



Conference

SUBSIDIARITY PRINCIPLE: NATIONAL IMPLEMENTATION OF THE EUROPEAN CONVENTION ON HUMAN RIGHTS

4 May 2023

OPENING OF THE CONFERENCE



Mr Benedikt BOGASON

President of the Supreme Court of Iceland

Mr. BOGASON took up appointment as a Supreme Court judge on 1st October 2012 and was elected President of the Court on 1st September 2020. Prior to his appointment he served as a District Court judge from 2001 and as chief judge of the District Court of Western Iceland from 2003. Before that, he served as Director General in the Ministry of Justice.

He has a Cand. Jur. degree in Law from the University of Iceland. As well as sitting on the Supreme Court he also holds the position of Professor of Law at the University.

Furthermore, he has written books and articles especially on the general principles of Icelandic law of obligations.



Ms Marialena TSIRLI

Registrar of the European Court of Human Rights

Born on 20 October 1967 in Thessaloniki, Greece.

Ms Marialena TSIRLI studied law at the National and Kapodistrian University of Athens in 1989.

She continued with a Master's degree in law at Robert Schuman University of Strasbourg in 1991 and a Doctorate in Law in 1994.

She was a legal officer at the Secretariat of the former European Commission of Human Rights between 1994 and 1998.

Ms TSIRLI joined the European Court of Human Rights as a legal officer in 1998 and became Head of Division four years later. She became Deputy Section Registrar in 2010 and got promoted to Section Registrar from 2016 to 2019.

Deputy Registrar of the European Court of Human Rights from 1 July 2019 to 30 November 2020, she is now Registrar of the European Court of Human Rights since 1st December 2020.

Mr Christophe POIREL

Director of Human Rights, Directorate General Human Rights and Rule of Law (DGI), Council of Europe

“Director of Human Rights” of the Council of Europe since July 2018. Mr Christophe POIREL is responsible for the departments in charge of supervising the execution of judgments of the European Court of Human Rights, social rights and the implementation of the European Social Charter, intergovernmental co-operation in the fields of human rights and Bioethics as well as Council of Europe's activities concerning the independence and functioning of judicial systems.

He previously served as Deputy Secretary of the Committee of Ministers of the Council of Europe between 2010 and 2018, with particular responsibility for political and human rights issues, having held various positions in the human rights field since 1989.



SESSION I

NATIONAL IMPLEMENTATION OF THE ECHR PRIOR TO, AND INDEPENDENTLY OF THE PROCESSING OF CASES BY THE COURT

Dr Hans-Jörg BEHRENS

Chairperson of the Drafting Group on issues relating to judges of the European Court of Human Rights (DH-SYSC-JC); Head of Unit IVC1 (Human Rights), Government Agent before the European Court of Human Rights, Federal Ministry of Justice, Germany

Mr Hans-Joerg BEHRENS was born on 22 October 1962, in Braunschweig, Germany. He is married and father of 2 children.

He studied law in Marburg and Göttingen and passed his first State examination in 1987.

With a LL.M. obtained in 1989 at King's College London and a legal doctorate (Dr. iur.) obtained in 1991 at Göttingen, Mr BEHRENS passed his second State examination in 1991.



