



Procedural Rights in the EU: Status Quo and the Need for Further Measures

Lisbon, 27-28 February 2020

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Speakers

Daniela Amodeo Perillo, President, EULITA

Vincent Asselineau, Chair of the European Criminal Bar Association, Defence Lawyer, Asselineau & Associates, Paris

Stefan Aelbrecht Coordinator, **Katalin Balogh**, Coordinator, **Heidi Salaets**, Professor; Legal Interpreting and Translation Training Programme, Faculty of Arts, KU Leuven

Ingrid-Gertrude Breit, Team Leader – Procedural Rights and Confiscation, Procedural Criminal Law, DG Justice and Consumers, European Commission, Brussels

Dominik Brodowski, Junior Professor for Criminal Law and Criminal Procedure, Saarland University, Saarbrücken

Sławomir Buczma, Judge, JITs Network Secretariat, Eurojust, The Hague

Nicola Canestrini (tbc), Criminal Lawyer, CanestriniLex, Rovereto

Vânia Costa Ramos, Criminal Lawyer, Partner, Carlos Pinto de Abreu e Associados, Lisbon

Wendy De Bondt, Professor of Criminal Law, Institute for International Research on Criminal Policy (IRCP), University of Ghent

Pedro Raposo de Figueiredo, Judge, Trainer for the Family and Children Jurisdiction, CEJ, Lisbon

Fabien Le Bot, Administrator, Procedural Criminal Law, DG Justice and Consumers, European Commission, Brussels

Holger Matt, Professor of Criminal Law, Defence Lawyer, Frankfurt

Key topics

- Update on the state of play regarding the EU Directives on procedural rights
- The need for further measures in the EU
- Legal aid and access to a lawyer in the EU
- The position of children in criminal proceedings
- Presumption of innocence
- Access to case files
- CJEU case law and questions of quality regarding the right to interpretation and translation
- Practical experiences with the application of the Directives from different Member States
- Procedural rights in the context of the European Arrest Warrant, pre-trial detention and detention
- Procedural rights in the context of evidence gathering

Languages
English, Portuguese (with simultaneous interpretation)

Event number
320DT27

Organisers
ERA (Cornelia Riehle) in cooperation with CEJ, ECBA, EJTN, EULITA

**CENTRO
DE ESTUDOS
JUDICIÁRIOS**

ECBA
EUROPEAN CRIMINAL BAR ASSOCIATION
An association of European Address Lawyers

ejtn

eulita



With the support of the Justice Programme
2014-2020 of the European Union

Procedural Rights in the EU: Status Quo and the Need for Further Measures

Thursday, 27 February 2020

08:45 Arrival and registration of participants

09:00 **Opening of the seminar**
Cornelia Riehle (ERA) and CEJ

I. **New procedural safeguards in the EU: children's rights and the presumption of innocence**

Chair: *Cornelia Riehle*

09:05 **The position of children in criminal proceedings in the EU**

- as defendants
- as victims of crime
- as affected parties
- under Directive EU 2016/800

Wendy De Bondt

09:35 **Children in criminal proceedings in Portugal and the impact of Directive 2016/800**

Pedro Raposo de Figueiredo

10:00 Discussion

10:15 **State of play regarding the transposition of Directive (EU) 2016/343 on the presumption of innocence and its impact in the Member States**

Fabien Le Bot

10:45 Discussion

11:00 Coffee break

II. **New procedural safeguards in the EU: access to a lawyer and legal aid**

Chair: *Dominik Brodowski*

11:30 **Access to a lawyer in criminal proceedings: status quo of Directive EU 2013/48**

Ingrid Breit

12:15 **The impact of Directive 2013/48 in France**

Vincent Asselineau

12:45 Discussion

13:00 Lunch

Chair: *Vânia Costa Ramos*

14:00 **Legal aid for suspects and accused persons in criminal proceedings and for requested persons in European Arrest Warrant proceedings (Directive EU 2016/1919): state of play regarding the transposition in the Member States**

Fabien Le Bot

14:30 **National implications: an example from Germany**

Dominik Brodowski

15:00 Discussion

15:15 Coffee break

III. **Next steps: the need for further procedural safeguards in the EU**

Chair: *Wendy De Bondt*

15:45 **Challenges ahead – the position of the European Commission**
Ingrid Breit

16:10 **The ECBA 'Agenda 2020: A new roadmap on minimum standards of certain procedural safeguards'**

Objective

This conference aims at presenting an update on the state of play regarding the six EU Directives on procedural rights and discussing the need for further measures at EU level. The conference will offer lectures, round-tables and discussions for judges, prosecutors, defence lawyers, court interpreters as well as prison and probation staff from all over the EU.

Who should attend?

This conference is targeted at judges, prosecutors, defence lawyers, court interpreters as well as prison and probation staff from all over the EU.

