



22-23 OCTOBER 2019  
Centro de Estudios Jurídicos (M<sup>o</sup> de Justicia)  
c/Juan del Rosal, 2 (1<sup>a</sup> Planta)  
28071 – Madrid-SPAIN

EJTN CRIMINAL JUSTICE SEMINAR-CR/2019/12

THE EUROPEAN INVESTIGATION ORDER IN PRACTICE

-1

With financial support from the Justice  
Programme of the European Union



This day-and-a-half day training is aimed at enhancing effective cooperation and mutual trust among the European judiciary in order to learn how to better face those situations where the use of evidence obtained in another Member State should be secured in view of its admissibility in another Member State.

The training will gather 8 national groups composed of 5 judges and prosecutors representing their Member State (Austria, Finland, Greece, Italy, Malta, Lithuania Poland and Sweden). They will work on national breakout sessions and international groups directed by experts.

Plenary sessions also conducted by experts will be a forum for discussions on the current landscape of EU

cross-border gathering of evidence and the perspectives and challenges offered by the Directive on the European Investigation Order (EIO). Furthermore, best practices and practical experiences in EU cross border evidence will be at the core of the seminar.

The different sessions are aimed at highlighting differences of the legal systems and reaching common conclusions on how to use the evidence in cases with a cross border dimension in order to make prosecutions successful in another Member State (the issuing/ executing state). Furthermore, knowledge on the EIO Directive will be at the core of the seminar to get participants aware of the new EU instrument implemented into national legislation.

## DRAFT AGENDA

TUESDAY 22 OCTOBER 2019		
8.45 9.00	Arrival at the CEJ and registration of participants <b>Official opening of the seminar</b>	CEJ-Spain (TBN) Mónica MARTÍ, Senior Project Manager Presentation of the European Judicial Training Network (EJTN)
9.15	<b>Pre-evaluation assessment with Polls</b>  <b>Introduction to the seminar's methodology</b>	Mónica MARTÍ, Senior Project Manager  Katharina STEININGER (Austria)-Introduction to the seminar's methodology- EJTN Coordinator of the Training Activity
9.30	<b>Session 1-Plenary</b> <i>The current landscape of EU cross-border gathering and use of evidence in criminal matters</i>	Dr. Wendy DE BONDT Ghent University (Belgium)
10.30	Coffee Break <b>Session 2- Plenary</b> <i>Practical questions when issuing/or executing a European Investigation Order</i> <ul style="list-style-type: none"> <li>- <i>EIO: game changer?</i></li> <li>- <i>Introduction to drafting an EIO (Annex A of the European Investigation Order Directive)</i></li> <li>- <i>Role of the actors in judicial cooperation in criminal matters: EJN/ EUROJUST</i></li> <li>- <i>EJN website: a tool for practitioners</i></li> </ul> <i>Discussions with the audience</i>	CHAIR: Katharina STEININGER  Luc DE HOUWER Federal magistrate at the Federal Prosecutors' Office in Brussels Belgium  Boudewijn DE JONGE Public Prosecutor at the District Court of The Hague The Netherlands
12.00	<b>Session 3-Plenary</b> <i>The case-law of the CJEU in criminal matters: which lessons learnt for the EIO?</i>	Dr. Wendy DE BONDT Ghent University (Belgium)
12.45	<i>Introduction to the case-scenario</i>  <i>Role of the rapporteurs</i>	Luc DE HOUWER Boudewijn DE JONGE  Katharina STEININGER
13.00	Lunch break	

14.00	<b>Session 4- Bilateral and National Breakout Sessions (different rooms)</b> <ul style="list-style-type: none"> <li>- <i>Workshops and case scenario</i></li> <li>- <i>List of questions</i></li> <li>- <i>Drafting an EIO in practice</i></li> </ul>	National Core Groups from Austria, Finland, Greece, Italy Malta, Lithuania, Poland and Sweden.  With the support of Luc DE HOUWER, Boudewijn DE JONGE, Katharina STEININGER and Wendy DE BONDT
16.00	Coffee-break	
16.15	<b>Session 5- Plenary</b> <i>The EIO in detail: a legal instrument to gather and use evidence</i> <ul style="list-style-type: none"> <li>- <i>Issues related to execution (time limits, grounds for refusal, interpretation)</i></li> <li>- <i>Fundamental Rights</i></li> </ul> <i>Discussions with audience</i>	CHAIR: Katharina STEININGER  Luc DE HOUWER Boudewijn DE JONGE
17.00	<b>e-Evidence Digital Exchange System (eDES).</b> <i>Presentation by the European Commission</i>	(TBN)
17.30	End of the first day	
20.30	SOCIAL DINER- Restaurant Opera Victoria- <a href="http://www.grupandilana.com/opera-victoria/">http://www.grupandilana.com/opera-victoria/</a>	

WEDNESDAY 23 OCTOBER 2019

8.45	Arrival at the CEL and registration of participants	
9.00	<b>Session 6- Division in 2 international groups</b> <i>Workshop 1 directed by Luc DE HOUWER -AT, FI, GR, IT</i> <i>Workshop 2 directed by Boudewijn DE JONGE-LT, PL, SWE, MT</i> <ul style="list-style-type: none"> <li>- <i>List of questions</i></li> <li>- <i>Analyze of the EIO in practice</i></li> <li>- <i>Rapporteurs</i></li> </ul>	Luc DE HOUWER Boudewijn DE JONGE  With the support of Katharina STEININGER and Wendy DE BONDT
10.45	Coffee Break	
11.00	<b>Session 7-Plenary - Conference Room</b> <i>Outcome of the international groups</i> <i>National rapporteurs Workshop 1- AT, FI, GR, IT</i> <i>National rapporteurs Workshop 2- LT, PL, SWE, MT</i>  <i>Problems and challenges</i>  <i>General Conclusions of the seminar</i>	CHAIR: Katerina STEININGER  Luc DE HOUWER Boudewijn DE JONGE  Dr. Wendy DE BONDT
12.30	<i>Post-Training Knowledge Assessment-TT</i>  <i>Closing remarks</i>	Mónica MARTÍ -EJTN-, Senior Project Manager  Katharina STEININGER - EJTN Coordinator of the Training Activity
12.45	End of Day 2 and End of the seminar	

## SPEAKERS AND CHAIR PERSONS

### **Katharina STEININGER**

Federal Ministry of Constitutional Affairs, Reforms,  
Deregulation and Justice-Austria  
Directorate General for Central Administration and Co-  
ordination-Division III 7 Human Resource Development

### **Boudewijn DE JONGE**

Public Prosecutor at the District Court of The Hague  
International affairs officer,  
EJN Contact Point

### **Luc DE HOUWER**

Federal magistrate at the Federal Prosecutors' Office  
in Brussels  
International Cooperation Unit  
EJN – contact point

### **Dr. Wendy DE BONDT**

Institute for International Research  
on Criminal Policy  
Ghent University  
Belgium

### **TBD**

European Commission Representative

European Judicial Training Network  
123, rue du Commerce  
B-1000 Bruxelles

Phone +32 2 280 22 42

Fax +32 2 280 22 36

Mail [ejtn@ejtn.eu](mailto:ejtn@ejtn.eu)

[www.ejtn.eu](http://www.ejtn.eu)

