



Strasbourg, 27 May 2025

CDCJ(2025)OJ1 ANN

## **104<sup>th</sup> plenary meeting European Committee on Legal Co-operation (CDCJ)**

16-18 June 2025

**Strasbourg, Palais de l'Europe, room 7**

### **Annotated draft agenda**

- 1. Opening of the meeting**
- 2. Adoption of the agenda and order of business**

#### Working documents

- Draft agenda  
CDCJ(2025)OJ1 prov
- Draft annotated agenda  
CDCJ(2025)OJ1 ANN

The CDCJ is invited to adopt the agenda and the order of business.

- 3. Statement of the Chair and Secretariat**

The CDCJ is invited to take note of the information provided by the Chair and by the secretariat on the developments that have occurred since the 103<sup>rd</sup> plenary meeting (19-21 November 2024) and their possible implications for CDCJ's operations and activities.

- 4. Tour de table: interventions by newly designated members of the CDCJ**

#### Background document

[Members of the CDCJ](#) (as of 23 May 2025)

Since the last plenary meeting (19-21 November 2024), new members joined the Committee. After welcoming them, the Chair will invite newly designated members to introduce themselves.

## 5. Review of progress

- *Update by the secretariat*

### Working documents

- Stocktaking: implementation of CDCJ activities  
[CDCJ\(2025\)01 rev](#)
- CDCJ terms of reference for 2024-2027  
[CDCJ\(2024\)01 rev](#)

The CDCJ is invited to:

- take note of the update provided by the secretariat on the state of play of the implementation of the CDCJ activities ([CDCJ\(2025\)01 rev](#)) including the changes that occurred since the 103<sup>rd</sup> plenary meeting of the CDCJ (19-21 November 2024) in implementing the activities and achieving the deliverables listed in the committee's terms of reference;
- examine potential activities connected to past instruments prepared by the CDCJ or the preparation of new instruments, in line with the decision made by the CDCJ at the last plenary meeting (see the meeting report, paragraph 40) and in the light of the discussion held by the CDCJ Bureau at its 122<sup>nd</sup> meeting (see meeting report, paragraphs 10 and 11);
- examine the activities of the CDCJ scheduled in the terms of reference of the committee as provisionally approved in 2023 by the Committee of Ministers for the years 2026-2027, in order to consider possible changes in outcomes/deliverables and/or priority order for the purpose of the Programme and Budget 2024-2027, on the basis notably of the proposals made by the CDCJ Bureau in the report of its 122<sup>nd</sup> meeting held on 20-21 March 2025 (CDCJ-BU(2025)02, paragraphs 8 to 11);
- take note of the [recent signatures and ratifications of the conventions and agreements under the responsibility of the CDCJ](#).

## Justice and the Rule of Law

## 6. Council of Europe Plan of Action on Strengthening Judicial Independence and Impartiality (Sofia Action Plan) (*main deliverable 10*)

- *Update by the secretariat*
- *Examination of the draft report*

### Working documents

- Thematic review focused on the career and training of judges: Draft report  
[CDCJ\(2024\)13 prov4](#)
- Compilation of the replies received by member states to the questionnaire to collect additional information  
[CDCJ\(2025\)02 rev](#) (*original language - restricted*)

### Background document

- [Report of the CDCJ to the Secretary General of the Council of Europe on the implementation of the "Sofia Action Plan"](#)

The CDCJ is invited to:

- take note of the information provided by the secretariat;
- examine, in the light of the information collected from the members of the CDCJ and of the Consultative Council of European Judges (CCJE) (document [CDCJ\(2025\)02 rev – restricted](#)), the draft report of the first thematic review by the CDCJ as a follow-up to the “[Sofia Action Plan](#)”, with a focus on the career and training of judges ([CDCJ\(2024\)13 prov4](#)), prepared on the basis of the standards and findings of Council of Europe bodies, as well as from other sources of information.

