

APPENDIX I

The CDPC:

4. Activities related to transnational organised crime (TOC): Action Plan

- took note of the information on sub-item 4. b. below, in particular:

b. Status of implementation of the Action Plan on TOC

1) Key area 1 (Enhancing international co-operation through networks):

- Action A2 (“Discuss the setting up and use of secure communications for international co-operation”): that Mr Per Hedvall (prosecutor, former Chair of the PC-OC, Sweden) has been appointed as an expert and will be asked to prepare a report on existing initiatives concerning secure communications by Interpol (e-extradition) and the EU (E-codex). His report will be presented to the PC-OC plenary in 2018;
- Action A3 (“Build-up the connection of judicial networks”): that Ms Esther George (Solicitor, former Crown Prosecutor, United Kingdom) has been requested to draft a working paper identifying a list of international judicial networks of relevance for the fight against TOC, describing their functions and working methods;
- Action A4 (“Establish a mechanism to address judicial co-operation problems), that the PC-OC considered the Action plan’s proposal to increase judicial co-operation and to reduce issues arising with non-co-operative States, by the introduction, in the different treaties concerned, of a binding rule for requested countries to send a confirmation of receipt of requests for co-operation and to establish a duty of consultation between the requested and the requesting authorities;
- Action B1 (“Review provisions on international co-operation in CoE conventions and relevant reservations/declarations to them/these conventions”): that the PC-OC Mod identified those reservations and declarations that create obstacles to efficient co-operation, including as regards the fight against TOC. It decided to create three working groups, each devoted to a group of treaties, which would share their work in written consultation under the guidance of a co-ordinator. Each group would be tasked with identifying such reservations or declarations and contact the Parties concerned to see whether any update or withdrawal of these reservations or declarations would be possible. The working groups produced, in respect of each State Party, an agreed list of reservations and/or declarations identified as potentially out-dated and/or creating obstacles for efficient co-operation in the treaty concerned;
- Action B3 (“Development/elaboration and support of model request forms”): that the PC-OC considered the possibility of developing a model request form for extradition requests and agreed that this could be envisaged at a later stage;

2) Key area 5 (Recovery of assets):

- Action B1 (“Enhancing the implementation of the existing legal network on the management and disposal of criminal assets”): that the PC-OC Mod had an exchange of views with Mr Gary Balch, Deputy Chief Crown Prosecutor in the UK and representative of the CARIN Network and agreed that while the issue of asset-sharing needed further consideration, international co-operation for recovery itself was still lacking a common legal basis to address important issues such as non-conviction based confiscation, management of assets, return of property to victims and other questions that are not, or not sufficiently, addressed by existing CoE instruments. It concluded that, given the importance of asset recovery it would be worthwhile considering the possible

development of a new binding instrument regulating these issues, either as an additional protocol to an existing treaty or as a convention;

During its 73rd plenary, the PC-OC considered, in consultation with the Secretariat to the COP 198, the possibility to develop a binding instrument on international co-operation as regards the management, the recovery and sharing of assets, taking into account the discussion paper by Mr Zimin, as well as the outcome of the survey on Legislation, model agreement and practice in asset sharing and to decide on the follow up;

17. Information provided by the Secretariat

- took note of the information provided by the co-Secretary of the CDPC, Mr Oscar Alarcón Jiménez, on sub-items a. to c. below, in particular:

a. CoE Convention on Offences relating to Cultural Property

- that Slovenia, Ukraine and Italy signed this convention on 14 July, 11 September and 24 September 2017 respectively;
- that the European Union (hereafter, EU) is working on a regulation on cultural property in the EU;

b. Medicrime

- in relation to the status of signatures and ratifications:
 - a) that Burkina Faso and Turkey ratified the MEDICRIME Convention on 27 July and on 21 September 2017 respectively;
 - b) that the number of Parties to this treaty has thus increased to 11 and, following Article 23 of the MEDICRIME Convention, the first meeting of the Committee of the Parties shall be held within a period of one year following the entry into force of this Convention for the tenth signatory having ratified it (Burkina Faso);
- of the multiple activities carried out by the Criminal Law Division since the last CDPC Plenary meeting with a view to promoting the MEDICRIME Convention, such as:
 - a) a *training course* on the MEDICRIME Convention for legal professionals (judges and prosecutors) at the Spanish National School of Judges (from June to December 2017);
 - b) a *legal expertise* on the compliance of the Armenian criminal code to the MEDICRIME Convention;
 - c) a *high-level seminar* on “*Human Rights and Business - Promoting the effective implementation of global and regional instruments*”, held in Strasbourg (June 2017);
 - d) a *CoE convention seminar* (4-5 July 2017), at the request of the Ministry of Foreign Affairs of Israel;
 - e) *different visits* to the CoE from the Malaysian Minister of Law, a group of French magistrates (26-30 June 2017), a group of lawyers and law enforcement officers from Puerto Rico (7 July 2017), a Finnish delegation (22 November 2017);
 - f) *the Secretariat participation in different meetings*:
 - Hungarian National Office for the Judiciary (4 July 2017) and to the European Union Agency for Law Enforcement Training (CEPOL), where Ms Aija Kalnaja, acting head of operations department of CEPOL, welcomed the idea of drafting a training curriculum addressed to law-enforcement authorities;

