

EU Project JUST/2014/JTRA/AG/EJTR/6869
“European Judicial Training for Court Staff and Bailiffs”

**Activity 1.1- Common training courses for court staff in EU law Visit
to the Belgian Judicial training Institute (IGO-IFJ)
28-30 November 2016 – Brussels**

This seminar is organized by the Judicial Training Institute (Belgium) in conjunction with Ecole Nationale des Greffes (ENG), France, Justice Coopération Internationale(JCI), Centre for Legal Studies (CEJ), Spain, Directorate- General for the Administration of Justice, (DGAJ), Portugal, European Institute of Public Administration’s European Centre for Judges and Lawyers (EIPA), Luxemburg and CEJH with financial support from the European Commission
[Ref.: INT/2016.013](#)

Dates & venue

From Monday 28 November 2016 (starting at 09:00) to Wednesday 30 November 2016 (ending at 16:00) in Brussels, Belgium : IGO-IFJ Avenue Louise 54, 1050 Brussels : www.igo-ifj.be

Program

1. Monday 28 November 2016

08:30-09:00 Registration of the participants

Introduction

09:00-09:25 Opening of the seminar, welcome of the participants and presentation of IGO-IFJ by **Raf Van Ransbeeck**, Director of the Belgian Institute of Judicial Training

09:25-10:25 Presentation of the Belgian judicial system by **Denis Smets** Clerk- Head of Service at the justice of the peace court of Hainaut

10:25-10:45 Coffee break

10.45-11.45 Presentation of court staff in Belgium by **Denis Smets**, Clerk- Head of Service at the justice of the peace court of Hainaut



- 11.45-12:00 Questions& answers
- 12:00-13:00 Lunch time
- 13:15-14:00 Visit of the Court of First Instance Brussels (Civil Section) guided by Bernard Laurent**
Clerk- Head of Service, Civil and Family Section at the Court of First instance Brussels
- 14:00-15:00 Visit of the Court of First Instance Brussels (Criminal Section) guided by Laetitia**
Huwaert Clerk, Criminal Section, Court of First Instance Brussels
- 15:00- 16:00 Visit of Court of appeal** guided by **Thierry Heins**, Chief Clerk, Court of Appeal Brussels
- 18:00 Dinner**

2. Tuesday 29 November 2016

- 09:00-10:30 Court Staff and European cooperation in civil and family matters theoretical and practical components by **Florence Borc**y attaché at the Federal Public Service Justice

- Finding a “Competent Authority” - European Judicial Atlas in Civil Matters
- Documents needed for an application
- Filling out official forms - European Justice Portal (e-Justice)
- Procedural requirements

- ❖ Council Regulation (EC) No 1393/2007 on the service in the Member States of judicial and extrajudicial documents in civil or commercial matters
- ❖ Council Regulation (EC) No 1206/2001 of 28 May 2001 on cooperation between the courts of the Member States in the taking of evidence in civil or commercial matters –
- ❖ Council Regulation (EC) 4/2009 of 18 December 2008 on jurisdiction, applicable law, recognition and enforcement of decisions and cooperation in matters relating to maintenance obligations
- ❖ Council Regulation (EC) No 2201/2003 of 27 November 2003 concerning jurisdiction and the recognition and enforcement of judgments in matrimonial matters and the matters of parental responsibility, repealing Regulation (EC) No 1347/2000
- ❖ Council Directive 2002/8/EC of 27 January 2003 to improve access to justice in cross-border disputes by establishing minimum common rules relating to legal aid for such disputes



- ❖ Council Decision of 28 May 2001 establishing a European Judicial Network in civil and commercial matters (2001/470/EC) amended by Decision No 568/2009/EC of the European Parliament and of the Council of 18 June 2009

10:30-11:00 Coffee break

11:00-12:30 European cooperation in commercial matters theoretical and practical components by **Michael Traest**, Judge in the court of instance of West-Flanders (Bruges Division) and lecturer University of Antwerp.

- ❖ Regulation (EC) No 861/2007 of the European Parliament and of the Council of 11 July 2007 establishing a European Small Claims Procedure
- ❖ Regulation (EC) No 1896/2006 of the European Parliament and of the Council of 12 December 2006 creating a European order for payment procedure
- ❖ Regulation (EC) No 805/2004 of the European Parliament and of the Council of 21 April 2004 creating a European Enforcement Order for uncontested claims
- ❖ Council Regulation (EC) No 44/2001 of 22 December 2000 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters
- ❖ Regulation (EU) No 1215/2012 of the European Parliament and of the Council of 12 December 2012 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters

12:30-13:30 Lunch

13:30-16:30 Workshop: Practical case by **Florence Borcy** attaché at the Federal Public Service Justice and **Denis Smets**, Clerk- Head of Service at the justice of the peace court of Hainaut
Discussion on court practices in European cooperation in civil matters
Staff exchange European civil law framework

17:30 -18.30 Guided city tour

3. Wednesday 30 November 2016

09:00-10:30 Court Staff and European cooperation in criminal matters
Presentation of relevant instruments in European cooperation in criminal matters

- ❖ International surrender of persons: the European Arrest Warrant (EAW) legal system in the scope of the Council Framework Decision 2002/584/JHA and of the amendments introduced by the Council Framework Decision 2009/299/JHA by **Celine Lansman** Executive administrative assistant, Brussels Prosecutor's Office
- ❖ Transmission and recognition of criminal judgments; the specific case of the transfer of sentenced persons; from the European Convention on the Transfer of Sentenced



Persons and from the Convention on the International Validity of Criminal Judgments to the Framework Decisions 2008/909/JHA and 2008/947/JHA by **Françoise Carlier**, Executive administrative assistant, Brussels Prosecutor's Office

10:30-11:00 Coffee break

11:30-12:30

- ❖ Mutual Assistance in criminal matters by **Celine Lansman**, Executive administrative assistant, Brussels Prosecutor's Office
- ❖ The new cooperation mechanisms based on mutual recognition: seizure and confiscation of property, enforcement of financial penalties, application of coercive measures by **Pierre Freteur**, legal advisor, Central Organ for Seizure and Confiscation

12:30-14:00 Lunch

14:00-16:00 Workshop : Practical case by **Céline Lansman and Françoise Carlier**, Executive administrative assistants, Brussels Prosecutor's Office
Discussion on court practices in European cooperation in criminal matters