	<p>He entered the Federal Ministry of Justice in August 1991 and got seconded to Lord Chancellor's Department in London in 1994 for 6 months.</p> <p>Member of German Team for the creation of the International Criminal Court, including Rome Conference (Member of Drafting Committee) between 1996 and 1999, he has seconded to the German Parliament from 1999 to 2001.</p> <p>Head of Cabinet and Parliament Liaison Office, Federal Ministry of Justice from 2001 to 2005, he became afterwards the Deputy Commissioner for Human Rights and Co-Agent before the ECHR in 2005 and then Head of Human Rights Office and Agent before the ECHR in 2010.</p> <p>He has been representing Germany in several Council of Europe bodies for the past years:</p> <ul style="list-style-type: none"> • DH-PR, including working groups, since 2005 • CDDH-UE (accession of EU); 47+1 (accession of EU) • CDDH since 2010 • Bureau of the CDDH since 2013 • Vice-Chair of the CDDH 2016/2017 • Chair of CDDH 2018/2019 • Chair of CDDH-SYSC 2020-2022 • Participation in Interlaken, Brighton and Copenhagen Conferences
	<p>Mr Stefano PIEDIMONTE BODINI <i>Head of the Private Office of the President, European Court of Human Rights</i></p> <p>Former student of the ENA (Promotion Valmy), graduated in law in France (University of Strasbourg) and in the United States (Columbia University), Stefano Piedimonte Bodini spent 14 years in the Registry of the Court, where he held various positions: legal officer in the Research Division; Head of Press Unit; head of a division responsible for processing requests; Head of the Research Division, Deputy Jurisconsult of the Court. At the same time, he represented the Registry of the Court, as an expert on terrorism issues, during training activities organised in particular by the anti-terrorism branch of UNODC and the HELP program of the Council of Europe. From June 2017 to April 2018, while maintaining his role as Head of the Research Division of the Registry of the Court, he was seconded as Legal Adviser to the Independent Investigation Group into allegations of corruption within the Parliamentary Assembly of the Council of Europe (IBAC-GIAC). Furthermore, he served for almost five years in the Secretariat of the European Social Charter (2000-2005) and two years in the Program and Budget Department of the Council of Europe (2010-2012) as Head of Division. Outside the Council of Europe, Stefano Piedimonte Bodini has worked in an American business law firm in Paris and as managing</p>

director of an investment fund in New York. As part of the latter position, he completed a training course for business leaders at Harvard Business School.

Mr Frédéric DOLT

Head of the Department for the Implementation of Human Rights, Justice and Legal Co-operation Standards, DGI, Council of Europe

Mr Frédéric DOLT currently holds the post of Head of the Department for the Implementation of Human Rights, Justice and Legal Co-operation standards (Directorate General of Human Rights and Rule of Law, DGI) of the Council of Europe).

From September 2019 to March 2022, he was Adviser in the Private Office of the Secretary General of the Council of Europe, Ms Marija Pejčinović Burić.

From March 2017 to September 2019, he was Adviser in the Private Office of the then Secretary General of the Council of Europe, Mr Thorbjørn Jagland.

From January 2015 to March 2017, he was Head of Section in the Council of Europe’s Department for the Execution of Judgments of the European Court of Human Rights (DGI). In 2011-2014 and previously 2002-2009, he served as a legal officer in the same Department.

In 2009-2011, he was Press Officer at the European Court of Human Rights.



Mr Liparit DRMEYAN

Head of the Office of the Representative of Armenia on International Legal Matters

Mr Liparit Drmeyan, Ph.D., has a wealth of experience working in legal practice and government administration.

He completed his Master's degree in Public Administration at the Kennedy School of Government at Harvard University.

Mr. Drmeyan has previously worked as a lawyer for the European Court of Human Rights (ECtHR) and currently serves as the head of the Office of the Representative of Armenia on International Legal Matters. This office represents State interests not only in the ECtHR but also in international courts such as the International Court of Justice, arbitration tribunals, and foreign courts.





Ms Aysegul UZUN MARINKOVIC

Senior Legal Adviser, Directorate of the Jurisconsult

Ayşegül UZUN MARINKOVIC studied law at Galatasaray University (Istanbul, Turkey). She also holds a LL.M. degree in European Union Law from the same University and qualified to practice as a lawyer, registered with the Istanbul Bar Association. She worked as a research assistant in public international law at Bahçeşehir University (Istanbul, Turkey). In 2003 she joined the Registry of the European Court of Human Rights, where she currently works as Senior Legal Adviser in the Directorate of the Jurisconsult.



Justice Mr Frédéric GOSELIN

Superior Courts Network Focal Point for the Belgian Counsel of State

State counsellor and Professor at the Liberal University of Brussels (Université libre de Bruxelles – ULB), Mr Frédéric GOSELIN is the Director in charge of the relations with the *Superior Courts Network* of the ECtHR and with the *Judicial Network of the European Union* of the Court of Justice of the European Union.



Mr Tigran KARAPETYAN

Head of Division, Transversal Challenges and Multilateral Projects Task Force, Department for the Implementation of Human Rights, Justice and Legal Co-operation Standards, DGI, Council of Europe

Tigran KARAPETYAN is the Head of Transversal Challenges and Multilateral Projects Division of the Council of Europe’s Department for the Implementation of Human Rights, Justice and Legal Co-operation Standards. He works in the CoE since 2013.

