



Mutual recognition in sanctions: Financial penalties, probation decisions and sanctions, protection order

Bucharest (RO), 11-12 November 2014

Grant Agreement JUST/2013/JPEN/AG/4519
Mutual Recognition Instruments in the European Judicial Area

Seminar Venue
To be determined

Introduction

Target group: Judges, Prosecutors and Defense Lawyers from Denmark, Romania and other Member States.

Description: The mutual recognition of financial penalties and various criminal sanctions is crucial in developing a European area of criminal justice. To this end the EU has adopted a number of post-trial instruments ensuring that criminal sanctions remain applicable and effective in cross border situations throughout Europe. The seminar will closely consider EU instruments concerning financial penalties, custodial sanction, probation, parole and confiscation. The seminar will also take into account the European Protection Order.

Method: A mixture of presentations, discussions and workshops

Objectives: The objective of this seminar is primarily to help practitioners to understand and to apply the available European level instruments ensuring the cross border enforcement and implementation of custodial and non-custodial sanctions and penalties.

Experts

Dr. Christian Johnson, Head of Department, International Legal Assistance and Research
Federal Ministry of Justice, Bonn (christian.johnson@bfj.bund.de)

Samuli Miettinen, Faculty member, Faculty of Law, University of Helsinki
(samuli.miettinen@helsinki.fi) (invited)

EIPA Luxembourg - European Centre for Judges and Lawyers

Virgil Ivan-Cucu, Senior Lecturer, V.Cucu@eipa.eu

Christiane Lamesch, Programme Organiser, c.lamesch@eipa.eu

DRAFT Programme

TUESDAY 11 NOVEMBER 2014

- 09.00 **Welcome and mutual introduction**
- 09.15 **Overview of Mutual recognition in sanctions**
Virgil Ivan Cucu
- 10.15 Discussion
- 10.30 Coffee break
- 11.00 **Enforcement of sentences I - Mutual recognition to financial penalties**
Council Framework Decision 2005/214/JHA of 24 February 2005 on the application of the principle of mutual recognition to financial penalties)
Dr. Christian Johnson
- 12.00 Discussion
- 12.15 Lunch
- 13.30 **National implementation of the mutual recognition principle regarding financial penalties**
Dr. Christian Johnson
- 14.30 Discussion
- 14.45 Coffee break
- 15.15 **Enforcement of sentences II - Mutual recognition to custodial penalties**
Council Framework Decision 2008/909/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments in criminal matters imposing custodial sentences or measures involving deprivation of liberty for the purpose of their enforcement in the European Union; Council Framework Decision 2009/829/JHA of 23 October 2009 on the application, between Member States of the European Union, of the principle of mutual recognition to decisions on supervision measures as an alternative to provisional detention
Samuli Miettinen
- 16.15 Discussion

- 16.30 **Enforcement of sentences III – Probation and parole**
Council Framework Decision 2008/947/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions
Samuli Miettinen
- 17.15 Discussion
- 17.30 **End of Day 1**

WEDNESDAY 12 NOVEMBER 2014

- 09.00 **The European Protection Order**
Directive 2011/99/EU of the European Parliament and of the Council of 13 December 2011 on the European protection order Regulation (EU) No 606/2013 of the European Parliament and of the Council of 12 June 2013 on mutual recognition of protection measures in civil matters
Samuli Miettinen
- 10.00 Discussion
- 10.15 Coffee break
- 10.45 **Confiscation**
Council Framework Decision 2006/783/JHA of 6 October 2006 on the application of the principle of mutual recognition to confiscation order
Dr. Christian Johnson
- 11.45 Discussion
- 12.00 Lunch
- 13.30 **Workshop**
Virgil Ivan Cucu
- 14.30 Discussion
- 14.45 Coffee break
- 15.15 **Mutual recognition in Disqualification?**
Virgil Ivan Cucu
- 16.15 Discussion
- 16.30 **Evaluation**
- 17.00 **END OF SEMINAR**