- a high level conference entitled “Strategies to fight pharmaceutical crime”, held in Milan (Italy) on 5 November 2017 in the framework of the Italian G7 Presidency;
- an international Forum entitled “Good practices against counterfeiting medical products and illegal trade”, held on 22 and 23 November 2017 in Lima (Peru);

g) *the translation into Spanish* of the Handbook on MEDICRIME for Parliamentarians;

- on the regular co-operation with the Committee of Experts on minimising the public health risks posed by counterfeiting of medical products and related crimes (CD-P-PH/CMED) with a view to promoting the MEDICRIME Convention;
- that a report entitled “*A gender perspective on the Falsification of medical products and similar crimes*” establishing the links between the MEDICRIME Convention and the gender perspective is currently in progress and will be presented to the CDPC plenary meeting in 2018. This report is the CDPC’s contribution to the CoE Gender Equality Strategy 2014-2017;
- of the invitation made by the Secretariat to all those delegations which did not yet send their replies to the Criminal Law Secretariat to do so at their earliest convenience, notably:
 - a) the contact details of the point of contact at national level (and the Ministry involved) responsible for the MEDICRIME Convention;
 - b) the translation, where it exists, of the MEDICRIME Convention into their official language;

c. Trafficking in human organs

- in relation to the status of signatures and ratifications, that Latvia and Ukraine signed the Santiago de Compostela Convention on 30 March and 11 September 2017 respectively and that Moldova, Norway, the Czech Republic and Malta ratified the same convention on 21 June, 12 September, 21 September and 7 November 2017 respectively;
- that Costa Rica submitted its official interest to join the Santiago de Compostela Convention;
- that the Human Rights Sub-Committee of the Joint Standing Committee on Foreign Affairs, Defence and Trade within the Parliament of Australia inquired into the topic of trafficking in human organs and made a request to the CoE to make a submission to the inquiry;
- *a CoE convention seminar* (4-5 July 2017) was organised in Israel at the request of the Ministry of Foreign Affairs;
- that all delegations were invited to send to the Criminal Law Secretariat:
 - a) the contact details of the point of contact at national level (and the Ministry involved) responsible for the CoE Convention against the trafficking in Human Organs;
 - b) the translation, where it exists, of the Convention into their official language;

APPENDIX II

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

Strasbourg, 1 December 2017
[CDPC plenary/2017 plenary_2/oj lp/cdpc list of participants]

CDPC (2017) LP 2 Fin (Bil)

EUROPEAN COMMITTEE ON CRIME PROBLEMS COMITE EUROPEEN POUR LES PROBLEMES CRIMINELS (CDPC)

73rd Plenary Session / 73ème Session plénière

Strasbourg, 28 November – 1 December / 28 novembre – 1 décembre 2017

Council of Europe
Agora Building / bâtiment Agora
Room G3 / Salle G3

List of participants / liste des participants

MEMBER STATES / ETATS MEMBRES

ALBANIA / ALBANIE

**No nomination / Pas de nomination

ANDORRA / ANDORRE

M. Alfons C. ALBERCA SANVICENS, Procureur Général, Avda. Tarragona núm. 62, Edifici Les Columnes
Code Postal AD500, Andorra la Vella – PRINCIPAT D'ANDORRA

ARMENIA / ARMÉNIE

Mr Hovhannes POGHOSYAN, Deputy Head of Headquarters, Head of International Cooperation Department, Police of the Republic of Armenia, 0025 YEREVAN, str.Nalbandyan 130, Republic of Armenia

AUSTRIA / AUTRICHE

LStA MMag. Barbara GÖTH-FLEMMICH, Leiterin der Abteilung für Internationales Strafrecht, Director - Division for International Penal Law, Bundesministerium für Justiz, Museumstraße 5, 1070 Wien

AZERBAIJAN / AZERBAÏDJAN

Apologised/Excusé

BELGIUM / BELGIQUE

M. Jean-Sébastien JAMART, Attaché juridique, Service public fédéral Justice, Direction générale de la Législation et des Libertés et Droits fondamentaux, Service des infractions particulières
115, boulevard de Waterloo – Bureau 525, 1000 Bruxelles

