

Strasbourg, 10 November 2022

CJ-AV(2022)OJ3

Committee of Experts on the Protection of Lawyers (CJ-AV)

3rd meeting, 8-10 November 2022

Strasbourg, European Directorate for the Quality
of Medicines and HealthCare (EDQM), Room 100

Agenda

1. Opening of the meeting at 9.30 am	
	The Chair will invite the Committee to adopt the agenda and order of business.
2. Adoption of the agenda and order of business	<u>Working document</u> <ul style="list-style-type: none">• Draft agenda – CJ-AV(2022)OJ3 prov
	The Chair will invite any new participating member or observer to briefly introduce themselves.
3. CJ-AV tour de table	<u>Reference documents</u> <ul style="list-style-type: none">• Provisional list of participants – CJ-AV(2022)LP3 prov• List of CJ-AV members
	The Chair and/or the Secretariat will inform the CJ-AV of any recent developments of relevance for the work of the Committee, as well as the requests received by the CDCJ for observer status at the CJ-AV.
4. Statement by the Chair and Secretariat	<u>Background documents</u> <ul style="list-style-type: none">• <i>Report on the 2nd meeting of the CJ-AV (11-13 July 2022) – CJ-AV(2022)10</i>• <i>Abridged report of the 98th plenary meeting of the CDCJ (1-3 June 2022) – CDCJ(2022)18</i>

-
- *Information received organisations requesting observer status at the CJ-AV – [CJ-AV\(2022\)12](#)*
 - *Criteria to assess requests for observer status in the CDCJ and/or its subordinate bodies and decision-making process – [CDCJ\(2022\)20](#)*
-

The CJ-AV will discuss the content of the draft text and selected issues, as agreed at its 2nd meeting.

Working documents

- Draft text of a future legal instrument (working version 2) – CJ-AV(2022)05prov2 (*restricted document*)
- Input from members, participants and observers to CJ-AV on aspects of the draft legal instrument on the profession of lawyer – CJ-AV(2022)11 (*dated 25 October 2022*) (*restricted document*)
- Comments received by member States on the proposed outline of the future legal instrument – [CJ-AV\(2022\)06](#) (*dated 30 June 2022*)

Reference documents

- Overview of European and international standards concerning the profession of lawyer – [CJ-AV\(2022\)07](#)
- List of documents in relation to the work of the CJ-AV (updated) – CJ-AV(2022)03 rev
- List of the European Court of Human Rights Case-Law (updated) – [CJ-AV\(2022\)09 rev](#)

Background documents

- [Committee of Ministers Recommendation No. R\(2000\)21 - Freedom of exercise of the profession of lawyer](#)
- [Explanatory memorandum to Committee of Ministers Recommendation No. R\(2000\)21 - Freedom of exercise of the profession of lawyer](#)
- [Profession of Lawyer: Study on the feasibility of a new European legal instrument](#)

5. **Draft legal instrument aiming at strengthening the protection of the profession of lawyer and the right to practice the profession without prejudice or restraint: examination of the draft text**

(CJ-AV deliverable)

6. Implementing mechanisms: options and lessons learnt from other Council of Europe bodies' experience	<p>The CJ-AV will discuss the options for the implementation and follow-up mechanism, with the participation, where appropriate, of secretaries of selected the Council of Europe bodies.</p>
	<p><u>Reference document</u></p> <ul style="list-style-type: none"> • Overview of proposals received regarding the implementation and follow-up mechanism – CJ-AV(2022)13
	<p><u>Background document</u></p> <ul style="list-style-type: none"> • <i>Information note on key features of selected Council of Europe monitoring and follow-up mechanisms</i> – CJ-AV(2022)08
7. Examples of Council of Europe conventions with a flexible system of optional commitments	<p>The Secretariat will present an overview the Council of Europe conventions with a flexible system of optional commitments, and particularities of the negotiation process of such legal instruments.</p>
	<p><u>Background document</u></p> <ul style="list-style-type: none"> • <i>Presentation of examples of Council of Europe conventions with a flexible system of optional commitments</i>
8. Annual exchange of views to evaluate the CJ-AV activities	<p>The CJ-AV will review progress made to date in the elaboration of the draft legal instrument and examine the proposed calendar of activities taking into consideration the timeframe set in its terms of reference.</p>
	<p><u>Working document</u></p> <ul style="list-style-type: none"> • Draft calendar of CJ-AV activities for 2023 – CJ-AV(2022)14 prov
	<p><u>Reference document</u></p> <ul style="list-style-type: none"> • CJ-AV Terms of Reference (2022-2023)
9. Information on on-going and planned activities in other fora of relevance to the work of the CJ-AV	<p>Participants and observers are invited to inform the CJ-AV on any other activities of relevance to the work of the CJ-AV.</p>
	<p>The CJ-AV will also hold an exchange of views on topical issues regarding the protection of the profession of lawyer, from the perspective of lawyers in Eastern Partnership Countries, as well as in Russia and Belarus with the following representatives of the International Law in Advocacy (ILIA) Network:</p>

- Dr Liudmila Ulyashyna, associate professor of the Academic Department of the Social Science, Head of the Centre for Constitutionalism and Human Rights (CCHR), EHU
- Ms Lela Metreveli – head of the ILIA partnership, director of Human Rights Embassy, associate member of the CCHR/EHU

10. Any other business

11. Date and place of next meeting

The CJ-AV will agree the date and place of its next meeting in 2023.

12. Approval of the meeting report

The CJ-AV will approve the meeting report.

Working document
Draft report of the 3rd meeting of the CJ-AV (8-10 November 2022) – CJ-AV(2022)15 prov

ORDER OF BUSINESS

Date	All times indicated CET	Agenda items
8 November 2022	9.30 am - 12.30 pm	Items 1-4
	2.00 pm - 5.00 pm	Items 5 and 9
9 November 2022	9.30 am - 12.30 pm	Item 5 (continued)
	2.00 pm - 5.00 pm	Item 5 (continued)
10 November 2022	9.30 am - 12.30 pm	Items 6-7
	2.00 pm - 5.00 pm	Items 8-12