

## HELP in the EU Project

# HELP Cross-border launch of the course on Key Human Rights Principles in Biomedicine

Strasbourg, 7-8 March 2019

## Concept paper and agenda

<b>Date</b>	7-8 March 2019
<b>Location</b>	Strasbourg (Palais, Room 9)
<b>Language</b>	English (French interpretation provided during the launch event)
<b>Participation</b>	Judges, prosecutors and lawyers from EU Member States (participation is taken in charge by the project)
<b>Registration</b>	Deadline: 18 February 2019 (REGISTRATION CLOSED)
<b>Webstream (live)</b>	<b>AVAILABLE <a href="#">HERE</a></b>

### Background

The **Council of Europe (CoE) Programme for Human Rights Education for Legal Professionals (HELP)** is aimed at supporting the CoE member States in implementing the European human rights standards at the national level, focusing on the European Convention on Human Rights (ECHR), other key CoE instruments, and since 2015, EU law. This is done by raising the capacities of legal professionals to apply those instruments in their daily work.

The objective of HELP is to provide high quality education on human rights to judges, lawyers and prosecutors throughout Europe. Law enforcement authorities such as police and prison staff are also targeted by HELP. Thanks to HELP courses, legal professionals can better protect human rights on a national level and keep up to date with the ever-evolving standards and case law of the European Court of Human Rights (ECtHR). HELP courses specifically designed for EU countries increasingly incorporate relevant EU laws.

HELP is:

1. the only pan-European Network of national training institutions for judges, prosecutors and lawyers in the 47 CoE Member States.
2. an e-learning platform with free on-line courses on human rights.
3. a human rights training methodology for legal professionals.

### The HELP in the EU Project

The joint EU-CoE project 'European Programme for **Human Rights Education for Legal Professionals in the European Union**' (**HELP in the EU**) supports legal professionals from EU Member States in acquiring the knowledge and skills on how to effectively and coherently apply European fundamental rights standards at the national level, mainly referring to the EU Charter on Fundamental Rights (the Charter), the European Convention on Human Rights (ECHR), the (revised) European Social Charter (ESC) and relevant EU and Council of Europe Law. Furthermore, they will become familiar with the relevant European jurisprudence. It also reinforces the HELP Network of National Institutions (NTI's) and Bar Associations (BA's) in the EU; and

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through the use of cross-border trainings – which bring together legal professionals from a number of EU Member States - increases mutual trust and exchanges between EU practitioners.

### The HELP course on Key Human Rights Principles in Biomedicine

Evolution of biology and medicine, including new technologies, has produced spectacular advances in the health field. However, these developments raise ethical issues that affect the individual and the protection of the individual's rights and dignity.

These ethical and, in many cases, also legal issues arise in various areas, such as consent to medical intervention, the right to know one's health data, matters related to medically assisted procreation, recourse to organ or tissue donation and transplantation, etc. All of them in certain aspects may fall into the scope of application of human rights law.

The free on-line course has been developed jointly by the HELP Programme and the Bioethics Unit of the Council of Europe. It covers the relevant standards at European level, especially the Convention on Human Rights and Biomedicine (Oviedo Convention) of the CoE, the European Convention on Human Rights, including the case-law of the European Court of Human Rights, the Charter of Fundamental Rights of the EU, as well as related EU law and practice.

The course addresses in an interactive manner the following aspects:

1. **Introduction** (definitions, international legal framework, principles)
2. **Free and informed consent** (definition of free and informed consent, refusal or withdrawal, elements and restrictions of free and informed consent)
3. **Medical confidentiality and protection of health related data** (definition of health related data, legal framework, patient's consent, restrictions to right to privacy of health related data, data processing by health professionals, patients' right of access to health information)
4. **Protection of the embryo and procreation** (main views on the status of the embryo, medically assisted procreation techniques, prohibition of reproductive cloning, prenatal diagnosis)
5. **End of life** (introduction to the end-of-life main issues, legal framework, decision making in end-of-life situations, withdrawal of consent to treatment, artificial hydration or nutrition, previously expressed wishes, palliative care)
6. **Genetic testing** (introduction, different types of genetic tests, limitations, principles and rules, genetic tests and personal data, protection of persons not able to consent, direct-to-consumer tests, genetic data and insurance purposes)
7. **Biomedical research** (definition, legal principles, ethical principles, legal framework, information and consent, safety: health treatment and new developments, information and confidentiality)
8. **Transplantation of human organs and tissues** (definitions, ethical and legal issues, legal framework, general principles, removal from a living person, removal from a deceased person)



