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**EUROMED  
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# **EUROMED JUSTICE**

## **CRIMEX SESSION N°7**

**Prioritisation of the needs for judicial training  
International and EU standards in the field of MLA and  
judicial cooperation in criminal matters**

**LUXEMBOURG, 19-21 JUNE 2018**

## **PROGRAMME**

Venue: DOUBLE TREE by HILTON LUXEMBOURG  
Address: 12 rue Jean Engling, 1466 Dommeldange, Luxembourg

Lead Firm / Chef de file





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**EUROMED  
JUSTICE**

# PROGRAMME CRIMEX SESSION N°7

19 – 21 June 2018

**LUXEMBOURG**

**Identify and Prioritise:**

The needs for judicial training on cross-border  
cooperation in criminal matters within the Euro-  
Mediterranean region

Venue: Hotel Double Tree by Hilton Luxembourg  
Address: 12 rue Jean Engling, 1466 Dommeldange,  
Luxembourg

# CRIMEX Session N° 7

19 – 21 June 2018

Luxembourg

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## OBJECTIVE

### Identify and Prioritise:

## The needs for judicial training within the Euro-Mediterranean region

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### GENERAL PRESENTATION

The preparation of the EuroMed training process in the field of judicial cooperation in criminal matters is construed around 4 pillars:

1. The CrimEx docs
2. Answers received to the thematic questionnaire distributed to the SPCs
3. Contributions of the EuroMed experts
4. Debates within the 7<sup>th</sup> CrimEx

### 1. CRIMEX DOCS

One of the main achievements of the CrimEx consist in the drafting of the CrimEx docs, which are "pioneer documents" in the Euro-Mediterranean region and constitute major analytical, comparative and practical tools for cross-regional cooperation in criminal matters.

The CrimEx docs would not exist without the positive atmosphere, the trust and the confidence progressively installed amid the dialogue of the CrimEx members with the Eurojust, EJM Secretariat and Contact Points, UN-CTED, UNODC, IAP, EU Member States liaison magistrates, contact points, judges, prosecutors and legal advisors.

CrimEx docs are designed to be used by central and other competent national judicial authorities, the criminal justice practitioners, including judges and prosecutors who are involved in international legal assistance.

### WHICH ARE THE CRIMEX DOCS?

**EUROMED FICHES** – it is a comparative tool providing information on the SPCs' legal procedures and institutions active in the cooperation in criminal matters and in particular on the investigative methods or techniques which could be use in gathering cross-border evidence.

**LEGAL AND GAPS ANALYSES** – are comparative tools regarding the SPCs *legislation, procedures and practice* comparing the differences and similarities between national legislations and proceedings of the SPCs, mapping the status of ratification and implementation of relevant bilateral or multilateral treaties and conventions. L&G assess the capacities existing in the SPCs with regard to the multidisciplinary investigation and prosecution of complex transnational judicial cases.

Legal and Gaps Analyses MODULES- Mutual Legal Assistance in criminal matters, Confiscation of the Proceeds of Crime, Assets Recovery and Joint Investigation Teams, Extradition, Transfer of Criminal Proceedings, Transfer of Sentenced Persons, Special Investigations Techniques, Cybercrime, Terrorist Financing, Countering Terrorism - Scope of terrorist offences Action plans for the prevention of violent extremism; Foreign terrorist fighters.

**HANDBOOK on judicial cooperation in criminal matters** - offers a systematic guidance on best practice for initiating and following-up official/formal cooperation procedures as a requested and requesting state. It contains the coordinates of SPCs contact points, case studies and the best practices from organisations specialised in the field of international cooperation in criminal matters.

**EuroMed MANUAL on Digital Evidence** - EuroMed practical guide to lawfully request and gather electronic evidence, often located in other jurisdictions or in the cloud. The Manual drafted by the EuroMed Justice and Police experts, in coordination with UNODC, CTED, and IAP is based on the SPCs legal framework, national practical experiences, and the existing EuroMed Justice legal and gaps analyses in this area. The Manual supports the identification of steps to be taken at the national level to gather, preserve and share digital evidence with the overall aim of ensuring effective MLA practice. The practical guide will include a list of country-specific focal points, legal frameworks, and practical requirements for effective informal and formal MLA cooperation.

