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The Judicial Officer in the World

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Name (singular and plural): **Сот орындаушысы / Сот орындаушылар**

Presentation

Generalities

Approx. 1700 private judicial officer are appointed within approx. 1200 offices. They work together with approx. 5000 staff. 99% of all cases are being executed by private judicial officers.

Training

Initial and on-going training of judicial officers

To become a judicial officer, the following level is required: higher legal education. There is an initial training for the future judicial officers. Duration: up to 6 months. An on-going training is required for the judicial officers every 3 years.

On-going training for the staff of judicial officers

Required on-going training courses are available for assistants of judicial officers.

The exercise of the profession

Under exception, a professional exam is necessary to exert the profession of judicial officer. The judicial officers are appointed by one or several representatives of the profession. There is unlimited number of judicial officers.

The profession is represented at national level by the **Ministry of Justice**.

Obligations of the judicial officer and ethical rules

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

- Enforcement of judicial acts and acts of other bodies.

The Code of professional ethics of private judicial officers regulates the issues of their ethics. 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



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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 airplanes.
- 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.
- Distribution to creditors of monies collected during the forced auction sale of a movable good.
- Distribution to creditors of monies collected during the forced auction sale of an immovable good.

When in charge of enforcement, the judicial officer has access to some information on the assets of the debtor.

Service of judicial or extrajudicial documents

The judicial officer cannot serve judicial and/or extrajudicial documents in civil, commercial and/or criminal matters.

Forced public auction sales

The judicial officer can carry out the forced public auction sale of the following goods:

- Electronic auction sale of tangible movable goods attached by the judicial officer.
- Electronic auction sale of intangible movable goods attached by the judicial officer.
- Electronic auction sale of businesses attached by the judicial officer.
- Electronic auction sale of immovable goods attached by the judicial officer.

Voluntary public auction sales

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



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