

*Judicial Training Project
Roadmap to European Effective Justice (Re-Jus): Judicial Training Ensuring Effective Redress
to Fundamental Rights Violations*

ROADMAP TO EUROPEAN EFFECTIVE JUSTICE (RE-JUS) Final Conference

Brussels, 1-2 October 2018



The Re-Jus project is co-funded by
the Justice Programme of the
European Union
(JUST/2015/JTRA/AG/EJTR/8703)

Judicial Training Project

Roadmap to European effective justice (RE-Jus): judicial training ensuring effective redress to fundamental rights violations

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Objectives of the project

“RE-Jus” is a two-year project co-funded by the Justice Programme of the European Commission in the area of judicial training.

It aims at contributing to the further development of a European area of justice by offering a judicial training programme on enforcement of fundamental rights. The main objective is to provide judges and legal practitioners with guidelines concerning the application of the CFREU, particularly article 47, at EU and national levels, and its impact on powers and duties of judges and other authorities involved in the enforcement of fundamental rights and rights based on EU law.

Special attention is devoted to the impact of principles of effectiveness, proportionality and dissuasiveness on national jurisprudence, so as to provide trainees with a comparative view on judicial practices in administering procedures, sanctions and other remedies related to violations of EU law.

Areas of interest

The RE-Jus project specifically deals with the enforcement of EU-based rights in three main areas: migration and asylum, consumer protection and data protection. In some of the project initiatives, a cross-sector perspective is added to the training curricula in order to, comparatively, examine horizontal trends in judicial interpretation as regards the role and modes of application of article 47 and the impact of the principles of effectiveness, proportionality and dissuasiveness to sanctions and remedies.

The final conference

The final conference will be held at Marivaux Hotel in Brussels on the 1st and 2nd of October, 2018. Its aim is not only to present and discuss the main results achieved through the RE-Jus project but also to identify new perspectives in the judicial dialogue between EU and national courts in the area of enforcement of fundamental rights and rights based on EU law.

Supreme Court judges and representatives of administrative authorities in the project areas of interest are invited to interact with academics and other legal experts. Together with project partners’ countries’ representatives, the debate will be open to representatives of EU institutions, including the Court of Justice and the European Commission, and to judges and administrative authorities from non-partner countries.

Conference programme

Venue

Marivaux Hotel – Congress & Seminar Centre Brussels
Boulevard Adolphe Maxlaan, 98
B-1000 Brussels

Monday, 1st October 2018

Roadmap to European effective justice (RE-Jus): a mutual learning process

9.00 – 9.30

Introduction to the Conference and to the Rejus Project

Fabrizio Cafaggi, Coordinator of the Rejus Project, Italian Council of State

9.30 – 10.30

Keynote Speech

Effective judicial protection: beyond enforcement of EU law

Sacha Prechal, Court of Justice of the European Union

Discussion

10.30 – 10.45

Coffee break

10.45 – 13.00

Effectiveness, proportionality and dissuasiveness in the enforcement of EU law: how general principles may stimulate judicial dialogue between European and national courts

Chair: Fabrizio Cafaggi (Italian Council of State)

Presentation and discussion of project results

Introduced by:

Paola Iamiceli (University of Trento)

Discussion with the participation of:

Matej Accetto (Slovenian Constitutional Court)

Jacek Chlebny (Supreme Administrative Court of Poland)

Carlo De Chiara (Italian Court of Cassation)

Berend Jan Drijber (Dutch Supreme Court, Hoge Raad)

José María Blanco Saralegui (Supreme Court of Spain)

Sandra Lange (Dutch Court of Appeals)

13.00 – 14.00

Lunch break

14.00 – 14.45

Keynote Speech

Article 47, CFREU, fundamental rights and the role of national Supreme Courts

Edgar du Perron (Dutch Supreme Court)

14.45 – 16.15

Roundtable on

Judicial training in fundamental rights as mutual learning process

Chair: Luca Perilli (Italian School of Magistracy)

Project methodology and dissemination tools presented by:

Paola Iamiceli and Chiara Angiolini

Introductory comments:

Diana Ungureanu (European Commission, DG JUST)

Discussion with the participation of:

Arantxa Alameda (Consejo General del Poder Judicial, Spanish Judicial School)

Ingrid Floigl Lončar (Pravosudna Akademija, Croatian School of Magistracy)

Axel Kittel (Belgian Institute for Judicial Training)

Anne Tahapary (Studiecentrum Rechtspleging, Dutch School of Magistracy)

16.15 – 16.30

Coffee break

16.30 – 18.00

Roundtable

The role of national judges through the lens of article 47, CFREU: independence, empowerment and access to justice between administrative and judicial enforcement mechanisms

Presentation of project results introduced by:

Fabrizio Cafaggi (Italian Council of State), Sandrine Clavel (University of Versailles), Chantal Mak (University of Amsterdam)

Discussion with the participation of:

Hendrik Albers (Dutch Administrative High Court for Trade and Industry, CBb)

Marc Bosmans (President of the Belgian Market Court)

Markus Thoma (Austrian Supreme Administrative Court)

20.00

Dinner

Tuesday, 2nd October 2018

Roadmap to European effective justice (RE-Jus): the way forward

9.00 – 10.20

Keynote Speeches

The impact of article 47 CFREU on national caselaw between general principles and sectorial application

Matej Accetto (Slovenian Constitutional Court)

Francoise Kamara (French Court of Cassation)

Jacek Chlebny (Supreme Administrative Court of Poland)

10.20 – 10.40

Rule of law and article 47 in consumer protection, data protection and asylum

Anna Perego (European Commission, DG Justice, Justice policy and rule of law Unit)

10.40 – 10.50

Coffee break

10.50 – 12.20

Roundtable on

Access to justice and effective protection of immigrants and asylum seekers: the impact of article 47, CFREU, in the light of recent developments of EU law

Chair: Paola Iamiceli (University of Trento)

Presentation of project results introduced by:

Madalina Moraru (University of Masaryk, Brno, Czech Republic)

Discussion with the participation of:

Matej Accetto (Slovenian Constitutional Court)

Carlo De Chiara (Italian Court of Cassation)

Jacek Chlebny (Supreme Administrative Court of Poland)

Aurélie Bretonneau (French Council of State)

12.20 – 13.40

Roundtable on

Access to justice and effective data protection in the light of the new General Data Protection Regulation

Chair: Sandrine Clavel (University of Versailles – St. Quentin)

Presentation of project results introduced by Federica Casarosa (European University Institute)

Discussion with the participation of:

Rafael Sarazá (Supreme Court of Spain)

Francoise Kamara (French Court of Cassation)

13.40 – 14.30

Lunch break

14.30 – 15.50

Roundtable on

Access to justice and effective consumer protection: the impact of article 47, CFREU, between the recent developments of judicial dialogue and upcoming legal changes

Chair: Kati Cseres (University of Amsterdam)

Presentation of project results introduced by:

Chiara Angiolini (University of Trento), Mateusz Grochowski (Polish Institute of Legal Studies, INP-PAN)

Comments by:

María José García-Valdecasas (Spanish Legal Service before the CJEU)

William McKechnie (Supreme Court of Ireland)

16.00 – End of the RE-Jus final Conference