BOSNIA AND HERZEGOVINA / BOSNIE-HERZEGOVINE

Mr Nenad EŠPEK, Expert associate for the fight against cybercrime, Section for combating organized crime and corruption, Ministry of Security of Bosnia and Herzegovina, Trg Bosne i Hercegovine 1, 71 000 Sarajevo

BULGARIA / BULGARIE

Mr Florian FLOROV, Second Secretary "Justice and Home Affairs", Permanent Representation of the Republic of Bulgaria to the European Union, 49 Square "Marie-Louise", B-1000 Brussels

CROATIA / CROATIE

Mr Dinko KOVAČEVIĆ, dipl. iur, Head of Service for Criminal Law Legislation, Ministry of Justice, Directorate for Criminal Law and Probation, Ulica grada Vukovara 49, 10 000 Zagreb

CYPRUS / CHYPRE

Ms Elena KLEOPA, Attorney of the Republic, Law Office of the Republic of Cyprus, Apelli 1, 1403 Nicosia, Cyprus

CZECH REPUBLIC / RÉPUBLIQUE TCHÈQUE

Ms Martina D. LIČKOVÁ, International cooperation department, Ministry of Justice of the Czech Republic

DENMARK / DANEMARK

Mr Jesper HJORTENBERG, National Member of Denmark for EUROJUST, Maanweg 174, 2516 AB The Hague, The Netherlands

Ms Annette ESDORF, Deputy Director- General, Danish Prison and Probation Service
Strandgade 100, DK - 1401 Copenhagen K

Ms Sabrina EIFLER, Prosecutor, Criminal Law Division, The Danish Ministry of Justice
Slotsholmsgade 10, DK-1216 Copenhagen K

ESTONIA / ESTONIE

Mr Tanel KALMET, Head of Penal Law and Procedure Division, Ministry of Justice, Tõnismägi 5a, EE - 15191 TALLINN

FINLAND / FINLANDE

Ms Katariina JAHKOLA, Ministry of Justice, Counsellor of Government/Head of the Prosecution and Criminal Sanctions Unit

FRANCE

Mme Pauline DUBARRY, Magistrate, Cheffe du bureau de la négociation pénale européenne et internationale, Direction des affaires criminelles et des grâces, Ministère de la justice, 13, place Vendôme, 75042 PARIS Cedex

GEORGIA / GÉORGIE

M. Irakli DONDOLADZÉ, Chef adjoint du Département Juridique, Parquet Principal de la Géorgie, Ministère de la Justice de la Géorgie, 24, rue Gorgassali, GE-0133 TBILISSI

GERMANY / ALLEMAGNE

Chairman of the CDPC / Président du CDPC

Dr. Hans-Holger HERRNFELD, Federal Ministry of Justice and for Consumer Protection, Criminal Law Department - Unit IIB6, European Public Prosecutors Office, European Criminal Law Policy, Mohrenstr. 37, 10117 Berlin

GREECE / GRÈCE

Ms Eleni KECHAGIA, Judge (President of Court) at the Court of the First Instance of Corfu, Kolokotroni Street, 49100 Corfu

HUNGARY / HONGRIE

Dr Tünde FORMAN, Head of Department, Department of International Criminal Law and Human Rights, Ministry of Justice, 1055 Budapest, Kossuth Lajos tér 2-4, Hungary

ICELAND / ISLANDE

Mr Thorvaldur Heidar THORSTEINSSON, Legal Advisor, Department of Legal Affairs, Ministry of Justice, Sölvhólgötu 7, 101 Reykjavík

IRELAND / IRLANDE

Ms Laura COONEY, Higher Executive Officer, Department of Justice and Equality, Montague Court, 7-11 Montague Street, Dublin 2. Ireland.

ITALY / ITALIE

Mr Lorenzo SALAZAR, Sostituto Procuratore Generale, Punto di contatto della Rete Giudiziaria Europea (EJN) e Corrispondente nazionale dell'Eurojust, Procura Generale presso la Corte di Appello di Napoli, Palazzo di Giustizia, P.zza Cenni 1 - 80143 Napoli (NA)

LATVIA / LETTONIE

Ms Indra GRATKOVSKA, Head of the Criminal Law Department, Ministry of Justice, Brivibas blvd. 36, LV – 1536 RIGA

LIECHTENSTEIN

Ms Vera HASLER, Judge at the Princely Court, Spaniagasse 1, FL-9490 Vaduz

LITHUANIA / LITUANIE

Ms Simona MESONIENĖ, Director, Administrative and Criminal Justice Department, Ministry of Justice of the Republic of Lithuania

LUXEMBOURG

Mme Christine GOY
Mme Roberta SPOTO
Mme Valentina SPINEDI
Représentation Permanente du Luxembourg, 65, allée de la Robertsau - 67000 Strasbourg