### The cross-border launch

The event is organised under the **EU-CoE HELP in EU Project**, funded by the European Union and implemented by the Council of Europe through its HELP Programme. Its main goal is to gather judges, prosecutors and lawyers from EU Member States (MS) in the HELP tutored course on *Key Human Rights Principles in Biomedicine* in a day and a half event combining presentations and exchanges on content with an introduction to the HELP platform and the course page.

# HELP

## HUMAN RIGHTS EDUCATION FOR LEGAL PROFESSIONALS

Funded  
by the European Union  
and the Council of Europe



COUNCIL OF EUROPE



Implemented  
by the Council of Europe

### HELP in the EU Project

The cross-border launch will be held on **7-8 March 2019 at the premises of the Council of Europe**. The working language will be English (French interpretation provided). The group will consist of up to 60 legal professionals (judges, prosecutors and lawyers) who will take part in the launch event and later follow the course online on a dedicated page on the HELP platform.

#### The Course

During the launch, the participants will be registered on the course page, prepared in advance by the tutors. Over the following 2 to 3 months and based on the planning set by the tutors, the participants will go through the online course (accessible in English and complemented by the materials and exercises prepared by the tutors; the online course itself could also be made accessible in French, German, Italian, Romanian, Spanish). The participants who have successfully completed the course and passed the evaluation set by the tutors will receive certificates issued by the HELP Programme of the Council of Europe.

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### Agenda\*

Day 1 – 7 March 2019 – Palais, Room 9

9.15 – 9.30	Arrival of participants and registration
9.30 – 10.10	Welcome address <i>Christophe Poirel, Human Rights Directorate, Council of Europe</i> <i>Eva Pastrana, Head of the HELP Programme, Council of Europe</i> <i>Laurence Lwoff, Head of the Bioethics Unit, Council of Europe</i>
10.10 – 11.00	Presentation of the HELP Programme and the HELP in the EU Project <i>Ana-Maria Telbis, 'HELP in the EU' Project Coordinator, HELP Programme, Council of Europe</i>
11.00 – 11.30	Coffee break and departure of participants to the Court building
11.30 – 12.30	Bioethics in the practice of the European Court of Human Rights – overview of key cases <i>Ana Vilfan-Vospersnik, Senior Lawyer, Research Division, ECtHR</i>
12.30 – 14.00	Return of participants to the Palais and lunch break
14.00 – 15.00	Current challenges related to biomedicine and human rights <i>Jean-René Binet, Professor, Law Faculty, Rennes</i>
15.00 – 16.00	The Council of Europe work in the area of biomedicine – standards and implementation <i>Katrin Uerpmann, Bioethics Unit, Council of Europe</i>
16.00 – 16.30	Coffee break
16.30 – 17.15	Presentation of the HELP courses on Key Human Rights Principles in Biomedicine and on The Right to Integrity (Bioethics) <i>Bioethics Unit/HELP Secretariat</i>
17.15 – 17.30	Conclusions and closure of the first day
17.30	Cocktail reception

Day 2 – 8 March 2019 – Palais, Room 9

9.15 – 9.45	Free and informed consent <i>Ronalds Rozkalns, attorney at law, Latvia</i>
9.45 – 10.15	Genetic Testing and Biomedical Research <i>Fabio Macioce, course tutor</i>
10.15 – 10.45	Transplantation of human organs and tissues <i>Katrin Uerpmann, Bioethics Unit, Council of Europe</i>
10.45 – 11.15	Coffee break
11.15 – 12.00	Presentation of the HELP e-learning platform and walk through <i>Ana-Maria Telbis</i>
12.00 – 12.45	Presentation of the course page and planning <i>Fabio Macioce, Ana-Maria Telbis</i>
12.45 – 13.00	Conclusions and closure

\*The agenda may be subject to change.