



**EUROMED
JUSTICE**

A programme funded by
the European Union

PROGRAMME

CRIMEX SESSION N°3

24-26 OCTOBER 2017

PARIS, FRANCE

24-25 October: *Hotel Villa Modigliani*

26 October: *Ministry of Justice-Olympe de Gouges site*



**EUROMED
JUSTICE**

A programme funded by
the European Union

CRIMEX SESSION N° 3
24th – 26th October 2017
Paris (FR)

Discussion and approval of the CrimEx documents on EuroMed judicial and law enforcement cooperation in criminal matters:

1. The updated EuroMed Justice Fiches
 2. Gaps and Legal Analyses
 3. Handbook
-

Participants

CrimEx Members

Main Stakeholders Representatives – Eurojust, EJM, CTED, UNODC

EuroMed Police

CrimEx documents - Objectives

During the 24th and 25th of October, the 3rd CrimEx Session should:

1. Discuss the reports presented by the EuroMed Senior Experts on the *EuroMed Fiches, Gaps and Legal Analyses* and the *Handbook*
2. Examine , comment, eventually amend the content of the updated *EuroMed Fiches* and the *Gaps and Legal Analyses* carried out Senior Experts (STEs) based on the input received from the SPCs and the support from the scientific consultants during the intersessional activity (between the 2nd and the 3rd CrimEx) as recommended by the 1st CrimEx.
3. Approve 2017 EuroMed Fiches and *Gaps and Legal Analyses*
4. Discuss and give comments to the draft or the *Handbook*

Methodology

1. The CrimEx session will be divided in two parts:
Part 1 dedicated to *EuroMed Fiches, Legal and Gaps Analyses*
Part 2 dedicated to the *Handbook*

2. The STEs will present their reports on the above-mentioned documents (sent in advance) to the CrimEx members.
3. Each partner country is invited to comment, to eventually amend and formally approve/validate the content of the EuroMed Fiches and the Legal and Gap Analyses. Representatives of Eurojust, EJM in criminal matters and from other international organisations are invited to present their comments.
4. At the ends of the discussions:
 - a. Based on the main conclusions of the Gaps and Legal Analyses, to identify some of the best practices and experiences on the measures to improve cross-border cooperation in criminal matters. South- South cooperation
 - b. To exchange views with the STEs, CrimEx, Eurojust, EJM, other international organisations on how the cross-regional cooperation, North-South can be improved
 - c. To give **main indications** for the elaboration of the **Handbook** on cooperation in criminal matters such as:
 - i. The Manual or Handbook complements the Legal and the Gaps Analyses.
 - ii. The Manual or Handbook on EuroMed judicial and law enforcement cooperation in criminal matters should identify and recommend measures to improve cross-border cooperation, South-South and North-South.
 - iii. The Handbook is designed to be used by central and other competent national judicial authorities, the criminal justice practitioners, including lawyers, investigators, judges and prosecutors who are involved in international legal assistance.
 - iv. The Handbook should offer practical step-by-step suggestions on how to initiate and follow through on the processes of cross-border cooperation as a requesting State and how to respond to, execute and follow up on incoming requests when representing the interests of a requested State.
 - v. The Handbook should contain summaries, case studies and quotes from authors who are leading practitioners and the best practices from organisations specialised in the field of international cooperation in criminal matters.
 - d. Plan the intersessional activities (following the agreed procedure) during which the STEs will continue the work and consult with CrimEx members and all other stakeholders on the CrimEx docs' final drafts.
5. A debate will be held in order to encourage participants to identify possible regional needs to be covered by the TAF.

Experts

- EU Agencies and International Organisations:
 - Eurojust: *Mr. Antonio CLUNY*, Portugal National Member, External Relations Team
 - European Judicial Network in criminal matters: *Mrs. Maria Almeida Gomes*
 - UN – CTED: *Mrs. Nicole El Houry*
 - UNODC: *Mrs. Carine Giralidou*

- EuroMed Justice Key Experts:
 - *Mrs. Victoria PALAU* - Team Leader (FIIAPP - Spain)
 - *Mr. Virgil IVAN-CUCU* - Capacity Building (EIPA - Luxembourg)
 - *Mrs. Dania SAMOUL* - Coordinator (FIIAPP - Spain)

- EuroMed Police Tem Leader:
 - *Mr. Michel QUILLÉ*

- EU and SPCs Experts:
 - The Netherlands: *Mr. Guillaume FRANSSEN*, Assistant Public Prosecutor, Public Prosecution Service;
 - Spain: *Mr. David MAYOR FERNANDEZ*, Senior Public Prosecutor, Gipuzkoa Regional Public Prosecutor's Office;
 - Egypt: *Mohamed BADAR*, Professor of Comparative and International Criminal Law & Islamic Law , Northumbria University (UK);
 - United Kingdom: *Mr. Daniel SUTER*, Director iJust - International Justice Consultants, former Specialist Prosecutor Organised Crime, UK National Crime Agency.