MALTA / MALTE

Mr Stefano FILLETTI, Head of Criminal Law Department, Faculty of Laws, University of Malta, Msida MSD 2080

REPUBLIC OF MOLDOVA / RÉPUBLIQUE DE MOLDOVA

Ms Diana ROTUNDU, Prosecutor Chief of the Unit of International Cooperation, European Integration and Protocol, General Prosecutor's Office of the Republic of Moldova

MONACO

M. Christophe GONZALES, Administrateur à la Direction des Services Judiciaires, Palais de Justice, 5, rue Colonel Bellando de Castro, P.B. 513, 98015 MONACO CEDEX

MONTENEGRO

Apologised/Excusé

NETHERLANDS / PAYS-BAS

Ms Marjorie BONN, Senior legal adviser, Ministry of Security and Justice, Department for legislation and legal affairs, Section criminal law, Turfmarkt 147, 2500 EH Den Haag, The Netherlands

NORWAY / NORVÈGE

Ms Anne-Li N. FERGUSON, Senior Adviser, The Royal Norwegian Ministry of Justice and Public Security, P.O. Box 8005 Dep., N-0030 Oslo, Norway

POLAND / POLOGNE

Vice-Chair of the CDPC / Vice-Président du CDPC

Dr Sławomir BUCZMA, National Expert, General Secretariat of the Council of the European Union, Rue de la Loi, 175, B-1048 Brussels, Belgium

Dr Rafał KIERZYŃKA, Judge, Head of Unit for European and International Criminal Law, Ministry of Justice, Poland

PORTUGAL

Mr António FOLGADO, Head of Division for Criminal Justice, International Affairs Department, Directorate General for Justice Policy, Ministry of Justice

ROMANIA / ROUMANIE

Apologised/Excusé

RUSSIAN FEDERATION / FÉDÉRATION DE RUSSIE

Mr Sergey TARASENKO, Deputy Head of the Department of the New Threats and Challenges, Ministry of Foreign Affairs of the Russian Federation, 32/34 Smolenskaya-Sennaya Square, 21200 Moscow

Mr Vladimir ZIMIN, Senior Assistant to the Prosecutor General of the Russian Federation on Special Tasks

Mr Evgeny ERMASOV, Head of Division of Legal Expertise, Legal Department of the Federal Penitentiary Service of the Russian Federation

Ms Saglar OKONOVA, Third Secretary, Department of the New Threats and Challenges, Ministry of Foreign Affairs of the Russian Federation
E-mail: dnv@mail.ru

Ms Anastasiya TOROPOVA, Third Secretary, Legal Department, Ministry of Foreign Affairs of the Russian Federation

Mr Vladislav MAKOVSKY, Officer, International Co-operation Division, Federal Penitentiary Service of the Russian Federation

Mr Anton MARKOVSKIY, Deputy to the Permanent Representative of Russia to the Council of Europe

SAN MARINO / SAINT-MARIN

****No nomination / Pas de nomination**

SERBIA / SERBIE

Mr Bozidar BLAGOJEVIC, Senior Adviser, Sector for Normative Affairs, Ministry of Justice, Nemanjina Street 22-26, Belgrade

SLOVAK REPUBLIC / REPUBLIQUE SLOVAQUE

Mr Alexander KUNOŠÍK, Ministry of Justice of the Slovak Republic, Župné námestie 13,813 11, Bratislava

SLOVENIA / SLOVÉNIE

Ms Maja VELIČ, Office for International Cooperation and Mutual Legal Assistance, Ministry of Justice of the Republic of Slovenia, Župančičeva ulica 3, 1000 Ljubljana

SPAIN / ESPAGNE

Ms Irene FUENTETAJA COBAS, Deputy Assistant Director General for Justice Affairs in the EU and IIOO Ministry of Justice, C/ San Bernardo, 62. 28071, Madrid

SWEDEN / SUÈDE

Ms Johanna GUSTAFSSON, Legal adviser, Division for Criminal Law, Ministry of Justice, Regeringskansliet, SE-103 33 Stockholm

SWITZERLAND / SUISSE

Mme Anita MARFURT, Juriste, Département fédéral de justice et police, Office fédéral de la justice, Unité Droit pénal international, Bundesrain 20, CH – 3003 BERNE

M. Bernardo STADELMANN, Juriste, Sous-directeur, Département fédéral de justice et police, Office fédéral de la justice, Chef du Domaine de direction Droit pénal, Bundesrain 20, CH-3003 Berne

“THE FORMER YUGOSLAV REPUBLIC OF MACEDONIA” /

“L’EX-REPUBLIQUE YOUGOSLAVE DE MACEDOINE”