**7. The use of artificial intelligence for policing, the administration of justice and borders/migration – Study on the feasibility of a draft legal instrument (main deliverable 11)**

- Take note of the revision of CDCJ deliverable 11 – terms of reference for 2026-2027
- Exchange views on this revised CDCJ deliverable 11 and, if need be, provide guidance on the conduct of this activity

Background documents

- Concept note concerning the use of artificial intelligence (AI) for policing, the administration of justice and borders/migration and the use of AI or other automated decision-making (ADM) for communication purposes  
[CDCJ-ADMIN-AI\(2023\)01](#)
- Note regarding the CDCJ input to the preparation of the draft Council of Europe Framework Convention on artificial intelligence by the Committee on Artificial Intelligence (CAI)  
[CDCJ\(2023\)13](#)
- Proposals on the directions to be taken by the CDCJ in its future work in the field of artificial intelligence and administrative law  
[CDCJ-ADMIN-AI\(2022\)01](#)

In line with the CDCJ decision (100<sup>th</sup> plenary meeting, June 2023 – paragraph 24 of the meeting report) “to develop a draft recommendation on the use of AI for policing, the administration of justice, and borders/migration as part of its future work in the area of administrative law and AI”, and “to discuss the details of this future activity at one of its upcoming plenary meetings”, the CDCJ is invited to:

- take note of the revision made by the secretariat to deliverable 11 in the CDCJ terms of reference for 2026-2027, in light of the CDCJ Bureau’s discussion at its 122<sup>nd</sup> meeting (20-21 March 2025) which considered that it would be preferable to carry out a feasibility study to examine the need for an instrument on AI covering policing, the administration of justice and borders/migration (paragraph 14 of the meeting report);
- exchange views on the revised CDCJ deliverable 11 and, if need be, provide guidance to the secretariat on the conduct of this activity.

## Public Law

**8. National climate litigation (main deliverable 4)**

- Update by the secretariat
- Exchange of views with one of the consultants on the revised detailed outline of the draft study

Working documents

- Revised detailed outline of the draft study  
[CDCJ\(2024\)17rev](#)
- Compilation of replies received to the questionnaire to member states on relevant domestic case-law on climate change  
CDCJ(2025)06

Background document

- [Committee of Ministers' reply to the Parliamentary Assembly on its Recommendation 2213 \(2021\) - Addressing issues of criminal and civil liability in the context of climate change](#)

The CDCJ is invited to:

- take note of the update provided by the secretariat;
- examine the revised detailed outline of the draft study on national climate litigation as proposed in document [CDCJ\(2024\)17rev](#) in light of the replies received to the questionnaire to member states on relevant domestic case-law on climate change (CDCJ(2025)06) and to exchange views with Ms Joanna Setzer, one of the two consultants, from Grantham Research Institute, London School of Economics, who will attend the meeting online on 17 June at 14:00 to assist the committee and to receive the CDCJ's comments and necessary guidance to pursue the preparation of the draft study which will be submitted to the CDCJ for examination and adoption at its 105<sup>th</sup> plenary meeting.

**9. Statelessness and access to nationality** (*main deliverables 6 and 7*)

- *Update by the secretariat*
- *Exchange of views with the CDCJ-MIG chair and the consultant*

Working documents

- Draft revised Recommendation CM/Rec on the nationality of children  
[CDCJ-MIG\(2025\)02 prov2](#) (*restricted*)
- Draft compendium of good practice on access to nationality for stateless children  
[CDCJ-MIG\(2025\)04 prov2](#) (*restricted*)
- Compilation of comments on the draft compendium of good practice (CDCJ-MIG(2025)04 prov2) and additional information received from CDCJ delegations  
[CDCJ\(2025\)07](#) (*restricted*)

Background documents

- CDCJ-MIG workplan (2025-2026)  
[CDCJ-MIG\(2025\)01](#)
- Lists of decisions 3<sup>rd</sup> meeting of the CDCJ-MIG (23-25 April 2025, online)  
[CDCJ-MIG\(2025\)PV1](#)
- Feasibility study on a non-binding legal instrument regarding stateless children's access to nationality  
[CDCJ\(2024\)15](#)

The CDCJ is invited to:

