



Defence in Future EPPO Proceedings

Special Focus on Legal Aid

Trier, 17-18 October 2019

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**Criminal
Law**



Speakers

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

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

Bärbel Heinkelmann, Policy Officer, Procedural Criminal Law, DG Justice and Consumers, European Commission, Brussels

Hans-Holger Herrnfeld, Special Advisor on the EPPO, German Federal Ministry of Justice and Consumer Protection, Berlin

Ondrej Laciak, Criminal Lawyer, Laciak & Co., Representative of the Slovak Bar Association in the Criminal Committee of the Council of Bars and Law Societies of Europe (CCBE), Bratislava

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

Elise Martin-Vignerte, Lawyer, MacGuill and Company, Dublin

Anne Weyembergh, Professor, Université Libre de Bruxelles (ULB); President of the Institute for European Studies of the ULB, Brussels

Key topics

- Cornerstones of the EPPO related to defence issues
- Defence in cross-border investigations and in EPPO proceedings
- Structure, status and competences of the EPPO
- Legal aid in the EU and under the EPPO Regulation
- Procedural safeguards in the EU and in EPPO proceedings
- Judicial review and remedies in EPPO proceedings
- The PIF Directive and its implementation in EU Member States

Language
English

Event number
319DT59

Organisers
ERA (Cornelia Riehle) in cooperation with the Ministry of Justice of Luxembourg, ECBA and EJTN



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(2014-2020) of the European Union

Defence in Future EPPO Proceedings

Thursday, 17 October 2019

08:45 Arrival and registration of participants

09:00 **Opening of the seminar**
Cornelia Riehle

I. Setting the scene: structure of the EPPO, the PIF Directive and the perspective of the defence

09:05 **Introduction to the EPPO**

- Structure and status of the EPPO
- Material, territorial and personal competences of the EPPO
- Investigation measures under the EPPO Regulation
- Termination of investigations and prosecution before national courts
- Cooperation with EU Member States not participating in the EPPO Regulation and third states

Hans-Holger Hermfeld

09:45 **Introduction to the PIF Directive and particularities regarding its implementation in the Member States**

10:30 Coffee break

11:00 **Cornerstones of the EPPO related to defence issues: the ECBA's Position Paper**
Vincent Asselineau

11:30 Discussion

II. Workshop: defence in cross-border investigations

11:45 **Defence issues in cross-border investigations**

- Mutual recognition instruments such as the EAW and EIO
- Mutual legal assistance
- Evidence issues
- Cooperation with third states
- Cooperation with the EPPO in investigating PIF offences

Vânia Costa Ramos and Holger Matt

13:00 Lunch

III. Legal aid in the EU – state of play

14:00 **Transposition of Directive (EU) 2016/1919 on legal aid for suspects and accused persons in criminal proceedings and for requested persons in European arrest warrant proceedings**

- Implementation in the Member States
- Consequences of non-implementation
- Legal aid in EPPO proceedings
- Further procedural safeguards in the EU

Bärbel Heinkelmann and Ondrej Laciak

15:00 Discussion

15:15 Coffee break

IV. Workshop: defence in EPPO proceedings

15:45 **Potential practical problems of the defence in EPPO proceedings**

- Legal aid
- Translation and interpretation
- Communication with the judiciary
- Access to documents
- Forum choice
- Victims' rights

Objective

This seminar will make legal practitioners familiar with the forthcoming European Public Prosecutor's Office (EPPO), which should become fully operational by the end of 2020.

Cooperation with the EPPO will become part of the practice of prosecutors, law enforcement and customs officials, judges as well as defence lawyers from all over the EU.

Hence, this seminar offers defence lawyers a timely introduction to their forthcoming participation in EPPO proceedings.

Who should attend?

This seminar is especially targeted at defence lawyers but also open to prosecutors and judges from all EU Member States.

About the project

This seminar is part of a large-scale project co-financed by the European Commission which consists of two further events to take place in Trier in 2019 and 2020. Each event will have a specific focus and target group.

For more information, see:
www.era-comm.eu/EPPO

Your contact persons



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Elise Martin-Vignerte and Holger Matt

17:30 End of first seminar day

19:30 Dinner

Friday, 18 October 2019

V. Judicial review in EPPO proceedings

09:00 **Judicial review in EPPO proceedings by national courts and the CJEU**
Anne Weyembergh

09:45 Coffee break

VI. Workshop: remedies in EPPO proceedings

10:15 **Case examples looking at remedies in EPPO proceedings**
Vânia Costa Ramos and Holger Matt

VII. Outlook

11:45 **The need for further procedural rights in the EU**
Vincent Asselineau

12:30 Discussion

12:45 End of seminar and light lunch

For programme updates: www.era.int

Programme may be subject to amendment.

Apply online for this seminar:
www.era.int/?128578&en

Participation fee and reimbursement of costs

Participation fee: €150

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 €105/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**.

Discover Trier

Discover Trier, built on centuries of history and surrounded by diverse culture.

Experience what inspired the Romans, immerse yourself in the city's rich and varied history, or simply take a stroll and soak up the atmosphere. Explore some of the main attractions and landmarks and visit the Porta Nigra, the Cathedral of Saint Peter and Constantine Basilica to name but a few.



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Terms and conditions of participation

Selection

1. Participation is open to defence lawyers, judges, and prosecutors from eligible EU Member States. The UK and Denmark do not participate in the Justice Programme 2014-2020.
2. The number of places available is limited (40 places). Participation will be subject to a selection procedure. Spanish applicants who work for the prosecution service must apply for this event through CEJ.
3. Due to the large number of applications for this series, participants can register only for 1 event (of their choice) out of the 4.
4. Applications should be submitted before **16 October 2019**.
5. 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

6. €150 including documentation, lunches and dinner.

Travel expenses

7. 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 participants living less than 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

8. Two nights' hotel accommodation up to €105/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

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

Participation

10. Participation at the whole conference is required and your presence will be recorded.
11. A list of participants including each participant's address will be made available to all participants unless the ERA receives written objection from the participant no later than one week prior to the beginning of the event.
12. 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.
13. A certificate of attendance will be distributed at the end of the conference.