



8-9 APRIL 2019
Fort St Elmo
Valletta-Malta

EJTN CRIMINAL JUSTICE SEMINAR

PROCEDURAL SAFEGUARDS IN CRIMINAL PROCEEDINGS
IN THE EUROPEAN UNION IN PRACTICE



With financial support from the Justice Programme of the European Union

Effective and enhanced cooperation in criminal matters within the European Union requires a significant degree of confidence amongst the judicial authorities in the Member States. The need to be able to trust each other's criminal justice systems to work fairly calls for a better understanding of other European legal systems. Based on Article 82.2(b) of the TFEU, a strong emphasis has been focused on strengthening procedural rights for suspects and accused persons in criminal proceedings by way of Directives establishing a body of common minimum level of procedural rights which can be enforced by EU Law.

This day-and-a-half day training is aimed at offering a better understanding and providing an overview of criminal defense rights under a set of Directives designed to strengthen procedural safeguards (interpretation and translation, information and access to a lawyer, presumption of innocence and minors in criminal proceedings).

Furthermore, the referral for a preliminary ruling to the CJEU will be emphasized during the exercise. The training will combine key notes and presentations using a methodology based upon *learning-by-doing* with very practical workshops and plenary briefings directed by a panel of experts. It will serve as a forum for the exchange of knowledge and best practices between practitioners who will be called to resolve the challenges posed by the Directives. A case scenario mainly focused on presumption of innocence and minors in criminal proceedings will be delivered at the seminar for group work.

Through those exchanges between practitioners from Austria, Bulgaria, Italy, Malta, Poland, Germany, Spain and Slovenia, knowledge and understanding of the different EU legal systems on procedural safeguards in criminal proceedings will be promoted.

AGENDA

MONDAY 8 APRIL 2019		
8.30	Arrival and registration of participants	
8.45	Official opening	Judicial Studies Committee (TBD)
9.00	Introduction to the seminar's methodology Pre-evaluation assessment with Polls	Mónica MARTÍ, Senior Project Manager, The European Judicial Training Network (EJTN) Marie COMPERE- Ecole Nationale de la Magistrature, ENM-France EJTN Coordinator of the Training Activity
9.15	Plenary Session I: Keynote on the establishment of EU procedural rights <i>Directives on</i> <ul style="list-style-type: none"> - <i>Interpretation and translation</i> - <i>Information</i> - <i>Access to a lawyer</i> - <i>Presumption of innocence,</i> - <i>Procedural safeguards for children</i> - <i>Legal aid</i> 	Chair: Marie COMPERE- Ecole Nationale de la Magistrature, ENM-France Professor Estella BAKER, De Montfort University -United Kingdom
10.30	Case study. <i>Introduction to the case-study by the Experts-Moderators with a list of discussion points</i>	Moderators-Experts Judge Thomas CASSUTO Court of Appeal-Paris John HARDY QC- Barrister United Kingdom
10.45	Coffee Break	
11.00	Work in 2 international groups. EU Judiciary from Austria, Bulgaria, Italy, Malta, Poland, Germany, Spain and Slovenia, <i>(Breakout rooms)</i> <i>Case Study with questions</i>	Moderators-Experts Thomas CASSUTO- (with the support of Estella BAKER) John HARDY with the support of Marie COMPERE)
13.00	Lunch break	

14.00	Work in 2 international groups. EU Judiciary from Austria, Bulgaria, Italy, Malta, Greece, Poland, Spain and Slovenia <i>(Breakout rooms)</i> <i>Case Study with questions</i>	Moderators-Experts Thomas CASSUTO- (with the support of Estella BAKER) John HARDY (with the support of Marie COMPERE)
15.30	Coffee Break	
15.45	Work in 2 international groups. EU Judiciary from Austria, Bulgaria, Italy, Malta, Greece, Poland, Spain and Slovenia <i>(Breakout rooms)</i> <i>Case Study with questions</i>	Moderators-Experts Thomas CASSUTO- (with the support of Estella BAKER) John HARDY (with the support of Marie COMPERE)
16.30	End of Day 1	
19.30	Social Dinner https://www.aaronskitchenvalletta.com/	

TUESDAY 9 APRIL 2019

8.30	Arrival and registration of participants	CHAIR: Marie COMPERE
8.45	Plenary session II <i>The contribution of the CJEU to the Area of Criminal Justice: what the EU judiciary should know in relation to the initiation of the preliminary ruling proceedings</i> <i>Q&A with the audience</i>	Judge Teresa MAGNO Assistant to the National Member Italian National desk to EUROJUST
09.45	Plenary Session III-Group's work <i>Case Scenario: Drafting a reference for a preliminary ruling</i> - <i>Introduction of the Case-scenario by Experts</i> - <i>Distribution in national core groups (EU MS)</i> - <i>Exercise with questions</i> - <i>Interaction with the audience</i>	CHAIR: Marie COMPERE Thomas CASSUTO John HARDY Estella BAKER
11.00	Coffee-Break	
11.15	Plenary Session IV <i>Reports and debriefing by the Moderators on the case studies</i> <i>Q&A with the audience</i>	CHAIR: Marie COMPERE Thomas CASSUTO John HARDY
11.45	Plenary Session V <i>General Conclusions of the seminar</i> <i>Including slides with reflection questions</i>	Estella BAKER
12.15	Post-Training Knowledge Assessment-TT Closing remarks	Marie COMPERE Mónica MARTÍ
12.30	End of Day 2	

SPEAKERS AND CHAIR PERSONS

Judge Marie COMPERE

International Department
Ecole Nationale de la Magistrature-ENM-France

Estella BAKER

Professor of European Criminal Law & Justice
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Leicester-United Kingdom

Judge Thomas CASSUTO

Judge at the Court of Appeal-Paris
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