PROGRAMME

Tuesday 24th October 2017 (Venue: Hotel Villa Modigliani)

PART 1. EuroMed Fiches, Legal & Gaps Analyses

09.30 **Opening and welcome**

10.00 Introduction of the Session by the EuroMed Justice Key Experts

- Comments on the documents drafted during the 2nd CrimEx Session in Maastricht, 8-11 May 2017:
 - **Recommendation** on the Handbook on EuroMed Judicial and law enforcement cooperation in criminal matters
 - **Road Map** on National Coordination
- CrimEx Presidium

10.30 **Presentation by the short-term experts of the reports regarding EUROMED FICHES:**

- *Mr. Guillaume FRANSSSEN*, Prosecutor (NL)

11.45 **Coffee Break**

12.15 **Presentation by the short-term experts of the reports regarding (1) LEGAL ANALYSIS and GAPS ANALYSIS** on:

- Mutual Legal Assistance
 - Joint investigation
 - Tracing, freezing or seizure of assets and confiscation of proceeds of crime
- *Mr. David MAYOR FERNANDEZ*, Prosecutor (ES)

12.45 **Lunch Break**

14.00 **Presentation by the short-term experts of the reports regarding (2) LEGAL ANALYSIS and GAPS ANALYSIS** on:

- Extradition and transfer of sentenced persons
 - Conflicts of jurisdiction and transfer of proceedings
 - Scope of terrorists Offences and the Criminalisation of Terrorists Acts
 - Action Plans for the Prevention of Violent Extremism / Foreign Terrorists Fighters
- *Professor Mohamed BADAR* (EG/UK)

14.45 **Presentation by the short-term experts of the reports regarding (3) LEGAL ANALYSIS and GAPS ANALYSIS** on:

- Special investigation techniques
- Cybercrime
- Money laundering and terrorism financing

- *Mr. Daniel SUTER*, Director iJust - International Justice Consultants, former Specialist Prosecutor (UK)

15.15 **Coffee Break**

15.45 **EUROMED FICHES - CrimEx debates**, comment, proposals for amendments or requests for clarification - Tour de table – Algeria, Morocco, Tunisia, Jordan, Israel, Egypt, Palestine, Lebanon.

- *Mr. Guillaume FRANSEN*, Prosecutor (NL)

17.30 **End of the first day**

Wednesday 25th October 2017 (Venue: Hotel Villa MODIGLIANI)

PART 1. EuroMed Fiches, Legal & Gaps Analyses

09.00 **CrimEx debates:** comments, proposals for amendments or requests for clarification:

(1) LEGAL AND GAPS ANALYSIS on:

- Mutual Legal Assistance,
 - Joint investigation,
 - Tracing, freezing or seizure of assets and confiscation of proceeds of crime
- *Mr. David MAYOR FERNANDEZ*, Prosecutor (ES)

Tour de table: Algeria, Morocco, Tunisia, Jordan, Israel, Egypt, Palestine, Lebanon.

Representatives of: Eurojust, EJM and from other international organisations are invited to present their comments.

10.45 Coffee Break

11.15 **CrimEx debates:** comments, proposals for amendments or requests for clarification:

(2) LEGAL AND GAPS ANALYSIS on

- Extradition and transfer of sentenced persons
 - Conflicts of jurisdiction and transfer of proceedings
 - Scope of terrorists Offences and the Criminalisation of Terrorists Acts
 - Action Plans for the Prevention of Violent Extremism / Foreign Terrorists Fighters
- *Professor Mohamed BADAR*, (EG/UK)

Tour de table: Algeria, Morocco, Tunisia, Jordan, Israel, Egypt, Palestine, Lebanon.

Representatives of: Eurojust, EJM and from other international organisations are invited to present their comments.

13.00 Lunch Break

14.30 **CrimEx debates:** comments, proposals for amendments or requests for clarification

(3) LEGAL AND GAPS ANALYSIS on

- Special investigation techniques
- Cybercrime

- *Mr. Daniel SUTER*, Director iJust - International Justice Consultants, former Specialist Prosecutor (UK)

Tour de table: Algeria, Morocco, Tunisia, Jordan, Israel, Egypt, Palestine, Lebanon.

Representatives of: Eurojust, EJM and from other international organisations are invited to present their comments.

16.15 **Final comments regarding the content of the CrimEx Docs**

- Formal approval/validation by the CrimEx of the 2017 EuroMed Justice Fiches
- Representatives of Eurojust, EJM and from other international organisations are invited to present their comments.
- Preliminary discussion on how the CrimEx docs and in particular EuroMed Fiches should be updated and used

17.30 [End of the second day](#)

Thursday 26th October 2017

(Venue : MoJ - *Olympe de Gouges*, 35 rue de la Gare, 75019)

PART 2. The Handbook

08.15 **Meeting at the lobby for departure to French Ministry of Justice (le Millénaire)**

10.00 **Welcome by the French Ministry of Justice (TBC) and the PMT** summary of the previous two days workings

10.20 **Presentation of the Handbook on judicial cooperation in criminal matters outline by the Senior Experts**

- *Mr. Daniel SUTER*, Director iJust - International Justice Consultants, former Specialist Prosecutor (UK)
- *Professor Mohamed BADAR* (EG/UK)

11.20 **Coffee Break**

11.45 **CrimEx debates - Tour de table:** Algeria, Morocco, Tunisia, Jordan, Israel, Egypt, Palestine, Lebanon.

Representatives of: Eurojust, EJM and from other international organisations are invited to present their comments.

13.00 **Lunch Break**

14.00 **CrimEx debates - Tour de Table**, SPCs' interventions Handbook (*continuation*)

15.00 **CrimEx final debates**

- Presentation / summary by the short-term experts of the recommendations and observations extracted during the CrimEx debates on the Handbook.
- Discussions and agreement on the recommendations
- Planning of the next steps on the CrimEx docs.
- PMT introduction to the Joint Action EuroMed Justice and EuroMed Police regarding the Digital Evidence
- EuroMed Justice Website and restricted area for criminal matters.

16.00 **End of the third day and departure back to the hotel**

End of the 3rd CrimEx Session