

**SECRETARIAT GENERAL**

DIRECTORATE GENERAL  
HUMAN RIGHTS AND RULE OF LAW

DIRECTORATE OF HUMAN RIGHTS

DEPARTMENT FOR THE EXECUTION OF JUDGMENTS  
OF THE EUROPEAN COURT OF HUMAN RIGHTS

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

**ROUND TABLE ON "REOPENING OF PROCEEDINGS FOLLOWING A  
JUDGMENT OF THE EUROPEAN COURT OF HUMAN RIGHTS"**

Council of Europe, Agora building, Room G.03

Strasbourg, 5 - 6 October 2015

**PROGRAM**

The overall objective of the Round Table is to analyse the reopening of proceedings as a means of ensuring *restitutio in integrum* following a judgment of the European Court of Human Rights, to clarify the scope of the obligation to adopt such a measure, its limitations and alternatives.

## MONDAY 5 OCTOBER

9.00 – 9.30: Registration of participants

9.30 – 9.40: Opening address, *by Ms Geneviève Mayer, Head of the Department for the Execution of Judgments of the European Court of Human Rights, Council of Europe*

### SESSION 1 – Introduction: Reopening of proceedings, one mean of execution amongst others based on the principle of restitutio in integrum

9.40 – 10.00 : The Committee of Ministers' practice in respect of reopening of proceedings: *by Mr Fredrik Sundberg, Deputy to the Head of the Department for the Execution of Judgments of the European Court of Human Rights, Council of Europe*

*The evolution of CM practices, including recommendations (2000)2 and (2004)6*

10.00 – 10.20: The European Court's practice in respect of the reopening of proceedings *by Maria Tsirli – Deputy Section Registrar*

*Involvement of the Court - in particular in terms of Article 41 and Article 46*

10.20 – 10.40: Break

### SESSION 2 – Reopening of criminal proceedings

*Chair: Mr Özgür Derman, Head of Division, Department for the Execution of Judgments of the European Court of Human Rights, Council of Europe*

10.40 – 10.50: Introduction by the Chair – Reopening

*Criteria, procedures and obstacles*

10.50 – 11.05: Experience of Bulgaria, *by Ms Maria Dimitrova, Government Agent, Ministry of Justice*

11.05 – 11.20: Experience of France, *by Ms Mathilde Janicot, Editor, Ministry of Foreign Affairs and International Development*

11.20 – 11.35: Experience of the Russian Federation, *by Mr Bogdan Zimnenko, Chief of International Law Department, Supreme Court of the Russian Federation*

11.35 – 12.30: Discussion

12.30 – 14.30: Break

### SESSION 3 – Reopening of civil proceedings

*Chair: Mr Fredrik Sundberg, Deputy to the Head of Department for the Execution of Judgments of the European Court of Human Rights, Council of Europe*

14.30 – 14.45: introduction by the Chair – Alternatives and obstacles

*Reopening, review or compensation for loss of opportunity - consequences / barriers linked to res judicata and legal certainty*

14.45 – 15.00: Experience of Georgia, by *Mr Levan Meskhoradze, Government Agent, Ministry of Justice*

15.00 – 15.15: Experience of Poland, by *Mr Piotr Rylski, Researcher, Supreme Court, Research and Analyses Office*

15.15 – 15.45: Experience of Romania, by *Ms Irina Cambrea, Government Co-agent, Ministry of Foreign Affairs*

15.45 – 16.00: Break

16.00 – 17.00: Discussion and closure of the first day

## TUESDAY 6 OCTOBER

### SESSION 4 – Reopening of civil proceedings (continued)

*Chair: Ms Corinne Amat, Head of Division, Department for the Execution of Judgments of the European Court of Human Rights, Council of Europe*

09.30 – 9.45: Introduction by the Chair – Reopening

*Criteria and procedure*

09.45 – 10.00: Experience of the Czech Republic, by *Mr Ivo Pospisil, Secretary General of the Constitutional Court*

10.00 – 10.15: Experience of Finland, by *Ms Satu Sistonen, Legal Officer, Unit for Human Rights and Conventions, Ministry of Foreign Affairs*

10.15 – 10.30: Experience of the Republic of Moldova, by *Mr Lilian Apostol, Government Agent, Ministry of Justice*

10.30 – 10.45: Break

10.45 – 12.00: Discussion

12.00 – 12.30: Conclusions and closure of the Round Table