

**Programmatic Cooperation Framework for
Armenia, Azerbaijan, Georgia, Republic of Moldova, Ukraine and Belarus**



**CoE/EU Joint Programmatic Cooperation Framework (PCF):
*Strengthening the respect for human rights in the implementation
of the Republic of Moldova's Digital Agenda***

AGENDA

Training course for LLM professors from Academy of Public Administration and Moldova's Universities on CoE standards and best European practices on Internet and Human Rights including Internet Governance

Venue:

Conference Room

11 – 12 JULY 2016

**Hotel & Tourist Resort „VATRA Elita” SRL
Park Dniester, Vadul lui Voda, MOLDOVA**

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CONCEPT:

The Council of Europe (CoE) is implementing the joint European Union/CoE project “*Strengthening the respect for human rights in the implementation of the Republic of Moldova’s Digital Agenda*” aiming at strengthening capacities of national authorities on human rights standards, awareness raising among the private sector, civil society and general public on those standards.

This project has been launched in the Republic of Moldova, in accordance with the country’s priorities in this field, under the **Council of Europe Action Plan to support democratic reforms in the Republic of Moldova for the period 2013-2016**¹.

The purpose of the training course is to promote, increase knowledge among and to provide guidance to academic community on CoE adopted standards on Human Rights and internet, rule of law in the digital world, the ECHR case law related to Internet Governance, including new technologies and to share and make use of this knowledge in their activity.

The training will be conducted by and delivered for 60 LLM professors selected from each University of Moldova by sessions, jointly with:

- **Dr Monica HORTEN**, CoE expert, Visiting Fellow, London School of Economics and Political Science, United Kingdom
- **Dr Joanna KULESZA**, CoE expert, Assistant Professor of international law at the Faculty of Law and Administration, University of Lodz, Poland
- **Ms Karmen TURK**, CoE expert, Mag. Iur., attorney-at-law and PhD candidate in University of Tartu, Estonia
- **Dr Andrei GUȘTIUC**, Ass. Professor, Academy of Public Administration of the Republic of Moldova
- **Ms Veronica MOCANU**, National expert, President of “Mobility Center of Moldova” NGO, PhD in Law, Moldova’s State University’s lecturer, Moldova
- **Mr Veaceslav-Tudor SOLTAN**, National expert, Prosecutor, Head of the IT and informatics crimes investigations, General Prosecutor Office of the Republic of Moldova.

At the end of each session, the participants will be split in groups and assigned on case-law session related. Also, at the end of the training course, an evaluation quiz will be delivered by International experts to participants.

Working languages of the event are English and Romanian.

¹ http://coe.md/images/stories/Articles/coe-rm/coe_rm_action_plan_to_support_democratic_reforms_2013-2016en.pdf

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10 JULY 2016

18.30 Arrival & accommodation of the Ist group of participants to Vadul lui Voda
19.00 Dinner

11 JULY 2016

09.00– 09.30 Arrival & accommodation of the IInd group of participants to Vadul lui Voda

09.30– 10.00 Registration of participants and welcome coffee

10.00 – 10.20 Opening remarks by:

Mr Andrei GROZA Prim-prorector
Academy of Public Administration of the Republic of Moldova

Mr Ghenadie BARBĂ Deputy-Head
Council of Europe Office to the Republic of Moldova

10.20 – 11.00 Introductory and methodological remarks on the new harmonized LLM curricula with CoE standards and ECHR caselaw on Internet and Human Rights at the Academy of Public Administration of the Republic of Moldova

Dr. Andrei GUȘTIUC, Ass. Professor
Academy of Public Administration of the Republic of Moldova

11.00 – 11.20 *Coffee break*

SESSION I: Internet and CoE Human Rights standards. New global baselines for offline and online human activities

11.20 – 12.00 **I: The rule of law in the digital world & CoE system of the Internet human rights and fundamental freedoms protection**

- Equal application of human rights and fundamental freedom online and offline. The issue and balance between them
- The duty of state in digital environment and question of jurisdiction
- The ECHR basic *rule of law* tests to evaluate the effectiveness of existing checks and balances

CoE expert: Dr. Monica HORTEN, UK

12.00 – 12.40 **I: Moldova in the digital world: between necessity and risk**

- The online environment a new national challenge to ensure fundamental rights and freedoms offline

Programmatic Cooperation Framework for Armenia, Azerbaijan, Georgia, Republic of Moldova, Ukraine and Belarus



- The public interest and privacy: within limits and confusion

National Expert: Ms Veronica MOCANU

12.40– 12.50

Discussions

12.50 – 13.50

Lunch

13.50– 14.30

II: The rule of law in the digital world & CoE system of the Internet human rights and fundamental freedoms protection

- Principles on network neutrality and Internet Governance

CoE expert: Dr. Monica HORTEN

14.30– 14.40

Discussions

SESSION II: CoE and ECHR standards on data protection and privacy on Internet

14.40 – 15.20

Privacy, data protection and self-determination on the Internet

- Data protection and right to privacy implications of “Big Data”
- CoE Guidance and available effective remedies in Europe
- ECHR case law application: the balancing and conflicting rights
- Next generation of legal concept of CoE/EU data protection law and emerging challenges

CoE experts: Dr. Joanna KULESZA

15.20 – 15.50

Coffee break

15.50 – 17.00

Case law study group assignment.

17.00 – 17.30

Discussions. End of the 1st day.

19.00 – 20.00

Dinner.

Programmatic Cooperation Framework for
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12 JULY 2016

SESSION III: Freedom of expression and information and the Internet

- 09.00 – 10.00 **CoE and ECHR Standards on Freedom of Expression, Information**
- Ensuring the freedom of Internet as a way to enhance freedom of information and expression in a democratic society
 - Scope of application of Art. 10, ECHR in on-line environments, including remedies of filtering, blocking and intermediary liability issue
 - The problem of competing and conflicting rights to Internet activities, with particular reference to freedom of expression (privacy vs. freedom of expression)

CoE expert: Ms. Karmen TURK

10.00– 10.20 *Coffee break*

10.20– 11.20 Case law study group assignment

SESSION IV: Cybercrime and Cyber security online and offline

- 11.20– 12.20 **CoE and ECHR Standards on Cyber Security and its relation to Human Rights and Fundamental Freedoms in Internet**
- CoE Convention on Cybercrime: challenges and need for enhanced cooperation
 - Privacy crimes, xenophobia and cyber surveillance in Internet
 - Best practices on protection of children and youth in online environments

CoE/EU Experts: Dr. Joanna KULESZA

12.20– 12.30 *Discussions*

12.30– 13.30 *Lunch*

- 13.30– 14.10 **Cybercrime and its relation to Internet Human Rights in Moldova**
- Regulations of international law and criminal liability under foreign law
 - National law regulations and cybercrime classification
 - Crimes committed using computer systems and offences committed in cyber space

National Expert: Mr Veaceslav-Tudor SOLTAN

14.10– 14.20 *Discussions*

14.20– 15.20 Case law study group assignment

15.20– 15.40 *Coffee break*

15:40– 16:00 Assessment quiz. Concluding remarks. Departure to Chisinau.