



Project funded by the
European Union



EUROMED JUSTICE III PROJECT

Criminal and Penitentiary Law

WG 3.1

Working Group on Criminal Law in order to prepare a tool equivalent to the so-called “fiches belges”

Rome (IT), 5-7 June 2012

Ripa Hotel

Via de gli Orti di Trastevere,3

00153 Rome

AGENDA

Monday 4 June 2012

Arrival of the participants at the hotel and first contact with the Project Team

Tuesday 5 June 2012

09.00 – 09.30 **Registration of participants**

09.30 – 09.45 **Welcome speech**

Andrés SALCEDO VELASCO, Team Leader of the EuroMed Justice III Project

Maria Luisa FICHERA, Project Manager *Cocaine Route Monitoring and Support "CORMS"*
MAE-DGCS, and Italian National Focal Point for the Euromed Justice III Project.

09.45 – 10.00 **Presentation of the participants**

10.00 – 10.30 **General presentation of the project. Background and summary of the work carried out during previous EuroMed Justice projects related to the component III “Criminal and Penitentiary law”.**

Andrés SALCEDO VELASCO

Debate

10.30 – 10.50 **Working group on Criminal law in order to prepare a tool equivalent to the so-called “fiches belges”. Work programme, timing and methodology.**

José María FERNÁNDEZ VILLALOBOS, Course Manager of the EuroMed Justice III Project

10.50 – 11.15 Coffee break

11.15 – 13.00 **Work developed by the European Judicial Network (EJN): the “Fiches belges” and other equivalent tools.**

Ms. Ele-Marit EOMOIS, Legal Assistant, European Judicial Network (EJN)

13.00 – 14.00 Lunch

14.00 – 15.30 **Current situation regarding criminal law in the ENPI South partner countries. (1st part)**

ENPI South partner countries (4 delegations)

Dania SAMOUL, Coordinator of the EuroMed Justice III Project

Debate

15.30 – 16.00 Coffee break

16.00 – 17.00 **Scope and general contents of the debates during the meetings of this Working Group.**

Project Team

Debate

End of the 1st day

Wednesday 6 June 2012

08.30 – 09.30 **Current situation regarding criminal law in the ENPI South partner countries. (2nd part)**

ENPI South partner countries (4 delegations)

Dania SAMOUL

Debate

09.30 – 11.00 **Discussion on the preparation of a tool equivalent to the so-called “fiches belges”. Special reference to the Tracing and interception of (tele) communications; and**

Agents and informers –Infiltration: Interception, recording and transcription of telecommunications; Tracing of telecommunications. (1st part)

Project Team

11.00 – 11.30 Coffee break

11.30 – 13.00 **Discussion on the preparation of a tool equivalent to the so-called “fiches belges”. Special reference to the Tracing and interception of (tele) communications; and Agents and informers –Infiltration: Interception, recording and transcription of telecommunications; Tracing of telecommunications. (2nd part)**

Project Team

13.00 – 14.00 Lunch

14.00 – 15.45 **Discussion on the preparation of a tool equivalent to the so-called “fiches belges”. Special reference to the Tracing and interception of (tele) communications; and Agents and informers –Infiltration: Tracing of telecommunications.**

Project Team

15.45.16.00 **Presentation of the support offered by the project website.**

José María FERNÁNDEZ VILLALOBOS

End of the 2nd day

Thursday 7 June 2012

08.30 – 09.30 **Discussion on the preparation of a tool equivalent to the so-called “fiches belges”. Special reference to the Tracing and interception of (tele) communications; and Agents and informers –Infiltration: Interception and recording of other forms of communication. Interception of mail; Observation.**

Project Team

09:30 - 11:00 **Italian regime in matters of Interception of communications and mails, and Infiltrated agents.**

Ms. Elisabetta PUGLIESE. Deputy Public Prosecutor at National Antimafia Office in Rome

11:00 - 11:30 Coffee break

11.30 – 13.00 **Discussion on the preparation of a tool equivalent to the so-called “fiches belges”. Special reference to the Tracing and interception of (tele) communications; and Agents and informers - Infiltration: Infiltration by undercover agents of the requested State; and Infiltration by agents of the requesting State in the territory of the requested State.**

Project Team

13.00 – 14.30 Lunch

14.30 – 16.00 **Discussion on the preparation of a tool equivalent to the so-called “fiches belges”. Special reference to the Tracing and interception of (tele) communications; and Agents and informers -Infiltration: Infiltration by an informer of the requested State; and Handling of informers.**

Project Team

16.00 – 16.15 **Conclusions, first recommendations and contributions related to the Handbook. Preparing the intermediate work and next meeting.**

Project Team

16.15 – 16.30 **Closure of the meeting**

Andrés SALCEDO VELASCO

End of the meeting

GENERAL INTRODUCTION

This meeting takes place under the third main component of the project: Criminal and Penitentiary Law. The objective of this activity is two-fold, namely to promote a debate on the reform of criminal systems in the beneficiary countries, with special reference to the Procedural Criminal Law, and to improve judicial cooperation in criminal matters. This working group on criminal law also aims to provide a forum within which the above-mentioned debate can take place on ways of improving judicial cooperation. The work of this WG will focus on the preparation of a tool equivalent to the so-called "*fiches belges*" for the ENPI South partner countries.