- take note of the update provided by the chair of the CDCJ limited working group on migration (CDCJ-MIG) on the progress made in the work by the group, including the decisions made at its 3<sup>rd</sup> meeting of 25-26 April 2025 ([CDCJ-MIG\(2025\)PV1](#)) and the workplan for 2025-2026 as updated in document [CDCJ-MIG\(2025\)01](#);
- examine, with the assistance of the consultant of the CDCJ-MIG, Professor René De Groot, who will attend the meeting in-person on 17 June at 9:30 the draft revised Recommendation CM/Rec on the nationality of children ([CDCJ-MIG\(2025\)02 prov2](#) – *restricted*) as well as the draft compendium of good practice on access to nationality for stateless children ([CDCJ-MIG\(2025\)04 prov2](#) – *restricted*) in the light of the comments on the draft compendium of good practice and additional information received from CDCJ delegations ([CDCJ\(2025\)07](#) – *restricted*);
- provide all necessary comments and guidance to the consultant of the CDCJ-MIG to pursue the preparation of the CDCJ deliverables.

## Family law and children's rights

### 10. Rights of donor-conceived persons to know their origins (*main deliverable 8*)

- *Update by the secretariat*
- *Exchange of views with the CJ-OR chair and the consultant*
- *Examination of the observer status request from Child Identity Protection (CHIP) to the CJ-OR and taking decision*

#### Working documents

- Report of the 1<sup>st</sup> meeting of the Committee of Experts on access to origins - CJ-OR (Strasbourg, 3-5 June 2025)  
CJ-OR(2025)09
- Request by Child Identity Protection (CHIP) for observer status to the CJ-OR  
CDCJ(2025)08

#### Background documents

- Composition of the Committee of Experts on access to origins (CJ-OR) responsible for the preparation of a draft recommendation on the rights of donor-conceived persons to know their origins  
[CJ-OR\(2025\)INF01](#)
- CJ-OR terms of Reference (2025-2026)  
[CJ-OR\(2025\)01](#)
- Workplan and calendar of CJ-OR activities for 2025-2026  
CJ-OR(2025)02
- Case Law of the European Court of Human Rights on the rights of donor-conceived persons to know their origins  
CJ-OR(2025)03
- Overview of European and international standards concerning the rights of donor conceived persons to know their origins  
CJ-OR(2025)05

- Questions concerning the elements of the future draft recommendation  
CJ-OR(2025)06
- Compilation of replies received concerning the elements of the future draft recommendation  
CJ-OR(2025)07 (*restricted*)
- Elements and outline of the future draft recommendation  
CJ-OR(2025)04 rev (*restricted*)
- [Comparative study on access of persons conceived by gamete donation to information on their origins](#)

The CDCJ is invited to:

- take note of the update provided by the secretariat on the start of the work by the new Committee of Experts on access to origins (CJ-OR), including the composition of the committee and the workplan and calendar of CJ-OR for 2025-2026;
- take note of the report of the first meeting of the CJ-OR on 3-5 June 2025 (CJ-OR(2025)09);
- examine the request by the Child Identity Protection for observer status to the CJ-OR and make appropriate decision;
- exchange views with the chair and the consultant of the CJ-OR who will attend the meeting on 18 June at 9:30 to assist the committee and to receive further guidance for the preparation of the future draft recommendation.

**11. Thematic review of the guidelines on child-friendly justice (focus: civil and administrative proceedings) (*main deliverable 9*)**

- *Update by the secretariat*
- *Discussion on the draft report on the review of criminal, civil and administrative law aspects of the Child-Friendly Justice guidelines – joint session with the CDPC, in the presence of the consultant responsible for the thematic review report*

Working documents

- Draft report on the review of criminal, civil and administrative law aspects of the Guidelines of the Committee of Ministers of the Council of Europe on Child-Friendly Justice  
[CDENF\(2025\)03provrev](#)
- Note of the CDCJ secretariat on identified civil and administrative matters in the draft report on the review of criminal, civil and administrative law aspects of the Guidelines of the Committee of Ministers of the Council of Europe on Child-Friendly Justice  
[CDCJ\(2025\)10](#)