He is an experienced lawyer with considerable experience in leading projects in the field of Human Rights, Rule of Law, Good Governance and Democracy. Prior to joining the Council of Europe, Mr Karapetyan lead the democratisation and good governance programming for the OSCE in Ukraine and before that served as a legal and project management expert on electoral and democracy issues for various international organisations. He also has significant experience as an in-house lawyer and a legal consultant in the commercial sector.



Ms Sandrine ZIENTARA-LOGEAY

President of Chamber, Director of the Documentation, Studies and Reports Department, Court of Cassation of France

French judge, Sandrine ZIENTARA-LOGEAY is Head of one the chamber at the French Supreme Court - the *Cour de Cassation* - and Director of the Documentation, Studies and Reports Department since July 2022.

She exercised several functions as a judge in the First Instance jurisdictions and at the Cour of Cassation, but also as a general lawyer at the criminal chamber. She also directed the GIP Mission of justice and legal research and has been a justice general inspector.

Since 2014, she is member of the Criminal Politics' Archive and Law Books' committee. She supervised the writing of several books (*Les États généraux de la recherche sur le droit et la justice* Lexis-Nexis, 2018 and *Les conditions de détention, condition de la détention*, Lexis-Nexis, 2021).

Former member of the French National Council of Law, she is the co-author of a report on Attractiveness and Diversity of Law's Practices and Studies (Dalloz 2020).



Mr John HUNTER

Chief Information Officer, Directorate of Information Technology

John HUNTER has been working as an IT professional for over 30 years in various business sectors ranging from the Finance sector, oil petroleum industries, the Film industry and in the legal world.

He has been responsible for the implementation of many best practice applications in these diverse industries, as well as creating and managing a software company for the film industry - MovieBase.

John HUNTER worked as the Head of the IT Department of the European Court of Human rights for 20 years and was promoted to his current role as CIO of the Council of Europe in 2017.

He has three children, enjoys cycling, the arts, reading, cooking and the company and "craic" of good friends and family.



Ms Ana-Maria TELBIS

Deputy Head of Division, Justice and Human Rights Training Division, HELP Programme (Human Rights Education for Legal Professionals), Council of Europe

Ana-Maria TELBIS is Deputy Head of the Justice and Human Rights Training Division and has been working in the HELP Programme of the Council of Europe since 2017, mostly in charge of the projects for EU Member States and coordinating the development or update of several HELP courses. She has previously worked as a lawyer in Romania and then at the European Court of Human Rights, as well as consultant and trainer in human rights and rule of law topics and led and NGO focused on the implementation of the ECHR at national level across Europe.



Mr Fethullah SOYUBELLI

Judge, Seconded, Senior Project Coordinator, HELP (Human Rights Education for Legal Professionals), Council of Europe

Fethullah SOYUBELLI is a senior project coordinator in the CoE HELP Division. He works as a secondee judge. He is responsible for HELP Turkey activities. In 2007, he graduated from Erzurum Atatürk University Faculty of Law. In 2011, He completed her master's degree in private law at Erzincan University. He is currently a PhD student in the field of criminal law at Ankara Hacı Bayram Veli University. In 2010, he started his career as a prosecutor. He worked in different prosecutor's offices for 4 years. In 2014, He was assigned to the Justice Academy. After 5 years of working in training, project and academic publication works at the Justice Academy, he worked as an instructor for 3 years. He has 2 academic books published in the field of law.





Ms Olesia OTRADNOVA

Head of the Prosecutors' Training Centre of Ukraine

Professor with a Doctorate in Law, Dr. Olesia Otradnova is a director of the Prosecutors' Training Centre of Ukraine (PTCU). PTCU mandate covers organising professional trainings for Ukrainian prosecutors and civil servants of the prosecutors' offices as well as initial trainings for the firstly appointed prosecutors. Also, PTCU provides the guidelines on the prosecution of different types of crimes, including the war crimes.

Previously, Dr. Otradnova worked as a deputy-dean of the Faculty of law at Taras Shevchenko national University of Kyiv and a professor at Civil law department.

She is the author of 2 monographs and more than 60 research papers on the tort law and human rights protection.