This meeting is the first of a series of 3 meetings devoted to this issue and will focus on the tracing and interception of (tele) communications and agents and informers –infiltration. More particularly: Interception, recording and transcription of telecommunications; tracing of telecommunications; interception and recording of other forms of communication; interception of mail; observation; infiltration by undercover agents of the requested State; infiltration by agents of the requesting State in the territory of the requested State; Infiltration by an informer of the requested State; and handling of informers.

Methodology for the preparation and delivery of the handbook

The work to be developed shall take into account the content and structure of the European Judicial Network's "*fiches belges*" and the experience of this institution in this field. The Working Group will function as real think-tank in the field covered and will be an opportunity to exchange information and debate on various topics. The results of the work of the WG will be of paramount importance to obtain a real knowledge of the legal systems and have in-depth discussions on the topics concerned. In addition, the tool equivalent to the so-called "*fiches belges*" will also be able to be used as a practical guide. The tool will be prepared in time to be presented during the Intermediate Regional Conference in the course of the second year of the project.

During this first meeting, we are going to explain the general and specific content, as well as the timing and methodology of the activity; we will also have the opportunity to discuss the expected results related to this topic as well as the planning of the work that needs to be developed to achieve this goal.

Furthermore, we will have the opportunity to share the international experts' opinion and the participants' first approach on the main topics under discussion from their own perspective and respective competences. Through an in-depth and detailed discussion, we will have a deep discussion on the main topics addressed during this first meeting.

Profiles of the beneficiary countries' experts

Three participants from each Mediterranean partner country are invited to take part in this meeting. Their profile should be: senior, high-level officials from the Ministry of Justice or other relevant public authority; members of the judiciary and other legal professionals; academics and representatives from civil society with a solid experience of the topics covered by this WG (Criminal Law, Criminal Procedural Law, International Criminal cooperation, etc); prior participation in relevant EuroMed Justice I or EuroMed Justice II project activities will be an advantage; availability for and readiness to the intensive work schedule involved by the WG activity and researching, preparing for WG meetings, contributing to finding documentation and to the drafting of the handbook (*fiches belges*-like tool); ability to understand and express themselves orally and in writing in English and/or French (at least the written

communications/contributions should be in English or French). Due attention will be paid to ensuring that persons taking part in activities related to exchanges of experience and good practices hold strategic positions in their national institutions and that, in this capacity, they will be likely to share with their colleagues and staff lessons learned from such activities.

The experts (3) should have the appropriate profile, a comprehensive knowledge and vision, a sound experience in this field and willing to make an effective contribution to the working group. This will require not only that their country of origin allows them to have enough time available to attend the three meetings planned for this activity, but more specifically, that in between each meeting they have enough time to keep on working together and with the main short-term expert in charge of working out the handbook and the Project Team, virtually, through the project website, and/or other means (email, etc.) so as to allow for continuity of the work and an exchange of information, documentation and ideas with each other. For this reason, it would be highly desirable that the same persons attend all the meetings of this working group or at least that the head of delegation be the same for each meeting.

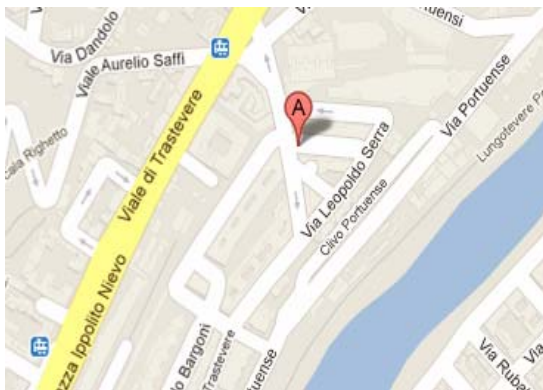
Documentation

A list of suggested reading documents and work documents related to the topics addressed will be provided by the Project Team ahead of the meeting.

Working languages

English, French and Arabic, with simultaneous interpretation during the meeting.

Venue and accommodation



The meeting will take place at the:

Ripa Hotel

Via degli Orti di Trastevere,3

00153 Rome

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