



Updated in April 2020

The Judicial Officer in the World

IVORY COAST

Name (singular and plural): **Commissaire de justice / Commissaires de justice**

Presentation

Generalities

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

Training

Initial and ongoing training of judicial officers

To become a judicial officer, the following level is required: a decree has instituted the ongoing training of judicial officers.

Ongoing training for the staff of judicial officers

Initial and ongoing training for the staff of judicial officers is organised by the National Chamber of Judicial Officers.

The exercise of the profession

Under exception, a professional contest is necessary to exert the profession of judicial officer. The judicial officers are appointed by bylaw the Ministry of Justice. There is a limited number of judicial officers. A judicial officer can exert his activities within a specific legal structure including another or several other judicial officers.

The profession is represented at national level by: Chambre nationale des commissaires de justice.

Obligations of the judicial officer and ethical rules

The judicial officer is submitted to the following obligations relating to his activities:

- Compulsory service of the judicial officer 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 judicial officer
- Conditions of keeping of archives of the judicial officer
- Bookkeeping
- Obligation to have an account specifically intended for depositing funds collected on behalf of clients of the judicial officer
- Obligation to hand over the monies of third parties in a specific time
- Obligation to respect the tariff



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- Obligation for the judicial officer to be submitted to a control of his activities
- Obligation to comply with ethical and/or deontological rules

There are rules relating to ethics and/or deontology applicable to the profession of judicial officer. Disciplinary rules are applicable to the profession of judicial officer. The judicial officer is submitted to a control of his activities.

Activities exerted by the judicial officers

Enforcement of court decisions

The judicial officer 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 judicial officer.
- 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 judicial officer has access to all available information on the assets of the debtor.

Service of judicial or extrajudicial documents

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



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Forced public auction sales

The judicial officer 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 judicial officer.
- Physical (as opposed to Internet) auction sale of intangible movable goods attached by the judicial officer.
- Physical (as opposed to Internet) auction sale of businesses attached by the judicial officer.

Voluntary public auction sales

The judicial can 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	X
Bankruptcy proceedings	X
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