Ms Nikolina MIKESKA, Adviser in Judicial Sector, Ministry of Justice of the Republic of Macedonia

TURKEY / TURQUIE

Mr. Harun MERT, Head of Delegation, Judge, Director-General, Directorate General of International Law and External Relations, Ministry of Justice

Mr Zafer SALAN, Rapporteur Judge, General Directorate for International Law and Foreign Relations, Ministry of Justice

UKRAINE

Ms Liudmyla POHORIELOVA, Deputy Head Division of International Legal Assistance in Criminal Matters of the Department on International Legal Assistance, International Law Directorate of the Ministry of Justice of Ukraine, str. Horodetskogo 13, UA - 01001 KYIV

UNITED KINGDOM / ROYAUME-UNI

Ms Selen MINDIKOGLU, Multilateral Engagement, International Directorate, Home Office HQ

CDPC BUREAU / BUREAU DU CDPC
(CDPC-BU)

CZECH REPUBLIC / RÉPUBLIQUE TCHÈQUE

Apologised/Excusé

Ms Helena LISUCHOVA, Head of the International Cooperation Department, Ministry of Justice, Vyšehradská 16, CZ - 128 10 PRAGUE 2

DENMARK / DANEMARK

Mr Jesper HJORTENBERG, National Member of Denmark for EUROJUST, Maanweg 174, 2516 AB The Hague, The Netherlands

GERMANY / ALLEMAGNE

Chairman of the CDPC / Président du CDPC

Dr. Hans-Holger HERRNFELD, Federal Ministry of Justice and for Consumer Protection, Criminal Law Department - Unit IIB6, European Public Prosecutors Office, European Criminal Law Policy, Mohrenstr. 37, 10117 Berlin

ITALY / ITALIE

Mr Lorenzo SALAZAR, Deputy Attorney General, Attorney General's Office to the Naples Court of Appeal, Sostituto Procuratore Generale, Procura Generale presso la Corte di Appello di Napoli, Palazzo di Giustizia, P.zza Cenni 1 - 80143 Napoli (NA)

NORWAY / NORVÈGE

Apologised/Excusé

Ms Linda Katharina DRAZDIK, Senior Adviser, Section for European and International Affairs, Ministry of Justice and the Police, P.O. Box 8005 DEP, N - 0030 OSLO

POLAND / POLOGNE
CDPC

Vice-Chair of the CDPC / Vice-Président du

Mr Sławomir BUCZMA, National Expert, General Secretariat of the Council of the European Union, Rue de la Loi, 175, B-1048 Brussels, Belgium

ROMANIA / ROUMANIE

Apologised/Excusé

Ms Mariana RADU, Seconded National Expert to the Romanian Desk at Eurojust, EUROJUST, P.O. Box 16183, 2500 BD The Hague

SLOVENIA / SLOVÉNIE

Apologised/Excusé

Ms Tanja TRTNIK, Senior Adviser, Ministry of Justice of the Republic of Slovenia, Župančičeva 3, 1000 Ljubljana

SWITZERLAND / SUISSE

Mme Anita MARFURT, Juriste, Département fédéral de justice et police, Office fédéral de la justice, Unité Droit pénal international, Bundesrain 20, CH – 3003 BERNE

* * * *

**COMMITTEE OF EXPERTS ON THE OPERATION OF EUROPEAN CONVENTIONS ON
CO-OPERATION IN CRIMINAL MATTERS / COMITE D'EXPERTS SUR LE FONCTIONNEMENT DES
CONVENTIONS EUROPEENNES DANS LE DOMAINE PENAL
(PC-OC)**

Mr Erik VERBERT **Chair of the PC-OC / Président du PC-OC**
Senior Deputy Legal Adviser, Central Authority, DG Legislation, Ministry Federal Public Service Justice,
115 Boulevard de Waterloo, B - 1000 BRUSSELS

**COUNCIL FOR PENOLOGICAL CO-OPERATION /
CONSEIL DE COOPERATION PENOLOGIQUE (PC-CP)**

Mr Vivian GEIRAN **Chair of the PC-CP / Président du PC-CP**
Director, Probation Service HQ, Haymarket, Smithfield, Dublin 7, Ireland

**AD HOC COMMITTEE FOR THE RIGHTS OF THE CHILD /
COMITÉ AD HOC POUR LES DROITS DE L'ENFANT (CAHENF)**

Ms Maria-Andriani KOSTOPOULOU, Chair of the Ad hoc Committee for the Rights of the Child
(CAHENF), Greece

* * * * *

EXPERTS / INTERVENANTS

Mr. Marcelo AEBI, Professeur, Vice-directeur, Ecole des sciences criminelles Université de Lausanne
ICDP - Sorge – Batochime, CH-1015 Lausanne

