

STEERING COMMITTEE FOR HUMAN RIGHTS
(CDDH)

COMMITTEE OF EXPERTS ON THE SYSTEM
OF THE EUROPEAN CONVENTION ON HUMAN RIGHTS
(DH-SYSC)

**DRAFTING GROUP ON ENHANCING THE NATIONAL IMPLEMENTATION
OF THE SYSTEM OF THE EUROPEAN CONVENTION ON HUMAN RIGHTS
(DH-SYSC-V)**

Seminar

**Effective implementation of the European Convention on Human Rights
– enhancing domestic dialogue and co-ordination**

Preliminary draft programme

co-organised by the Centre for the Study of the Legitimate Roles of the Judiciary in the Global Order (*PluriCourts*),
University of Oslo and the Steering Committee for Human Rights (CDDH)

at the 94th meeting of the CDDH
Strasbourg, 15 June 2021 by videoconference

10:00 Opening and welcome addresses

Mr Christos GIAKOUMOPOULOS, Director General, Directorate General Human Rights and Rule of Law (DGI), Council of Europe (10 min)

Mr Robert SPANO, President of the European Court of Human Rights (10 min)

Mr Morten RUUD, Chair of the Steering Committee for Human Rights (CDDH) (10 min)

10:30 Execution of the Strasbourg Court judgments as the cornerstone of the implementation of the Convention at the national level

This session will take stock of the main issues at the stage of execution of judgments, notably those relating to domestic capacities, resources, action plans and political will.

Framing intervention: *Ms Clare OVEY, Head of Department for the Execution of Judgments, Council of Europe (10 min)*

Discussants:

One government Agent (national experiences of limitations/ barriers in respect of domestic structures and mechanisms for the implementation of judgments) (10 min)

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Ms Debbie KOHNER, Secretary General, European Network of National Human Rights Institutions (ENNHRI) (barriers/limitations encountered by NHRIs in participating in the execution of judgments) (10 min)

Ms Başak ÇALI, Professor, Hertie School, Berlin (Germany) (10 min)

Discussion and intervention by *Mr Matthew SAUL, Associate Professor, Inland University of Applied Sciences (Norway)* and *Mr Øyvind STIANSEN, Postdoctoral Fellow, University of Oslo (Norway) (30 min)*

12:00 LUNCH BREAK

14:00 Inter-agency co-ordination and multi-stakeholder dialogue as a pre-condition for an effective execution of judgments

While acknowledging that the conditions for an effective execution of the Strasbourg Court's judgments are country-specific and there is no one-size-fits-all strategy this session will seek to identify good practices in establishing, building and strengthening working relationships that are conducive to better results. This session will seek to engage government agents to share their experiences on dissemination of information amongst government agencies and other stakeholders, timely preparation and submission of Action Plans, monitoring progress in the execution of judgments.

Framing intervention: *Mr Philip LEACH, Professor, Middlesex University (United Kingdom) (5 min)*

Discussants:

Mr Vít Alexander SCHORM, Chair of the Drafting Group on enhancing the national implementation of the system of the European Convention on Human Rights (DH-SYSC-V) (sharing best practices on creation of multi-stakeholder working group – Committee of experts on the execution of the Court's judgments and the implementation of the Convention) (10 min)

Mr Murray HUNT, Legal Adviser to the Joint Committee on Human Rights of the United Kingdom Parliament (mainstreaming accountability of the executive on execution matters in legislative oversight and budget approvals) (10 min)

Mr Régis DE GOUTTES, Premier avocat général honoraire à la Cour de Cassation (France) (role of domestic courts, in particular constitutional courts) (10 min)

One representative of a national NGO sharing good experiences of engagement with the executive, the parliament or national courts (10 min)

Discussion and intervention by *Ms Janneke GERARDS, Professor, Utrecht Law School (Netherlands) (10 min)* and *Mr Fredrik SUNDBERG, former Head of the Department for the Execution of judgments of the European Court of Human Rights (10 min)*

15:30 Making full use of the co-operation with the Council of Europe

The Council of Europe provides support to its member States on wide variety of general measures that may be required to execute the judgments of the Court, ranging from amendments to the Constitution, legislative reform, changing judicial practice, law enforcement officers, judges, prosecutors and other actors. How can member States make the most of this support?

Framing intervention: *Mr Mikhail LOBOV, Head of Human Rights Policy and Co-operation Department, Directorate General Human Rights and Rule of Law (DGI), Council of Europe (10 min)*

Discussants:

Ms Geneviève MAYER, Secretariat of the Committee of Ministers, Council of Europe (highlighting formats of dialogue offered in the context of the Committee of Ministers enabling progress in overcoming political barriers) (10 min)

One representative of the Department of the Execution of Judgments, Council of Europe (10 min) (sharing good practices of its co-operation projects) (10 min)

One representative of the European Commission for Democracy through Law ("the Venice Commission") (sharing good practices of its co-operation projects contributing to the execution of judgments) (10 min)

One representative of the Council of Europe Commission for the efficiency of justice (CEPEJ) Secretariat (sharing good practices of its co-operation projects contributing to the execution of judgments) (10 min)

Mr Hans-Jörg BEHRENS, Chair of the Committee of experts on the system of the European Convention on Human Rights (DH-SYSC) (highlighting the holistic approach of the CDDH to functioning of the system of the Convention and the special attention to the execution of judgments, plus the role of CDDH as a forum of the government agents sharing best practices) (10 min)

Discussion (30 min)

17:00 Main takeaways and conclusion of the seminar

Mr Geir ULFSTEIN, PluriCourts