Background document

- Report on the 11<sup>th</sup> plenary meeting of the CDENF (1-2 April 2025)  
[CDENF\(2025\)AR01](#)  
and [Mid-Term Review Conference](#) of the Strategy for the Rights of the Child for 2022-2027 (3-4 April 2025)

The CDCJ is invited to:

- take note of the update provided by the secretariat on the draft thematic review of the Child-Friendly Justice Guidelines circulated on 23 May 2025 to the CDCJ for comments and drafting proposals on its civil and administrative law aspects by 9 July in the light of the note prepared by the secretariat to this end ([CDCJ\(2025\)10](#)), and on the first meeting of Committee of Experts on access to child-friendly justice through multidisciplinary and Interagency services (ENF-JUS) which took place on 14-15 May 2025;
- take note of the [report of the 11<sup>th</sup> plenary meeting of the CDENF](#) (1-2 April 2025) and the outcome of the [Mid-Term Review Conference](#) of the Strategy for the Rights of the Child (2022-2027) (3-4 April 2025);
- discuss the draft report on the thematic review of the Guidelines of the Committee of Ministers of the Council of Europe on Child-Friendly Justice ([CDENF\(2025\)03provrev](#)), in a joint session with the European Committee on Crime Problems (CDPC) and in the presence of Ms Andriana Kostopoulou, one of the two independent consultants responsible for the preparation of the thematic review report, who will present the said report. This joint session will take place on 17 June at 16:30 in Room 9 in the Palais).

**12. Raise-awareness about Council of Europe standards and tools in its field of competence in the member states and beyond, through the neighbourhood policy and in other international and global fora where relevant (*main task xiv*)**

*- Update by the secretariat on the promotion of the Council of Europe Convention for the Protection of the Profession of Lawyer after its adoption by the Committee of Ministers*

Working document

- Promotion of the Council of Europe Convention for the Protection of the Profession of Lawyer  
[CDCJ\(2025\)03 prov2](#)

The CDCJ is invited to take note of the update provided by the secretariat on the promotion of the Council of Europe Convention for the Protection of the Profession of Lawyer after its adoption by the Committee of Ministers on 12 March 2025 (CDCJ(2025)03 prov2, as updated since the 122<sup>nd</sup> meeting of the CDCJ Bureau) as well as the various events around the Convention that are planned in the coming months, in particular in co-operation with the CCBE.

**13. Developments in member states in the area of private law**

Working document

- Information collected  
[CDCJ\(2025\)04 rev](#) (*original language*)

The CDCJ is invited to take note of the information provided by a number of member states on recent developments in the area of private law as it appears in document [CDCJ\(2025\)04 rev](#) and to thank the delegations concerned for their contributions.

**14. Co-operation with other relevant Council of Europe bodies and committees, other international organisations and civil society in the area of private law**

Working document

- Information collected  
CDCJ(2025)11 (*original language*)

The CDCJ is invited to take note of the information provided by relevant Council of Europe bodies and committees, other international organisations and civil society in the area of private law as it appears in document CDC(2025)11 and to thank the contributors for this information.

**15. CDCJ Opinions (if any) (main deliverable 13)**

If need be, the CDCJ is invited to take decisions or to provide appropriate guidance concerning possible comments on adopted texts that the Committee of Ministers transmitted to CDCJ for opinion.

**16. Any other business**

Delegations are invited to raise, prior or at the early beginning of the meeting, any other issues and present them.

**17. Dates and place of next meetings**

Working document

- Calendar of meetings, consultations and events for 2025-2026  
[CDCJ\(2025\)05](#) (*restricted*)

The delegations are invited to:

- take note of the updated calendar of its meetings, consultations and events for 2025-2026 (CDCJ(2025)05 - *restricted*);
- confirm the dates of its 105<sup>th</sup> plenary meeting scheduled for 18-20 November 2025 in Strasbourg.

**18. Adoption of the meeting report**

- CDCJ(2025)12 prov

The CDCJ is invited to adopt the abridged report of its 104<sup>th</sup> plenary meeting.



