

COUPLES & PARENTHOOD in the European judicial area

COUPLES & PARENTALITÉ dans l'espace judiciaire européen

SYMPOSIUM

From the Brussels IIa REGULATION to Judicial PRACTICE
Du RÈGLEMENT européen Bruxelles II bis à la PRATIQUE des magistrats

6 & 7 sept.
ENM Paris

Freedom of movement among European Union increased the number of couples of different nationalities over time. Consequently the number of matrimonial proceedings with an 'international' element rose significantly. They are becoming more and more prevalent in the work of familial judges in charge of implementing “Brussels II a” regulation as regards the territorial jurisdiction of courts.

This symposium will present the results of an international study on the implementation of “Brussels II a” regulation by judges and prosecutors from different European Union countries. Since January 2016 a consortium composed of judicial training institutes and universities from France, Italy and Romania identifies and analyses the regulation’s implementation in two pilot courts per country. This study aims at identifying possible difficulties with which judges and prosecutors are confronted and to find solutions in implementing it.

- An English/French simultaneous interpreting will be proposed.
- Around 60/80 participants from European Union, judges, prosecutors, legal practitioners.
 - Around 20 French participants/20 Italian/20 Romanian and 20 from EU in general.
- Registration: **till end of June 2017.**
 - For the French participants: send an email to sandra.roux@justice.fr
 - for the Romanian participants to diana.mihaila@just.ro
 - for the Italian participants to massimiliano.belli@scuolamagistratura.it
 - For the other nationalities to sandra.roux@justice.fr
- Expenses taken in charge by European funding:
 - Travel by the ENM directly (**not by the participant**) through our partner, JCI.
 - Hotel **by the participant directly**. Reimbursement on the basis of a per diem estimated at 200€ per night (covers the night, breakfast, local transportation, dinners).
 - 2 lunches will be taken in charge by the ENM (one on Wednesday, one on Thursday).

Symposium organized in partnership with: the University of Bordeaux, the Italian School for the Judiciary, the National training school of judges and prosecutors of Romania, the European Judicial Training Network and Justice Coopération Internationale.

**Symposium: "Couples and Parenthood in the European Judicial Area":
From the "Brussels IIa Regulation" to Judicial Practice.**

10:30: Reception and registration of participants at 3 ter, Quai aux Fleurs, 75004 Paris.

Wednesday 6 September 2017

Am	First session "Introductory Remarks and Methodology"	
11:00	Opening by the Director of the French National School for the Judiciary (ENM), Olivier LEURENT	10
11:10	Project presentation by Marie LAMARCHE, Scientific Director and Jean SAGOT, Lecturer, Bordeaux University Presentation of the methodology	20
11:30	Difficulties in application and differences in judicial practice between France, Romania and Italy, Laura ANDREI, Vice-President of Bucharest Court <ul style="list-style-type: none"> o Through analysis of decisions o Through analysis of interviews o Exchanges with the participants 	50
12:20	Proposals for solutions for better application inspired by good practice, Roberta ALUFFI, Professor at Turin University and exchanges with the participants	35
12:55	Presentation of schedule and workgroups, Tania JEW CZUK, Member of the Judiciary, Project Officer at the ENM	5
	Lunch break at the ENM	
Pm	Second session "Good Practice: Different Views"	
02:00	Identifying good practice, Michel FARGE, Professor of private law and co-director of the law research center of Grenoble <ul style="list-style-type: none"> o Inter-professional collaboration o Systematic search for clues and foreign elements o Ex officio application of the Regulation o Verification of the reasoning of the parties o Re-opening debates o Exchanges with the participants 	90
03:30	Coffee break	20
03:50	Promoting good practice, Dan POPESCU, Romanian notary and academic <ul style="list-style-type: none"> o Existing guidance frames o Court policy (driven by the Head of the Court) o Frequency of international disputes o Pilot courts in private international law o The reflexes of private international law o Raising awareness of the practical advantages of applying the Regulation o Exchanges with the participants 	90
05:20	End of work D1	

Thursday 7 September 2017		
Am	Third session. "Overcoming Difficulties"	
09:00	<p>Round Table n° 1. Overcoming difficulties related to the Regulation itself, Marie LAMARCHE, Scientific Director</p> <ul style="list-style-type: none"> o The objective of simplifying knowledge of the text o The objective of explaining the fit between the international texts, and defining their scopes of application o The necessity of specifying certain autonomous notions (e.g., parental responsibility...) o Exchanges with the participants 	60
10:00	Coffee Break	20
10:20	<p>Round Table n° 2. Overcoming the constraints linked to the specifics of disputes, Jean SAGOT, Lecturer, Bordeaux University</p> <ul style="list-style-type: none"> o Determining application factors o Overcoming factors of non-application o Exchanges with the participants 	60
11:20	<p>Round Table n° 3. Inter-professional collaboration, and the need for a charter of good practice, Dan POPESCU, Romanian notary and academic</p> <ul style="list-style-type: none"> o Collaboration in the search for foreign elements o Collaboration in determining jurisdiction or otherwise o Exchanges with the participants 	60
12:20	Lunch break at the ENM	
Pm	Fourth session. "Dissemination and Prospects"	
01:30	<p>Sharing findings among key players, Marie-Pierre BAGNERIS, Member of the Judiciary and Project Officer at the French National School for the Judiciary (ENM)</p> <ul style="list-style-type: none"> o Initiating the drafting of a good practice charter o Means of dissemination within the European Union o Improvement of practical guides o Generalising guidance frames o Exchanges with the participants 	90
03:00	Seminar assessment and discussion , Tania JEWZUK, Member of the Judiciary, Project Officer at the ENM	30
03:30	End of symposium	