	<p>Olesia Otradnova was an expert of the Research and Expert Council of the Supreme court where she provided legal opinions on different complicated cases.</p> <p>In 2002 - 2016 Olesia Otradnova was a practicing attorney on civil cases, mostly specialised on civil torts. She is a member of the Ukrainian Bar Association, Association of Civil lawyers, League of Law Professors. She earned her master's degree (1999) as well as Ph.D (2002) and Habilitation (2014) from the Taras Shevchenko National University of Kyiv.</p>
	<p>Mr Rasim BABANLY <i>Head of Department of Analytical and Legal Work, Supreme Court of Ukraine</i></p> <p>Mr Rasim BABANLY is the Head of the Department of Analytical and Legal Work of Ukrainian Supreme Court, Doctor of Law and representative of the Supreme Court in Superior Court Network. The Department provides analytical support for the judges of Supreme Court in all spheres of judicial practice: administrative, commercial, civil and criminal.</p>
	<p>Ms Seila IMAMOVIC <i>High Judicial and Prosecutorial Council Bosnia and Herzegovina</i></p> <p>Šeila Brković - Imamović is Deputy Chief of the Judicial Documentation and Education Department at the Secretariat of the High Judicial and Prosecutorial Council of Bosnia and Herzegovina</p> <p>She has over 15 years of experience designing and implementing various reforms concerning education, publication and harmonization of the case-law. These reforms span from establishing well-structured training frameworks for newly appointed judges and prosecutors, including mentoring schemes, to reforms concerning introduction of new mechanisms for harmonization of case-law across the country and its alignment with international standards.</p> <p>Ms IMAMOVIC acts as a legal expert to HJPC' standing committee for education and judicial documentation, as well as various working groups and strategic bodies dedicated to increasing transparency of BiH judiciary and strenghtening the work of case-law departments within courts of highest instance in Bosnia and Herzegovina.</p> <p>She is the educator for BiH judiciary on using national case-law databases and other IT tools for knowledge sharing. She publishes regularly for legal magazine "Pravna hronika" on the latest developments in publication of judicial decisions of both national and international courts, protection of personal data and harmonisation of case-law. She is also a speaker on these topics at national and international events.</p>

She holds a law degree from University of Sarajevo as well as a State bar exam and speaks English and French. Before HJPC, she worked in the business and NGO sectors for over ten years.



Mr Tomasz KISIELEWICZ

Ph.D., Expert in the Modern Technologies Team of the Ministry of Justice of Poland

Expert of CEPEJ-GT-CYBERJUST at the Council of Europe, M. Tomasz KISIELEWICZ is an engineer and has a PhD.

He is an expert in the Modern Technologies Team of the Ministry of Justice, Poland and a member of expert groups of the Polish Committee for Standardisation, European Committee for Electrotechnical Standardisation and International Electrotechnical Commission.

SESSION II

NATIONAL IMPLEMENTATION OF THE ECHR AFTER THE COURT'S JUDGMENTS



Dr Alain CHABLAIS

Chairperson of the Committee of experts on the system of the European Convention on Human Rights (DH-SYSC); Federal Department of Justice and Police FDJP, Federal Office of Justice FOJ, Agent of the Swiss Government before the European Court of Human Rights

Alain CHABLAIS, born in 1969, obtained his PhD in Law at the Law Faculty of the University of Fribourg (Switzerland) in 1996. Since 2018, he works as an Agent for the Swiss Government before the European Court of Human Rights. As such, he is supervising the enforcement of the judgements in Swiss cases. From 2013 to 2018, he has been active in the Directorate for International Public Law, within the Federal Department of Foreign Affairs. In 2008, he has been elected as a judge of the Federal Administrative Court which he has left in 2012. Prior to that, he worked for over 10 years at the Secretary General of the Council of Europe in Strasbourg, in the *Legal Affairs and Human Rights Directorate*.



Ms Clare OVEY

Head of the Department for the Execution of Judgments of the European Court of Human Rights, DGI, Council of Europe

Clare Ovey studied Law at Newnham College, Cambridge and qualified as a solicitor. After spells in private practice and at the Law Commission of England and Wales, she started working in the Registry of the European Court of Human Rights in August 1995. In 2015 she moved to the Committee of Ministers Secretariat, with a primary responsibility for the CM's quarterly human rights meetings at which it supervises the implementation of the Court's judgments by respondent States. In 2018, she started working in the Department for the Execution of the Judgments of the Court and has been the Head of Department since July 2020. She has been the co-author of a leading textbook on the Convention system since 2000.



