

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

CCPE-GT(2017)4

Strasbourg, 27 October 2017

**WORKING GROUP OF THE
CONSULTATIVE COUNCIL OF EUROPEAN PROSECUTORS
(CCPE-GT)**

**Report of the 21st meeting
Paris, 15 – 16 June 2017**

Document prepared by the Secretariat
Directorate General I - Human Rights and Rule of Law

I. INTRODUCTION

1. The Working Group of the Consultative Council of European Prosecutors (CCPE-GT) held its 21st meeting in Paris on 15-16 June 2017. Mr José Manuel SANTOS PAIS (Portugal), Vice-President of the CCPE, chaired the meeting¹.
2. The agenda and the list of participants are in Appendices I and II respectively.

II. COMMUNICATION BY THE PRESIDENT AND MEMBERS OF THE BUREAU AND WORKING GROUP OF THE CCPE

3. Mr SANTOS PAIS informed the Working Group about an invitation for the CCPE to participate in an international high-level conference on the “Binding Effect of Judicial Decisions”².
4. Mr Cédric VISART DE BOCARME (Belgium) confirmed his participation in this conference on behalf of the CCPE.

III. PREPARATION OF THE OPINION NO. 12 ON THE RIGHTS OF VICTIMS, WITNESSES AND VULNERABLE PERSONS

5. The members of the Working Group examined the draft Opinion (document CCPE-GT(2017)3Prov4), which contains the contributions of the members of the Working Group and of the Secretariat.
6. Before this meeting, it was already decided to change the title of the Opinion into “The role of prosecutors in relation to the rights of victims and witnesses in criminal proceedings”. Such title would more exactly describe the purpose and scope of the Opinion. It would of course focus on different types of victims and witnesses, including first of all those who are vulnerable due to their age, gender or other characteristics.
7. The Working Group started its consideration of the draft from hearing the views and suggestions of the Bureau members, who commended the draft, pointing out, at the same time, to certain repetitions and overlapping sentences/phrases which still appeared in the text. The Working Group members agreed and proceeded to detailed discussion on each paragraph of the draft. It recalled the necessity to draft, at the end of the text, concrete and efficient recommendations.
8. It was in particular pointed out that some thematics were missing in the current text such as compensation of victims, mediation procedures, the importance of defence rights.
9. The Secretariat was requested to integrate the last comments of some Working Group members to be received immediately after the meeting, and then to send the final version to all members of the Bureau and the Working Group for their comments to be submitted by 9 September 2017. After that, the Secretariat would prepare the integrated version of the draft Opinion, send it to the Bureau for final approval, and subsequently would send to all members of the CCPE for their comments before the plenary meeting of the CCPE.

¹ In the absence of Mr Peter McCORMICK (Ireland), President of the CCPE.

² For more information, see the report on the 27th meeting of the CCPE Bureau (document CCPE-BU(2017)5), para 4.

10. As regards the CCPE work in 2018 and the preparation of the future Opinion in particular, the Working Group agreed with the Bureau's proposal to organise, after the plenary meeting of the CCPE, a short meeting of the newly constituted Working Group in order to start the process.

IV. OTHER ITEMS

11. The plenary meeting of the CCPE will take place in Strasbourg on 23-24 November 2017.

APPENDIX I

AGENDA / ORDRE DU JOUR

1. Opening of the meeting / *Ouverture de la réunion*
2. Adoption of the agenda / *Adoption de l'ordre du jour*
3. Communication by the President, members of the Bureau and the Secretariat / *Communication du Président, des membres du Bureau et du Secrétariat*
4. Preparation of the draft Opinion No. 12 on “the role of prosecutors in relation to the rights of victims and witnesses in criminal proceedings” / *Préparation du projet de l'Avis No. 12 sur « le rôle des procureurs concernant les droits des victimes et des témoins dans la procédure pénale »*
5. Other work of the CCPE / *Autres travaux du CCPE*
6. Any other business / *Divers*

APPENDIX II

LIST OF PARTICIPANTS

MEMBERS OF CCPE-GT / MEMBRES DU CCPE-GT

Ms Alessandra GIRALDI, Deputy Chief Director, Office of the Director of Public Prosecutions, Copenhagen, **DENMARK / DANEMARK**

Mr Ramazan KAYA, Member of the High Council of Judges and Prosecutors of Turkey, Ankara, **TURKEY / TURQUIE**

Mr Davit MELKONYAN, Deputy Prosecutor General, Prosecutor General's Office of Armenia, Yerevan, **ARMENIA / ARMENIE**

Mr Antonio MURA, Head of Department for Justice Affairs, Ministry of Justice, Rome, **ITALY / ITALIE**

Mr Sava PETROV, Prosecutor, Head of the Analytical Department, Office of the Prosecutor General, Sofia, **BULGARIA / BULGARIE**

Dr Franz PLÖCHL, Senior Deputy Prosecutor General (Erster Generalanwalt), Generalprokuratur, Vienna, **AUSTRIA / AUTRICHE**

M. Cédric VISART de BOCARME, Directeur du service d'appui commun auprès du Collège des procureurs généraux et du Collège du ministère public, Bruxelles, **BELGIUM / BELGIQUE**

Ms Jana ZEŽULOVÁ, Public Prosecutor, Supreme Public Prosecutor's Office, Analytic and Legislative Department, Brno, **CZECH REPUBLIC / REPUBLIQUE TCHEQUE**

Mr Vladimir P. ZIMIN, First Deputy Head, General Department of International Legal Cooperation, Office of the Prosecutor General, Moscow, **THE RUSSIAN FEDERATION / FEDERATION DE RUSSIE**

OTHER PARTICIPANTS / AUTRES PARTICIPANTS

Mr Halil AKKIZ, Rapporteur Judge at the High Council of Judges and Prosecutors of Turkey, Ankara, **TURKEY / TURQUIE**

Ms Sibel DEMİR SALDIRIM, Rapporteur Judge at the High Council of Judges and Prosecutors of Turkey, Ankara, **TURKEY / TURQUIE**

Mr Hüseyin ŞAHİN, member of the High Council of Judges and Prosecutors of Turkey, Ankara, **TURKEY / TURQUIE**

MEMBERS OF CCPE-BU / MEMBRES DU CCPE-BU

Mr Peter McCORMICK, Prosecutor, Office of the Director of Public Prosecutions, Dublin, **IRELAND / IRLANDE - (President of CCPE / Président du CCPE)**
(apologised/excusé)

M. José Manuel SANTOS PAIS, Procureur-Général Adjoint à la Cour Constitutionnelle du Portugal, Tribunal Constitucional, Lisbonne, **PORTUGAL - (Vice-President of CCPE / Vice-Président du CCPE)**

Mr Han J. MORAAL LL.M.MPA Chief Public Prosecutor, Eurojust, The Hague, **NETHERLANDS / PAYS BAS**

Mr Antonio VERCHER NOGUERA, Deputy Attorney General for environmental matters, Madrid, **SPAIN / ESPAGNE**

**COUNCIL OF EUROPE'S SECRETARIAT /
SECRETARIAT DU CONSEIL DE L'EUROPE**

**Directorate General – Human Rights and Rule of Law
Direction générale – Droits de l'Homme et Etat de Droit**

**Division for the Independence and Efficiency of Justice /
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Ms Léa OURDRAOGO
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