



Project funded by the
European Union

EUROMED JUSTICE III PROJECT



COMPONENT III CRIMINAL AND PENITENTIARY LAW

2nd Training Seminar

“INTERNATIONAL CONVENTIONS ON PENITENTIARY LAW”

Sofia (BG), 11-13 February 2014

AGENDA

Monday 10 February 2014

19.30 - 21.00 Dinner for the representatives of the Mediterranean Partner countries.

Tuesday 11 February 2014

09.00 - 09.15 **Registration of participants**

09.15 - 09.30 **Welcome speech**

Andrés SALCEDO VELASCO, Team Leader of the EuroMed Justice III Project, Barcelona (ES).

09.30 - 09.45 **Presentation of the EuroMed Justice III Project. Main topics suggested for discussion, the working programme and the methodology that will be applied during the seminar.**

Andrés SALCEDO VELASCO

José María FERNÁNDEZ VILLALOBOS, Course Manager of the EuroMed Justice III Project, Barcelona (ES).

09.45 - 10.45 **Presentation of the work developed in this field during the 1st Phase of the Project: the “EUROMED Fiches”.**

Andrés SALCEDO VELASCO

José María FERNÁNDEZ VILLALOBOS

10.45 - 11.15 Coffee break

11.15 - 13.00 **Tour de table. Self-Presentation of the participants and presentation of the current situation in the ENPI South Partners on the topics to be discussed and on the legislative policy in the ENPI SPC concerning the ratification of international conventions in this field.**

*Each delegation will have **some 12-15 minutes** to present itself and the current situation about the topics covered by this seminar in its own country.*

Debate

13.00 - 14.30 Lunch

14.30 - 16.00 **Overview of the major international judicial conventions in the field of penitentiary law. Special reference to the UN conventions, the COE conventions and the EU legal framework.**

Rumena VELIKOVA, International Department, Bulgarian Ministry of Justice.

Debate

16.00 - 16.30 Coffee break

16.30- 18.00 **The treatment of foreign prisoners and the transfer of prisoners: European approach.**

Róisín Mary MULGREW, Lecturer in Law, School of Law, University of Nottingham, UK.

End of the day

Wednesday 12 February 2014

09.30- 11.00 **The status of foreign prisoners: the Bulgarian experience**

Milena GENCHEVA, General Directorate "Execution of Sentences", Sector "Regime activities", Chief Inspector, Bulgaria.

Debate

11.00 - 11.30 Break

11.30 - 13.00 **Development of prisons more apt to promote education, rehabilitation and re-integration of prisoners. (I)**

Marc DE MAEYER, Expert on penitentiary education, Belgium.

Debate

13.00 - 14.30 Lunch

14.30 - 16.30 **Development of prisons more apt to promote education, rehabilitation and re-integration of prisoners. (II)**

Debate

End of the day

Thursday 13 February 2014

09.30 - 11.00 **Alternative to detention: cautions, parole, suspended sentences, criteria for handling request for pardons, performance of public services.**

Peter Eberhard BEST, Retired Judge, Former Legal Advisor to the Federal Ministry of Justice, Berlin, in the European Committee on “International Cooperation in penal and prison matters”, Germany.

Debate

11.00 - 11.30 Coffee break

11.30 - 13.00 **Penitentiary policy and deportation (II)**

Workshop

Debate

13.00 - 14.30 Lunch

14.30 - 15.15 **Plenary session, debate, conclusions.**

José María FERNÁNDEZ VILLALOBOS

15.15 - 15.30 **Closure of the seminar.**

Andrés SALCEDO VELASCO

End of the training seminar

GENERAL INTRODUCTION

The project

The EuroMed Justice III project funded by the EU with a budget of € 5 million over the period 2011-2014, follows the success of EuroMed Justice I and II such as the development of a Euro-Mediterranean area of cooperation in the field of justice by supporting the development of the partners' capacity and backing the modernisation of justice, including an improved access to justice.

This project is being implemented by a consortium led by the European Institute of Public Administration (EIPA) and composed of FIIAPP (*Fundación Internacional y para Iberoamérica de Administración y Políticas Públicas*), IRZ (*Deutsche Stiftung für Internationale Rechtliche Zusammenarbeit*) and SOFRECO (*Société Française de Réalisation d'Etudes et de Conseil*). EIPA Barcelona is the Programme Management Unit for the EuroMed Justice III Project.

The beneficiaries of this project are the ENPI South countries: the People's Democratic Republic of Algeria, the Arab Republic of Egypt, Israel, the Hashemite Kingdom of Jordan, Lebanon, the Kingdom of Morocco, Palestine, the Syrian Arab Republic (formally part of the project even if there is a partial and temporary suspension of the EuroMed Justice III project in terms of Syrian participation), the Republic of Tunisia and Libya, as new ENPI South Beneficiary Country of the Project.

