

This series of seminars is organised with the financial support of the specific programme 'Fundamental Rights and Citizenship' JUST-2013-FRAC-AG of the European Commission.



THE CHARTER OF FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION IN PRACTICE

- SEMINAR FOR JUDGES
- FOCUS ON CIVIL AND SOCIAL RIGHTS

In cooperation with the Judicial Academy of Croatia

Zagreb, 1-2 October 2015

Pravosudna akademija
Ulica grada Vukovara 49,
Zagreb

Languages: English and Croatian (with simultaneous interpretation)

Organiser: Sofia Mairal Montero de Espinosa

Event number: 415DT103



Thursday, 1 October 2015

08:30 Arrival and registration of participants

09:00 **Opening of the seminar**
Judicial Academy of Croatia
Sofía Mairal Montero de Espinosa (ERA)

Chair **I. WHEN AND HOW TO APPLY THE CHARTER?**
Sofía Mairal Montero de Espinosa

09:15 **The role of the Charter within the EU legal framework and its relevance for national legal orders**

- The Charter's legal value (Art. 6 TEU)
- Primacy of EU law and Art. 53 of the Charter
- EU remedies for violation of fundamental rights: focus on preliminary rulings proceedings

Goranka Barać-Ručević

10:00 Discussion

10:15 **The scope of application and interpretation of the Charter in domestic legal proceedings**

- The limits and extent of the scope of the rights guaranteed (Title VII)
- The meaning of "implementation of EU law"
- The issue of vertical and horizontal direct effect of Charter rights
- Explanatory remarks as a tool for interpreting the Charter

Suzanne Kingston

11:00 Discussion

11:15 Coffee break

11:45 **Case studies on the scope of application of the Charter (interactive exercise)**
Suzanne Kingston

13:00 Lunch



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| Chair | II. THE CHARTER'S CONTENT WITH A FOCUS ON CIVIL AND SOCIAL RIGHTS <i>Sofía Mairal Montero de Espinosa</i> |
| 14:15 | Selection of civil rights guaranteed under Titles I, II and III: "Dignity", "Freedoms" and "Equality" <i>Anne Pieter van der Mei</i> |
| 15:00 | Discussion |
| 15:15 | Coffee break |
| 15:45 | Overview of social rights and principles protected by the Charter: special focus on the "Solidarity" Title <i>Jeffrey Kenner</i> |
| 16:30 | Discussion |
| 16:45 | Further substantive rights particularly relevant for members of the judiciary: access to justice <i>Lara Barberić</i> |
| 17:15 | Discussion |
| 17:30 | Introduction to the workshops on substantive application of selected Charter provisions <i>Lara Barberić</i> <i>Jeffrey Kenner</i> |
| 18:00 | End of the first seminar day |
| 19:30 | Seminar dinner |



Friday, 2 October 2015

II. THE CHARTER'S CONTENT WITH A FOCUS ON CIVIL AND SOCIAL RIGHTS (continued)

09:30

Workshop on substantive application of selected Charter provisions: analysis and discussion of cases in working groups; presentation and common discussions of the results

Group A: Civil rights

Lara Barberić

Group B: Social rights

Jeffrey Kenner

11:30

Coffee break

Chair

III. THE PROTECTION OF FUNDAMENTAL RIGHTS IN EUROPE: WHERE DO WE STAND?

Sofia Mairal Montero de Espinosa

12:00

The Charter of Fundamental Rights and the European Convention of Human Rights: complementing or competing systems of fundamental rights protection in Europe?

- Judicial remedies before the CJEU and the ECtHR: a comparison
- Principle of equivalent protection and other substantive matters
- EU Accession to the ECHR after the CJEU's Opinion: future scenarios

Johan Callewaert

12:45

Discussion

13:00

End of the seminar

Contact



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Speakers

Goranka Barać-Ručević, Judge of the County Court of Zagreb

Lara Barberić, High State Prosecutorial Advisor at the State Attorney General's Office of Croatia

Professor Johan Callewaert, Deputy Grand Chamber Registrar, European Court of Human Rights, Strasbourg

Professor Jeffrey Kenner, Chair of European Law, School of Law, University of Nottingham

Dr Suzanne Kingston, Senior Lecturer, UCD Sutherland School of Law, Dublin

Anne Pieter van der Mei, Associate Professor in EU Law, Faculty of Law, University of Maastricht

Project partners

Barcelona Bar Association, Barcelona

Czech Bar Association, Prague

Judicial Academy, Zagreb

Ministry of Justice, Helsinki

National Institute of Justice, Sofia

Portuguese Centre for Judicial Studies, Lisbon

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Calendar of events 2015-2016

EU Charter of Fundamental Rights • Events preview

4-5 May 2015

Portuguese Centre for Judicial Studies, Lisbon

Target group: judges, prosecutors • Languages: English, Portuguese

11-12 June 2015

Ministry of Justice, Helsinki

Target group: members of the judiciary • Language: English

1-2 October 2015

Judicial Academy, Zagreb

Target group: members of the judiciary • Languages: English, Croatian

22-23 October 2015

Barcelona Bar Association (ICAB), Barcelona

Target group: legal practitioners • Language: English

18-19 February 2016

National Institute of Justice, Sofia

Target group: members of the judiciary • Languages: English, Bulgarian

18-19 April 2016

Czech Bar Association, Prague

Target group: legal practitioners • Language: English

15-16 September 2016

Academy of European Law (ERA), Trier

Target group: legal practitioners • Language: English

Please visit www.era.int for further information about our events



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