About the project

The project consists of four seminars which are to take place in Lisbon, Trier, Zagreb and Tallinn in 2020 and 2021. Each event will have a specific focus.

For more information, see:

<https://procedural-rights.legal-training.eu/>

Venue

Centro de Estudos Judiciários (CEJ)
Largo do Limoeiro
1149-048 Lisboa
Portugal

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Vincent Asselineau

- 16:25 **Future procedural rights in the context of the European Arrest Warrant, pre-trial detention and detention**
Holger Matt
- 16:55 **Procedural rights in the context of evidence-gathering**
Vânia Costa Ramos
- 17:30 Discussion
- 18:00 End of first seminar day
- 20:00 Dinner

Friday, 28 February 2020

08:45 Arrival and registration of participants

IV. New procedural safeguards in the EU: the right to information

Chair: *Sławomir Buczma*

- 09:00 **State of play regarding the transposition of Directive 2012/13/EU on the right to information in the EU Member States**
Ingrid Breit
- 09:45 **Access to case files: the example of Italy**
Nicola Canestrini
- 10:30 Coffee break

V. New procedural safeguards in the EU: interpretation and translation

Chair: *Cornelia Riehle*

- 11:00 **The right to interpretation and translation: the objectives of the Directive and its transposition in the Member States**
Fabien Le Bot
- 11:20 **The rights to information, interpretation and translation under the case law of the CJEU**
Sławomir Buczma
- 11:40 **Quality of translation and interpretation from the perspective of the translators and interpreters**
Daniela Amodeo Perillo
- 12:00 **Quality of translation and interpretation from the perspective of the defence**
Nicola Canestrini
- 12:30 **Children in Legal Language Settings**
Stefan Aelbrecht, Katalin Balogh, Heidi Salaets
- 12:30 Discussion
- 13:00 End of seminar and light lunch

Apply online for this seminar:
www.era.int/?129291&en

Portuguese judges and prosecutors must apply for this event through CEJ.
Spanish applicants who work for the prosecution service must apply for this event through CEJ.

For programme updates: www.era.int
Programme may be subject to amendment.

Participation fee and reimbursement of costs

Participation fee: €200

Travel costs up to €300 can be reimbursed by ERA upon presentation of the original receipts, tickets, boarding passes or invoices after the seminar.

Two nights' hotel accommodation up to €150/night can be reimbursed by ERA upon receipt of the original invoice.

CPD

ERA's programmes meet the standard requirements for recognition as Continuing Professional Development (CPD). This event corresponds to **10 CPD hours**.



Co-funded by the Justice programme (2014-2020) of the European Union

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Apply online for

Procedural Rights in the EU: Status Quo and the Need for Further Measures

Lisbon, 27-28 February 2020 / Event number: 320DT27



Terms and conditions of participation

Selection

1. Participation is open to judges, prosecutors, defence lawyers, court interpreters as well as prison and probation staff from eligible EU Member States. The UK and Denmark do not participate in the Justice Programme 2014-2020
1. The number of places available is limited (60 places). Participation will be subject to an application procedure. Spanish applicants who work for the prosecution service must apply for this event through CEJ. Portuguese judges and prosecutors must apply for this event through CEJ.
2. Due to the large number of applications for this series, participants can register only for 1 event (of their choice) out of the 4.
3. Applications should be submitted before **30 November 2019**.
4. A response will be sent to every applicant after this deadline.

We advise you not to book any travel or hotel before you receive our confirmation.

Registration Fee

5. €200 including documentation, lunches and dinner.

Travel expenses

6. Travel costs up to €300 can be reimbursed by ERA upon receipt of the original receipts, tickets, boarding passes, invoices after the seminar. Participants are asked to book their own travel. These rules do not apply to representatives of EU Institutions and Agencies who are supposed to cover their own travel. Participants are advised of the obligation to use the most cost-efficient mode of transport available and to read the travel reimbursement information sheet carefully.

Accommodation

7. Two nights' hotel accommodation up to €150/night will be reimbursed by ERA upon receipt of the original invoice. These rules do not apply to representatives of EU Institutions and Agencies who are supposed to cover their own accommodation.

Other services

8. Two lunches, beverages consumed during the event and the seminar documents are offered by ERA. One dinner is also included.

Participation

9. Participation at the whole seminar is required and your presence will be recorded.
10. A list of participants including each participant's address will be made available to all participants unless ERA receives written objection from the participant no later than one week prior to the beginning of the event.
11. The participant's address and other relevant information will be stored in ERA's database in order to provide information about future ERA events, publications and/or other developments in the participant's area of interest unless the participant indicates that he or she does not wish ERA to do so.

A certificate of attendance will be distributed at the end of the seminar.

Apply online for
**“Procedural rights in the
EU: status quo and the
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Contact Person

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