## 2. DEBATES WITHIN THE 7<sup>TH</sup> CRIMEX

The objectives of the 7<sup>th</sup> CrimEx is that in close cooperation with Eurojust, EJM, EJTN, Euro Arab Network of Judicial Training, UNODC, UN-CTED, IAP, Council of Europe Help Program, International Institute for Justice and Rule of Law Malta, and the Syracuse International Institute for criminal justice and human rights:

- a) To analyse and identify the training needs of the Departments for international legal assistance in criminal matters within the Ministry of Justice, the Public Prosecution Office, Courts, Judicial Training Schools and other competent stakeholders from the SPCs regarding the international and EU standards in the field of MLA and judicial cooperation in criminal matters.
- b) To identify, based on the answers received to the thematic questionnaires centralised by the STEs the main topics, the organisation and the methodology of the training, to debate and support the drafting of the Training Needs Analysis (TNA), Train of Trainers Manual, the Methodology and the necessary Curricula – these materials should be used during the next EuroMed Justice 5.B activity – Training of Trainers.
- c) To discuss the implementation of Training (EuroMed Justice activity 5B with the appropriate selected participants) and ToT. Note: activity 5B is the following training activity after this 7th CrimEx session.
- d) To identify the most appropriate selection criteria for the trainees for the activity 5B - participants from the SPCs.
- e) To preliminary evaluate the lack of practical skills, tools and knowledge in the cooperation among justice professionals from SPCs;
- f) To exchange best practices on MLA (EU best practices and SPC best practices).

The CrimEx Members of the SPCs will have a one-day session within the Court of Justice of the European Union on the 19th June 2018. With the purpose to identify possible training topics related to the enforcement of the EU law, the EU Charter of fundamental rights and to understand the complexity of the EU judicial proceedings the colleagues from CrimEx will have direct contacts and discussions with the European Union Judges and will be introduced in the case law, judicial architecture and procedures of the European Court of Justice.

## PARTICIPANTS

- CrimEx Members;
- Main Stakeholders Representatives: European Judicial Training Network (EJTN), Euro-Arab Network of judicial Training (EANJT) United Nations Office on Drugs and Crime (UNODC), United Nations Counter Terrorism Executive Directorate (UN CTED), Council of Europe - Human Rights Education for Legal Professionals (HELP) the International Association of Prosecutors (IAP) and Syracuse International Institute for Criminal Justice and Human Rights, and EIPA Luxembourg;
- SPCs Judicial Training Schools from Algeria, Israel, Lebanon, Morocco, Palestine, and Tunisia;
- EU Judicial Training Schools from Belgium, Portugal, and Spain.

## METHODOLOGY

The 7<sup>th</sup> CrimEx Session will be chaired by the Presidium.

CrimEx representatives have to present the position of their respective national authorities and reach the consensus regarding the identified needs

The representatives from European and international organisations are invited to present their comments regarding the above-mentioned objectives.

The seventh Session of CrimEx will take place in English and French, with simultaneous interpretation in Arabic, English and French.

## EXPERTS

- EU Agencies and International Organisations:
  - European Judicial Training Network (EJTN),
  - Euro-Arab Network of Judicial Training (EANJT)
  - UN (UNODC, CTED)
  - Council of Europe - Human Rights Education for Legal Professionals (HELP)
  - International Association of Prosecutors
- SPCs and EU Judicial Training Institutes
- EuroMed Justice Key Experts:
  - *Mrs. Victoria PALAU – Team Leader (FIIAPP - Spain)*
  - *Mr. Virgil IVAN-CUCU – Capacity Building Expert (EIPA - Luxembourg)*

- EuroMed Justice Experts:
  - *Mr. Dragomir YORDANOV* (Bulgaria). Former Director of the Bulgarian National Institute of Justice.
  - *Mr. Jose María FERNÁNDEZ* (Spain). Spanish Liaison Magistrate in Morocco. Former head of the International Relations at the Spanish Judicial School.
  - *Ms. Rasha HAMMAD* (Palestine). Director of the Palestine Judicial Institute member of the Euro-Arab Network of Judicial Training (EANJT)
  - *Mr. Abdelhnine TOUZANI* (Morocco). Director of Studies, of Research and Cooperation at the Moroccan Institut Supérieur de la Magistrature - member of the Euro-Arab Network of Judicial Training (EANJT)