Ms Prof. Dr. Lorena BACHMAIER WINTER, Complutense University, Law Faculty, Procedural Law
Department, Madrid, Spain

Mr Jörg JESSE, Director General, Prison and Probation Administration, Acts of Clemency, Ministry of
Justice, Mecklenburg - Western Pomerania, Puschkinstr. 19/21, D-19055 Schwerin

Mr Iwan WALTENBURG, Special Tribunal for Lebanon, Dokter van der Stamstraat 1, 2265 BC,
Leidschendam, The Netherlands

Ms Anna WERGENS, Lawyer, Crime Victim compensation and support authorities,
Brottsoffermyndigheten, Box 470, 901 09 UMEÅ, Sweden

Mr Christian ÅHLUND, Chair of the European Commission against Racism and Intolerance / Président de la
Commission européenne contre le racisme et l'intolérance (ECRI)

* * * * *

**OBSERVERS WITH THE COUNCIL OF EUROPE /
OBSERVATEURS AUPRES DU CONSEIL DE L'EUROPE**

HOLY SEE / SAINT-SIÈGE

Maître Jean PAILLOT, 7 rue Brûlée, 67000 Strasbourg

MEXICO / MEXIQUE

M. Santiago OÑATE LABORDE, Observateur Permanent du Mexique auprès du Conseil de l'Europe,
Mission Permanente du Mexique auprès du Conseil de l'Europe / Permanent Mission of Mexico to the
Council of Europe, 5, Boulevard du Président Edwards, 67000 Strasbourg

**OBSERVERS WITH THE COMMITTEE /
OBSERVATEURS AUPRES DU COMITE**

M.Rafik ACHOUR, Procureur général auprès de la cour d'appel de Monastir, Boulevard Imem Mazri 5000,
Monastir – Tunisie

SECRETARIAT OF THE COUNCIL OF EUROPE /
SECRETARIAT DU CONSEIL DE L'EUROPE

Directorate General of Human Rights and Rule of Law /
Direction Générale des droits de l'Homme et Etat de Droit

Mr Jan KLEIJSEN	Director, Information Society and Action against Crime Directorate / Directeur, Direction de la Société de l'Information et de la Lutte contre la Criminalité
Mr Ivan KOEDJIKOV	Head of Action against Crime Department / Chef de la Service de la Lutte contre la Criminalité
Mr Carlo CHIAROMONTE	Head of Criminal Law Division / <u>Secretary to the CDPC</u> Chef de la Division du droit pénal / <u>Secrétaire du CDPC</u>
Ms Iliana TANEVA	Deputy Head of Criminal Law Division / Secretary to the PC-CP Chef adjoint de la Division du droit pénal / Secrétaire du PC-CP
Mr Oscar ALARCON JIMENEZ	Administrative Officer / Administrateur Co-Secretary to the CDPC / Co-secrétaire du CDPC
Mr Kristian BARTHOLIN	Administrative Officer / Administrateur Co-Secretary to the CODEXTER / Co-secrétaire du CODEXTER
Ms Anita VAN DE KAR-BACHELET	Administrative Officer / Administrateur Secretary to the PC-OC / Secrétaire du PC-OC
Mr Alexander SEGER	Executive Secretary of the Cybercrime Convention Committee (T-CY) / Secrétaire Exécutif du Comité de la Convention sur la cybercriminalité (T-CY) Head of Cybercrime Programme Office of the Council of Europe (C-PROC) / Chef du Bureau de Programme du Conseil de l'Europe sur la cybercriminalité (C-PROC) Head of Cybercrime Division / Chef de la Division Cybercriminalité
Mr Simona GHITA	Web and collaborative work coordinator / Coordonnatrice web et travail collaboratif
Ms Marjaliisa JÄÄSKELÄINEN	Assistant / Assistante
Ms Joanna GEBER	Assistant / Assistante

Directorate General of Democracy / Direction générale de la Démocratie

Ms Carlien SCHEELE	Gender Equality Advisor / Conseillère principale en égalité de genre
--------------------	---

Interpreters / Interprètes

Mr Grégoire DEVICTOR
Mr Luke TILDEN
Ms Lucie DE BURLET

APPENDIX III

European Committee on Crime Problems (CDPC)

73rd Plenary session

Agenda

Agora Building, Room G3, Strasbourg

28 November (11.00) – 1 December (13.00) 2017

1. Opening of the meeting

2. Adoption of the draft agenda

Draft agenda

Annotated agenda

For information:

List of decisions of the CDPC Bureau meeting, 2-3 October 2017

List of decisions of the 71st and the 72nd CDPC Plenary, 29 November – 1 December 2016 / 29 – 31 March 2017

3. Activities and priorities of the CDPC for 2018-2019

Draft terms of reference for the years 2018-2019

Resolution on intergovernmental committees and subordinate bodies, their terms of reference and working methods

