



Update: February 2024

## The Commissioner of justice in the World

### IVORY COAST

Name (singular and plural): **Commissioner of justice / Commissioners of justice**

#### Presentation

##### Generalities

547 commissioners of justice are appointed within approx. 600 offices. They work together with approx. 2 735 staff. All are liberal or self-employed professionals. Every commissioner of justice or office of commissioners of justice is competent on the entire national territory.

##### Training

###### Initial and ongoing training of commissioners of justice

To become a commissioner of justice, the following level is required: four years of law studies or equivalent (Master 1 or equivalent). An ongoing training is not available for the commissioners of justice.

###### Ongoing training for the staff of commissioners of justice

Ongoing training courses are not available for the staff of commissioners of justice.

##### The exercise of the profession

Under exception, a professional exam is necessary to exert the profession of commissioner of justice. The commissioners of justice are appointed by the Ministry of Justice. There is a limited number of commissioners of justice. A commissioner of justice can exert his activities within a structure including another or several other commissioners of justice. A commissioner of justice cannot exert his activities within a structure including another or several other commissioners of justice.

The profession is represented at national level by: **Chambre nationale des commissaires de justice de Côte d'Ivoire.**

##### Obligations of the commissioner of justice and ethical rules

The commissioner of justice is submitted to the following obligations relating to his activities:

- Compulsory service of the commissioner of justice and possible cases of exemption of service
- Prohibition of service in certain cases (relationship, union, conflict of interest...)
- Obligations relating to the professional activities of the commissioner of justice
- Conditions of keeping of archives of the commissioner of justice
- Bookkeeping



Update: February 2024

- Obligation to have an account specifically intended for depositing funds collected on behalf of clients of the commissioner of justice
- Obligation to hand over the monies of third parties in a specific time
- Obligation to respect the tariff
- Obligation for the commissioner of justice to be submitted to a control of his activities
- Obligation to comply with ethical and/or deontological rules

There are no rules relating to ethics and/or deontology applicable to the profession of commissioner of justice. Disciplinary rules are applicable to the profession of commissioner of justice. The commissioner of justice is submitted to a control of his activities.

## Activities exerted by the commissioners of justice

### Enforcement of court decisions

The commissioner of justice is in charge of enforcing court decisions, including the following enforcement measures:

- Attachment of movable goods in the hands of the debtor.
- Attachment of movable goods in the hands of a third party.
- Attachment of immovable.
- Attachment of earnings.
- Attachment in the hands of a third party of funds owed to the debtor.
- Attachment of intangible goods other than the funds owed to the debtor.
- Freezing and/or collection of tangible movable goods that should be handed over by the debtor according to a court decision.
- Attachment of motor vehicles.
- Attachment of ships and vessels.
- Attachment of aeroplanes.
- Attachment of crops.
- Attachment of goods locked in a safe.
- Evictions.
- Handing of children according to a court decision.
- Provisional measures on tangible movable goods of the debtor.
- Provisional measures on intangible movable goods of the debtor.
- Setting up of a provisional judicial security on an immovable of the debtor.
- Setting up of a provisional judicial security on a business of the debtor.
- Setting up of a provisional judicial guarantee on shares, stocks and securities of the debtor.
- Physical (as opposed to Internet) forced auction sale of tangible movable goods attached by the commissioner of justice.
- Forced public auction sale of tangible movable goods.
- Forced public auction sale of intangible movable goods.
- Distribution to creditors of monies collected during the forced auction sale of a movable good.

When in charge of enforcement, the commissioner of justice has access to all available information on the assets of the debtor.

### Service of judicial or extrajudicial documents



Update: February 2024

The commissioner of justice can serve judicial and/or extrajudicial documents in civil, commercial and/or criminal matters.

### Forced public auction sales

The commissioner of justice can carry out the forced public auction sale of the following goods:

- Physical (as opposed to Internet) auction sale of tangible movable goods attached by the commissioner of justice.
- Physical (as opposed to Internet) auction sale of intangible movable goods attached by the commissioner of justice.
- Physical (as opposed to Internet) auction sale of businesses attached by the commissioner of justice.

### Voluntary public auction sale

The commissioner of justice cannot carry out the voluntary public auction sale of goods.

Other activities (X = yes)	
Debt collection	
Statements of facts	X
Sequestration of goods	X
Legal advice	
Bankruptcy proceedings	
Missions entrusted by a judge	X
Mediation	X
Representation of parties in the court	
Drawing up of private deeds and documents	X
Court service	X
Real estate management	X