)
- **Yagunov D.** (2009) *Penitentiary System of Ukraine: History, Present Problems and Perspectives of Reforms*. Cherkassy. 3rd Edition: Julia Chabanenko Publishing House (http://dmytro-yagunov.at.ua/news/pen_sys_ukr/2009-10-02-103)
- **Draft Law “On Probation”**. With the Introduction and analytical articles of Dmytro Yagunov. Odessa: Feniks Publishing House (<http://dmytro-yagunov.at.ua/news/2009-07-31-92>)
- **Yagunov D.** (2008) *Social and Legal Problems of Implementing of Element of Probation in the Ukrainian Criminal Justice System*. In ‘Criminality and Criminological Aspects of the Criminal Justice System of Ukraine’ (Viktor Dryomin, ed.). Odessa: Feniks Publishing House. P.p.231-256.
- **Yagunov D.** (2008) *Penitentiary System of Ukraine: History, Present Problems and Perspectives of Reforms*. Cherkassy. 2nd edition: Julia Chabanenko Publishing House.
- **Gorova A., Prokopenko N., Yagunov D.** (2007) *Humanization of the Criminal Justice Processes*

through Development of Elements of Probation Service and Implementation of Victim-Offender Mediation. Kyiv: Ukrainian Centre for Common Ground – State Department of Ukraine for Execution of Sentences.

- **Yagunov D.** (2007) *Probation Service: The Concept, Principles and Organizational Structure*. 3rd edition. with an introductory article of the Dr N. Kalashnyk and Y. Olyinyk. Cherkassy: Julia Chabanenko Publishing House.
- **Yagunov D.** (2007) *Probation Service: The Concept, Principles and Organizational Structure*. 2nd edition. Odessa: Feniks Publishing House.
- **Yagunov D.** (2006) *Probation Service: The Concept, Principles and Organizational Structure*. Odessa: ORIPA NAPA Publishing House.
- **Pruss V., Yagunov D.** (2006) *Penitentiary System of Ukraine*. Odessa: Feniks Publishing House.
- **Yagunov D.** (2005) *Public Administration of the Penitentiary System of Ukraine: Past, Present, Perspectives*. Odessa: ORIPA NAPA Publishing House.

PUBLICATIONS FOCUSED ON THE PRACTICES OF THE EUROPEAN COURT OF HUMAN RIGHTS

- **Yagunov D.** (2009) *Practises of the European Court of Human Rights (criminal justice issues)*. Odessa: Feniks Publishing House.
- **Yagunov D.** (2010) *Practises of the European Court of Human Rights (precedents and comments on criminal justice issues)*. Odessa: Feniks Publishing House (<http://legal-advice.at.ua/index/publikaciji/0-17>)
- **Yagunov D.** (2015) *Practises of the European Court of Human Rights (precedents and comments on criminal justice issues)*. 2nd edition. Odessa: Feniks Publishing House.
- **Yagunov D.** (2019) *The Practices of the European Court of Human Rights*. Odessa. 4th edition: Feniks Publishing House (www.yagunov.in.ua/?p=1323)

SELECTED PAPERS

- **Yagunov D.** Can we sell “the right to punish” (philosophical and legal analysis of prison privatization). *Topical Issues of the State and Law*, 2010. Vol. 59. P. 97-105 (in Ukrainian).
- **Yagunov D.** Crisis of the Rehabilitative Ideal on works of Robert Martinson. *The South Ukrainian Legal Gerald*. Odessa, 2010. 4. P.28-30 (in Ukrainian).
- **Yagunov D.** Globalization and “penal crisis” analysis of current penal practices through the views of Michael Foucault. *The Legal State*, 2010. 12. P. 325-330. (in Ukrainian).
- **Yagunov D.** Globalization and the crisis of punishment: transformation of priorities of penal policies of contemporary states. *Topical Issues of the State and Law*, 2010. Vol. 55. P. 550-554 (in Ukrainian)
- **Yagunov D.** Managerialism in reforming the Ukrainian prison system of Ukraine. *European political and law discourse*, 2016. Volume 3, issue 5. P. 63-68 (in Ukrainian).
- **Yagunov D.** Morality of penal theories in the XXI century. *European political and law discourse*, 2014. Volume 1, issue 6. P. 30-37 (in Ukrainian)
- **Yagunov D.** Prison inspections in the light of further penitentiary reform in Ukraine. *European political and law discourse*, 2015. Volume 2, issue 5. P. 156-160 (in Ukrainian).
- **Yagunov D.** Prison reform ion Ukraine: some analytical notes and recommendations. *European political and law discourse*, 2016. Volume 3, issue 4. P. 167-184 (in Ukrainian)
- **Yagunov D.** Prison systems of Central and South American States in the age of globalization. *Topical Issues of the European Integration*. Odessa, 2012. Vol. 10. P. 188-216 (in Ukrainian).
- **Yagunov D.** Privatisation of Corrections in the New Millennium. *The Law Gerald*. Odessa, 2007. Vol. 3. P.48-53 (in English).
- **Yagunov D.** Problems and perspectives of establishing prison inspections in Ukraine. *European political and law discourse*, 2015. Volume 2, issue 6. P.152-156 (in Ukrainian).
- **Yagunov D.** The transformation of the concept of freedom in the panoptic society. *The Scientific Gerald of the International Humanitarian University*, 2012. Vol. 4. C.135-138 (in English).
- **Yagunov D.** The Ukrainian Prison Reform (2015 – 2020): quidquid agis, prudenter agas et respice finem. *European political and law discourse*, 2020. Volume 7, issue 3. P.27-58 (in Ukrainian).