Ms Štefica STAZNIK

Government Agent of Croatia before the European Court of Human Rights


Mrs Štefica Stažnik is a lawyer (Bar Exam in 1992) and a diplomat. Former representative of the Republic of Croatia before the European Court of Human Rights since 2004, she became the First Director of the Judicial Academy of the Republic of Croatia (2004-2008) and served as diplomat in Australia, in the USA, New York – United Nations (1996-2004).

Prior to this, she was a Deputy State Attorney from 1993 to 1996. She is now President of the Croatia's Expert Council for the Execution of Judgements and Decisions of the European Court of Human Rights since 2012.

She is a member of various professional bodies in Croatia (Croatian Human Rights Council, Croatian Institute for Public Administration etc.) and of the CoE Committees (CDDH-ENV, DH-SYSC-JC, GDR, CAHTEH, DH-PR etc.) and has been a Project Leader or Senior Program Officer in several EU projects implemented in Croatia (Technical assistance projects, Twinning projects) (2005-2008).

She is also a member of the Steering Committee of the CoE Project: "Promotion of rule of law and fundamental rights through high quality on-line trainings", currently being implemented in Croatia.

Besides, she is also a lecturer at various seminars, scientific discussions related to international law, especially EU law, on various topics related to human rights issues within the UN, the OSCE and the CoE framework, as well as on the national agenda (at the Judicial Academy, Police Academy, State School for Public Administration, Law Faculties in Zagreb, Rijeka, Split) and is the author of articles and textbooks on various human rights issues and co-author of the textbook: "ECTHR case law on guardianship and deprivation of legal capacity".

	<p>Ms Kateřina RADOVÁ <i>Senior Ministerial Counsellor at the Office of the Government Agent of the Czech Republic before the European Court of Human Rights</i></p> <p>Kateřina RADOVÁ is a senior legal officer at the Government Agent's Office in the Czech Republic which she joined in 2018. Apart from litigation before the Court, she focuses on the execution of judgments. Besides others, she oversees the execution of the Grand Chamber D.H. and other cases regarding the discrimination of Roma pupils, within which she has helped to set up a special working body consisting of Government officials as well as the members of civil society.</p> <p>She is the creator and organizer of an international conference on national implementation of the Court's case-law and human rights obligations in general that will take place in November 2023 and aims to introduce to the national audience the different actors in the implementation process, their different roles and challenges they face.</p> <p>She regularly gives lectures on protection of human rights issues at law faculties in Prague and Brno, as well as for the Academy of Justice.</p>
	<p>Ms Zorana JADRIJEVIC MLADAR <i>Government Agent of the Republic of Serbia before the European Court of Human Rights</i></p> <p>Zorana JADRIJEVIC MLADAR is the Government Agent of the Republic of Serbia before the European Court of Human Rights since 2019. Her previous work experience was 11 years in the Constitutional Court of Serbia as an Advisor of the Court and Secretary of the Committee for constitutional appeals in the field of criminal law, as well as 13 years at the III Municipal Court of Belgrade as a Judicial Assistant and Senior Judicial Assistant in criminal investigation division. She graduated from the University of Belgrade, Faculty of Law in 1994 and passed the bar exam in 1997. She attained her Master's degree in EU Law at the University of Nancy 2 in 2002.</p>
	<p>Mr Odise MOCKA <i>State Advocate of Albania</i></p>



Ms Valentina PAVLICIC

Government Agent of Montenegro before the European Court of Human Rights

She graduated the Faculty of Law, where she received numerous student awards due to her outstanding academic achievement. She is currently the Government agent of Montenegro before the ECHR.

She had an extensive work experience as a judge in criminal matters in the Montenegrin judiciary, where she adjudicated in the most complex cases of procedural and substantive character. She is a member of the Steering Committee for Human Rights (CDDH) and various working Group on Human Rights.

Speaking English and Italian fluently, she is a lecturer, expert and consultant Council of Europe and Organisation for Security and Co-operation in Europe (OSCE). She speaks at a broad range of trainings, seminars and round tables at national and international level.

She is the author of a wide variety of publications, guides and scientific articles, in the area of criminal law, human rights and the case-law of the European Court of Human Rights and the Convention related standards.

Ms Diana KARAZYAN

Deputy Head, Office of the Representative of the Republic of Armenia on International Legal Matters