4. Activities related to transnational organised crime: Action plan

White Paper (Please note the document is 49 pages long)

Council of Europe Action Plan on Combating Transnational Organised Crime (2016-2020)

Review Recommendation Rec (2005)9 on the protection of witnesses and collaborators

Questionnaire - Review of the Recommendation Rec (2005)9 on the protection of witnesses and collaborators

Report on the Assessment of the answers to the questionnaire:
Review of the Recommendation Rec(2005)9 on the protection of witnesses and collaborators

Draft terms of reference of the Drafting Working Group to review the Recommendation Rec(2005)9 on the protection of witnesses and collaborators

[CDPC \(2017\) 24](#)

[CDPC-BU \(2017\) 4](#)

[CDPC \(2016\) 21](#)
[CDPC \(2017\) 8](#)

[Terms of reference](#)
[CM Res \(2011\) 24](#)

[White paper](#)
[CDPC \(2015\) 17 Fin](#)

[CDPC \(2016\) 18](#)

[CDPC \(2017\) 5 Rev](#)

[CDPC \(2017\) 21 Rev](#)

[CDPC \(2017\) 25](#)

The following documents in this item 4 are related to PC-OC activities and will be examined under

the PC-OC item No 7:

[PC-OC Mod \(2016\) 05rev3](#)

Catalogue of reservations to Council of Europe treaties within the remit of the PC-OC and of relevance to the fight against TOC (Please note the document is 135 pages long)

[PC-OC Mod\(2016\)5rev3 Add](#)

Overview of reservations to Council of Europe treaties within the remit of the PC-OC and of relevance to the fight against Transnational Organised Crime

Extracts of the list of decisions

[PC-OC \(2017\)06 - extract](#)

of the Plenary of the PC-OC (22-24 May 2017, decision 4.b.) and

[PC-OC Mod \(2017\)09 - extract](#)

of the last PC-OC Mod (26-28 September 2017, decisions 4.a)

[PC-OC\(2017\)08 Bil.](#)

Draft letter inviting Parties to review reservations

[CDPC \(2017\) 1 Rev](#)

Catalogue of International Judicial Networks of Relevance in the Fight against Transnational Organised Crime – Report

[PC-OC Mod \(2017\) 07rev](#)

Preparation of the meeting to promote the interconnection of international judicial networks

5. Council for Penological Co-operation (PC-CP) – Exchange of views with the Chair, Mr Vivian Geiran

[PC-CP \(2017\) 9](#)

Summary Meeting reports of the 15th and the 16th Meetings of the PC-CP Working Group, 10-12 April/20-22 September 2017

[PC-CP \(2017\) 15](#)

[PC-CP \(2017\) 18](#)

Summary meeting report of the 7th Plenary meeting of the PC-CP, 6-8 November 2017

[Conclusions](#)

Follow-up to the 22nd Council of Europe Conference of Directors of Prison and Probation Services

[Terms of reference](#)

Draft terms of reference for 2018-2019

[PC-CP \(2017\) 16](#)

Elections

a. Restorative justice

[PC-CP \(2017\) 6 Rev 6](#)

Draft Recommendation concerning restorative justice in criminal matters

[PC-CP \(2017\) 12 Rev 3](#)

Commentary to Recommendation concerning restorative justice in criminal matters

b. Children of imprisoned parents

[PC-CP \(2017\) 7 Rev 6](#)

Draft Recommendation concerning children with imprisoned parents

[PC-CP \(2017\) 13 Rev 5](#)

Draft explanatory report to Recommendation concerning children with imprisoned parents

c. Revision of the commentary to the European Prison Rules

[PC-CP \(2017\) 3 Rev](#)

Report on the Update and Revision of the Commentary to Recommendation CM/Rec(2006)2 to Member States on the European Prison Rules

[PC-CP \(2017\) 14](#)

Revised Commentary to Recommendation CM/Rec(2006)2 of the Committee of Ministers to Member States on the European Prison Rules and suggested ensuing amendments to the text of the Recommendation itself (Please note the document is 65 pages long)

d. Presentation of SPACE by Prof. Marcelo Aebi

[CM\(2016\)121-add3](#)

[CDPC \(2016\) 22](#)

[CDPC \(2017\) 10](#)

[PC-OC \(2017\)06](#)

[PC-OC Mod \(2017\)09](#)

[PC-OC \(2017\)10](#)

[Agenda](#)

[Terms of reference](#)

[CDPC \(2017\) 14](#)

[CDPC \(2017\) 15](#)

[Convention](#)

[CDPC \(2016\) 14](#)

[CDPC \(2016\) 20](#)

[CDPC \(2017\) 2 Rev2](#)