## DRAFT ORDER OF BUSINESS

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Date	Timetable CET	Agenda items
16/06/2025	14:30 <sup>1</sup> – 17:00	1-5, 12
17/06/2025	9:30 – 17:00	9, 6, 7 (am) 8, 13-14, 11 <sup>2</sup> (pm)
18/06/2025	9:30 – 17:00	10,15-18

### WORKING DOCUMENTS

Working documents are made available on the CDCJ restricted website

[www.coe.int/cdcj](http://www.coe.int/cdcj)

### REFERENCE DOCUMENTS

<a href="#">Terms of Reference</a>	CDCJ Terms of reference for 2024-2027
<a href="#">Terms of Reference</a>	CDCJ-MIG – CDCJ limited working group on migration – Terms of reference for 2024-2026
<a href="#">Terms of Reference</a>	CJ-OR – Committee of Experts on access to origins – Terms of reference for 2025-2026
<a href="#">CM/Res(2021)3</a>	Resolution CM/Res(2021)3 on intergovernmental committees and subordinate bodies, their terms of reference and working methods
<a href="#">CDCJ(2021)24</a>	Working methods of CDCJ
<a href="#">CDCJ-BU(2021)15 final</a>	Checklist for assessment of gender equality aspects and impact
<a href="#">CDCJ(2022)20</a>	Criteria to assess requests for observer status with the CDCJ and its subordinate bodies and decision-making processes

### CDCJ MEETING REPORTS

14-15 March 2024	Bureau: 120 <sup>th</sup> meeting	CDCJ-BU(2024)03 restricted <a href="#">Report</a>
11-13 June 2024	102 <sup>nd</sup> plenary meeting	CDCJ(2024)12 <a href="#">Report</a>
3-4 October 2024	Bureau: 121 <sup>st</sup> meeting	CDCJ-BU(2024)05 restricted <a href="#">Report</a>
19-21 November 2024	103 <sup>rd</sup> plenary meeting	CDCJ(2024)33 <a href="#">Report</a>

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<sup>1</sup> In the morning of 16 June (from 10:00 to 12:00) will be organised a Conference to mark the adoption and opening for signature of the Council of Europe Convention for the Protection of the Profession of Lawyer, entitled; "Protecting lawyers, preserving access to justice" (see separate programme).

<sup>2</sup> The discussion on Item 11 will take place on 17 June at 16:30 in Room 9 at the Palais de l'Europe.

20-21 March 2025	Bureau: 122 <sup>nd</sup> meeting	CDCJ-BU(2025)02 restricted <a href="#">Report</a>
16-18 June 2025	104 <sup>th</sup> plenary meeting	CDCJ(2025)11 Report

### MEETING REPORTS OF CDCJ SUBORDINATE BODIES

30 January-1 February 2024	CJ-AV: 7 <sup>th</sup> meeting	<a href="#">Report</a>
20-22 March 2024	CJ/ ENF-ISE: 9 <sup>th</sup> meeting	<a href="#">Report</a>
13-15 May 2024	CJ-AV: 8 <sup>h</sup> meeting	<a href="#">Report</a>
9-11 September 2024	CJ-AV: 9 <sup>h</sup> meeting	<a href="#">Report</a>
14-16 October 2024	CJ/ ENF-ISE: 10 <sup>th</sup> meeting	<a href="#">Report</a>
23-25 April 2025	CDCJ-MIG: 3 <sup>rd</sup> meeting	<a href="#">Decisions</a>
3-5 June 2025	CJ-OR: 1 <sup>st</sup> meeting	Report

### RECENT CDCJ PUBLICATIONS

21 February 2025	Feasibility study on a non-binding legal instrument regarding stateless children's access to nationality - Report prepared by Prof. Dr. Gérard-René de Groot, <i>consultant</i> , under the supervision of the European Committee on Legal Co-operation (CDCJ)	<a href="#">Study</a>
26 February 2025	European Convention on Information on Foreign Law (ETS No. 62) and Its Additional Protocol (ETS No. 97) - Practical guide, standard forms and FAQ	<a href="#">Practical guide</a>
12 May 2025	Leaflet on the Council of Europe Convention for the Protection of the Profession of Lawyer	<a href="#">Leaflet</a>