



European Institute of Public Administration
European Centre for Judges and Lawyers

Seminar

The Role of the National Judge in EU Judicial Cooperation in Criminal Matters

Luxembourg (LU), 13-14 June 2016

Seminar venue

EIPA Luxembourg - European Centre for Judges and Lawyers, Master room
Building of the Chambre des Métiers, 2 Circuit de la Foire Internationale, 1347 Luxembourg

Introduction

Target group: This interactive seminar is specially designed for national judges, prosecutors, investigators, legal advisors from national central authorities, and criminal defence lawyers.

Description: The seminar provides an overview of the role of the Court of Justice of the European Union (CJEU) in shaping and enforcing EU criminal law. The seminar will discuss in detail the preliminary reference procedures in which national judges can refer questions of interpretation and validity to the CJEU, where specific reference to criminal law issues will be made. The seminar will also address what the end of the transition period in 2014 will practically mean in the enforcement of EU criminal law, as infringement procedures will also become available in the field of EU criminal law. The seminar will furthermore focus on the CJEU's role of interpretation in shaping EU criminal law. In this context, both the CJEU's influence on doctrinal themes of criminal law and specific EU instruments will be examined.

Learning methodology: The methodology will consist of a combination of presentations, discussions, practical examples and case studies, so that participants can derive as much as possible from the complementary practical experience of the facilitators.

Objectives: The overall objective of this seminar is to enhance the national judicial and criminal defence capacity through the understanding and use of legal principles, diverse instruments, enforcement procedures of EU criminal law, and to familiarise participants with the role of the Court of Justice of the European Union with specific reference to the enforcement and interpretation of EU criminal law.

Speakers:

EIPA Luxembourg - European Centre for Judges and Lawyers

Petra Jeney, Senior Lecturer (p.jeney@eipa.eu)

Juan Diego Ramírez-Cárdenas Díaz, Senior Lecturer (d.ramirez_cardenas@eipa.eu)

Roberta Ribiero Oertel, Lecturer (r.oertel@eipa.eu)

Christiane Lamesch, Programme Organiser (C.Lamesch@eipa.eu)

Programme

MONDAY 13 JUNE 2016

- 09.00 **Welcome and mutual introduction**
Petra Jeney
- 09.15 **The area of Freedom, Security and Justice after the Lisbon Treaty**
Roberta Ribeiro Oertel
- 10.15 Coffee break
- 10.30 **EU judicial cooperation in criminal matters**
Roberta Ribeiro Oertel
- 12.00 **Discussion**
- 12.15 Lunch
- 13.30 **The Preliminary Reference Procedure, with an emphasis on issues related to criminal procedures**
Juan Diego Ramírez-Cárdenas Díaz
- 14.45 **Discussion**
- 15.00 Coffee break
- 15.30 **How to formulate a reference?**
Juan Diego Ramírez-Cárdenas Díaz
- 16.30 **Discussion**
- 16.45 **Workshop: How to formulate a reference?**
Juan Diego Ramírez-Cárdenas Díaz
- 18.00 **End of day one and reception**
Roberta Ribeiro Oertel

TUESDAY 14 JUNE 2016

- 09.00 **The role of the national judge in applying EU criminal law**
Petra Jeney
- 10.00 **Discussion**
- 10.15 Coffee break
- 10.45 **The principle of *ne bis in idem* as interpreted by the CJEU**
Petra Jeney
- 12.00 **Discussion**
- 12.15 Lunch
- 13.30 **Human rights protection in the context of EU criminal law**
Petra Jeney
- 14.30 **Discussion**
- 14.45 Coffee break
- 15.15 **Case study**
Petra Jeney
- 16.15 **Discussion**
- 16.30 **END OF SEMINAR**