[CDPC \(2017\) 16](#)

[CDPC \(2017\) 20](#)

[CODEXTER \(2017\) 4](#)

[Programme](#)

[Conclusions](#)

[CODEXTER \(2017\) 5](#)

[CODEXTER \(2017\) 9](#)

6. Prison overcrowding

White Paper on prison overcrowding

Executive Summaries of the two meetings of the CDPC Sub-Group on Prison Overcrowding, 7 December 2016/7 June 2017

7. Committee of Experts on the operation of European conventions on co-operation in criminal matters (PC-OC) – Exchange of views with the Chair, Mr Erik Verbert

List of decisions of

the 72nd Plenary meeting of the PC-OC, 22-24 May 2017

the 24th meeting of the PC-OC Mod, 26-28 September 2017 and

the 73rd Plenary meeting of the PC-OC, 20-22 November 2017

Agenda of the 73rd Plenary meeting of the PC-OC, 20-22 November 2017

Draft terms of reference for the years 2018-2019

8. Revision of the model provisions; issues of administrative sanctions

Model Provisions for Council of Europe Criminal Law

Conventions

Addendum to Document on Model Provisions - Draft elements for an Explanatory Report

9. Victims Compensation

European Convention on the Compensation of Victims of Violent Crimes (ETS No.116)

Information document

Council of Europe Convention on the compensation of victims of violent crimes - Analysis by Ms Anna Wergens

Questionnaire on the Council of Europe Convention on the Compensation of Victims of Violent Crime, ETS No 116

Replies to the questionnaire (Please note the document is 150 pages long)

Analysis of the replies to the questionnaire (Please note the document is 66 pages long)

10. Links between Organised Crime and Terrorism

Report on the links between terrorism and organised crime

Programme of the Conference on Terrorism and Organised Crime

Conclusions of the Conference

11. Terrorism

List of decisions of

the 32nd Plenary meeting of the CODEXTER, 23-24 May 2017

[CM/Rec\(2017\)6](#)
[CM\(2017\)58-addfinal](#)

[CDPC \(2016\) 3](#)
[CDPC \(2016\) 4 Rev](#)
[Programme](#)
[Conclusions](#)
[CDPC \(2017\) 26](#)

[CDPC \(2017\) 22](#)

[T-CY \(2017\)13](#)
[T-CY \(2017\)3](#)
[T-CY \(2017\)21](#)

[CRI\(2016\)15](#)
[Abridged version](#)

[CoE Gender Equality Strategy](#)
[CDPC \(2016\) 15](#)
[CDPC \(2017\) 19](#)

[CM\(2017\)32-final](#)
[CM\(2017\)32-addfinal](#)

[Chart](#)

[Media release](#)

and the 33rd Plenary meeting of the CODEXTER, 22-24 November 2017
Recommendation on “special investigation techniques” in relation to serious crimes including acts of terrorism and its explanatory report

12. Smuggling of migrants

National Laws Relating to Smuggling of Migrants in Council of Europe Member States
Preventing and suppressing the smuggling of migrants in Council of Europe member States – “a way forward”
Programme of the Conference
Conclusions of the Conference
Follow-up to the Council of Europe Conference on the smuggling of migrants

13. Elections

Memorandum concerning the Elections for the CDPC

14. Cybercrime Convention Committee (TC-Y)

Meeting report of the 17th Plenary of the T-CY, 7 – 9 June 2017
Terms of Reference for the Preparation of a Draft 2nd Additional Protocol to the Budapest Convention on Cybercrime
Summary report of the 1st Meeting of the T-CY Protocol Drafting Group, 19-20 September 2017

15. European Commission against Racism and Intolerance (ECRI) – Exchange of views with the Chair, Mr Christian Åhlund

ECRI General Policy Recommendation N°15 on combating Hate Speech (Please note the document is 66 pages long)

16. Gender Equality – Exchange of views with the Council of Europe Gender Equality Advisor, Ms Carlien Scheele

Council of Europe Gender Equality Strategy 2014-2017
Possible items for the new Gender Equality Rapporteur of the CDPC to be dealt with
A gender perspective on the Falsification of medical products and similar crimes (Concept paper)

17. Information provided by the Secretariat

- a.** Council of Europe Convention on Offences relating to Cultural Property
Council of Europe Convention on Offences relating to Cultural Property
Explanatory Report
- b.** Medicrime
Chart of signatures and ratifications of Treaty 211
- c.** Trafficking in human organs
Media release of the Parliament of Australia

[CDPC website](#)

18. Any other business

Communication on the new CDPC website

19. Dates of the next meetings

- 74th CDPC Plenary: the week of 4 to 8 June 2018

- 75th CDPC Plenary: the week of 26 to 30 November or 3 to 7 December 2018