TUESDAY 19<sup>th</sup> JUNE 2018

## CrimEx Session at the Court of Justice of the European Union

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**07:30 Bus departure from the hotel to the Court of Justice**

**08:15 Visitors' entrance - rue du Fort Niedergrünewald**

**CrimEx Members of the SPCs** will have a one-day session within the Court of Justice of the European Union.

The purpose is to identify possible training topics related to the enforcement of the EU criminal law, the EU Charter of Fundamental Rights and to understand the complexity and the effects of the EU judicial proceedings.

The colleagues from CrimEx will have the unique possibility to discuss with the European Union Judges and will be introduced in the CJEU case law, EU judicial architecture, the procedures before the Court and the dialogue between the national jurisdictions and jurisdiction of the Court of Justice of the EU.

WEDNESDAY 20<sup>th</sup> JUNE 2018

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09.15 – 09.30 **Opening and welcome**

09.30 – 09.45 **Introduction of the 7<sup>th</sup> CrimEx Session by the EuroMed Justice Key Experts**

- Presentation of the CrimEx docs
- CrimEx Presidium

09.45 – 10.30 **Training priorities for international/Euro-Mediterranean judicial cooperation in criminal matters - Presentations**

- European Judicial Training Network
- Council of Europe - HELP Programme

10.30 – 11.00 **Training priorities for international/Euro-Mediterranean judicial cooperation in criminal matters - Presentations**

- UNODC
- IAP approach

11.00 – 11.20 **Coffee Break**

11.20 – 12.00 **Training priorities for international/Euro-Mediterranean judicial cooperation in criminal matters - Presentations**

- Syracuse International Institute for Criminal Justice and Human Rights EIPA Luxembourg

12.00 – 13.15 Lunch Break

13.15 – 14.00 **Training priorities for international/Euro-Mediterranean judicial cooperation in criminal matters - Presentations**

- Judicial Training Institutes from the EU: Belgium, Portugal and Spain

14.00 – 15.30 **Presentation by the EuroMed Justice Experts of the main findings regarding the training needs identified in SPCs**

15.30 – 15.50 Coffee Break

15.50 – 16.05 **Training priorities for international/Euro-Mediterranean judicial cooperation in criminal matters - Presentations**

- CTED-through Video Conference from New York

16:05 – 17:30 **General presentation by the EuroMed Justice Experts of the draft outline** for the Training Needs Analyses, the Train of Trainers Manual, the Methodology and the necessary Curricula

17.30 End of the day

## THURSDAY 21<sup>th</sup> JUNE 2018

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09.00 – 10.30 **Training priorities for international/Euro-Mediterranean judicial cooperation in criminal matters - SPCs perspective**

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

10.30 – 11.30 **(I) CrimEx Debates on the content the Training needs Analysis – dialogue between STEs and SPCs for the purpose of:**

- a) completing and clarifying the answers to the thematic questionnaires;
- b) identifying the practical skills, tools and knowledge needed for efficient international/Euro-Mediterranean judicial cooperation among justice professionals;
- c) summarising the main topics, the organisation and the methodology of the future training, Train of Trainers Manual, the Methodology and the necessary Curricula;
- d) Identifying the most appropriate selection criteria for the trainees for the EuroMed Justice incoming training activities.

11.30 – 12.00 Coffee Break

12.00 – 13.15 **(II) CrimEx Debates on the content the Training needs Analysis – dialogue between STEs and SPCs - CONTINUATION**



13.15 – 14.15 Lunch Break

14.15 – 15.30 (III) CrimEx Debates on the content the Training needs Analysis – dialogue between STEs and SPCs - CONTINUATION

15.30 – 17.00 Approval of the 7<sup>th</sup> CrimEx documents regarding the training activities

Preparations for the 8<sup>th</sup> CrimEx Session - intersessional workings

Closing remarks

17.00 End of the 7<sup>th</sup> CrimEx

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