The EuroMed Justice III project addresses in particular issues related to the themes of Access to justice and legal aid, Resolution of cross-border family conflicts and Criminal and penitentiary law.

The project activities mainly consist in carrying out Working Groups (1st phase) and in organising Training sessions and Study visits covering the 3 components of the project (2nd phase). Research Reports and Handbooks were produced during the 1st phase and Training materials will be presented during the second phase of the project.

The training seminar

This seminar takes place under the third main component of the project "Criminal and Penitentiary Law". Most experts consider that training is the core issue in any process of change affecting well functioning institutions and good governance. A complete training, balanced and plural, is a prerequisite if the justice administration wants to be respected and worthy of respect. For this reason, this second phase of the EUROMED JUSTICE III Project will play a relevant role through the training activities in order to contribute to the strengthening of the Euro-Mediterranean justice area.

The title of this seminar is "International Conventions on Penitentiary Law". In particular, this session is focused on the importance of International Conventions on Penitentiary law in order to reinforce the Rule of Law and international cooperation in this field. In this respect, the different subtopics will enable us to carry out an in-depth analysis of

several relevant aspects which are directly linked to the importance of international conventions in this field and the advisability of ratifying them. We are going to share the international experts' opinion and the participants' approach on these topics from their own perspective, experience and respective competences. Through an in-depth and detailed discussion, we will know the current situation related to the topics under discussion, which are among others those mentioned in the agenda, all of them being main subtopics to be discussed.

Thanks to this seminar, we will get to know the different features prevailing in the region and we will learn from each other through the different experiences and views of the participants.

The working method

Participants should be aware that they are the main players in the training seminar as they will be able to share their respective experience and views related to the topics under review.

We expect the experts participating in this seminar to have an in-depth knowledge of the topics under discussion and to be able to provide us with a detailed vision of the current situation in their respective countries. We also expect them to have previously prepared themselves for the discussion in order to achieve the most fruitful results.

In this context and to ensure a good preparation, the Project Team will provide the participants, at least two weeks before the date of the seminar, with the agenda, the list of the relevant documents on the topics addressed. These documents will also be made available on the EuroMed Justice III project website for the participants to download them.

Moreover we would like to stress that the methodology of the training sessions does not rely on a traditional methodology based on *ex cathedra* classes; rather, the idea is to put a strong emphasis on interactive presentations and practical approach allowing for a transfer of knowledge and experience.

We should not forget that although it is the expert who will determine the framework of the presentation, the objective of the training seminars is not just a transfer of knowledge, but rather to give the participants the possibility of sharing their experience and viewpoints on the issues being addressed. This methodology will then enable them to take advantage from the experience of the other colleagues and, in our opinion, the working atmosphere should facilitate relationships between the participants. In this respect and in order to trigger the debate, practical cases or workshops will be introduced in the different training seminars depending of the topics being discussed.

The quality of the various sessions will be assessed by means of evaluation forms distributed to the participants at the end of the seminar. After each training seminar, its results will be evaluated by the participants, including the subjective perception that the participants have both about the contents and the trainers. It is very important from the

very beginning to know the opinion of the participants because we are aware that although we are doing our best to guarantee the quality of each activity, the participants' viewpoints will help us to perceive some details that can be improved for the next sessions.

Experts

Four (4) experts from each ENPI South partner country are expected to attend each training seminar.

Target group: Judges, officials from the ministries of justice and court administration authorities, registrars, clerks and other auxiliary staff of courts, lawyers and prosecutors' offices, trainers from judicial/prosecutorial/lawyers training institutions and representatives from non-governmental actors dealing with the issues covered by the seminars.

More particularly, for this seminar it would be advisable that the participants, in so far as possible, have expertise/competence or experience on international penitentiary law; negotiation, discussion and signing of international criminal/penitentiary conventions; online instruments in criminal/penitentiary judicial co-operation; international criminal/penitentiary cooperation framework, etc.

The experts should have the appropriate profile, a comprehensive knowledge and vision, and a sound experience in this field. They should also be willing to make an effective contribution to the training seminar.

Bearing in mind that a "Tour de table" is scheduled on the first day of the seminar, a short presentation prepared ahead of the seminar by each delegation will be required.

The quality of the experts proposed is the main guarantee that our joint efforts during the seminars will result in a good analysis and diagnosis of the situation in the fields addressed, and in an exchange of useful, reliable and accurate information.

Documentation

A list of the basic documentation will be provided by the Project Team at least two weeks ahead of the seminar. For example:

- Relevant international documentation on the topic produced by the European Union, the Council of Europe, the United Nations, etc.
- Other documents, possibly those provided by the participants of the ENPI South partner countries.
- Working documents
- Reading documents.
- Etc

These documents will be sent to the participants ahead of the meeting together with the list of basic documentation; they will also be handed over to the participants at the training seminar.

Working languages

English, French and Arabic, with simultaneous interpretation during the whole seminar.

Venue and accommodation



The seminar took place at
the:

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1, Gurko Str.

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