

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

Strasbourg, 14.09.2020

PC-CP (2020) 11

WORKING GROUP OF THE COUNCIL FOR PENOLOGICAL CO-OPERATION

(PC-CP)

**25th (hybrid) meeting of the Working Group
Strasbourg, 8-10 September 2020**

SUMMARY MEETING REPORT

**Document prepared by the
Directorate General Human Rights and Rule of Law**

EXECUTIVE SUMMARY AND DECISIONS TAKEN:

The PC-CP Working Group (WG):

- Took note of the opening words by Mr Jan Kleijssen, Director, Information Society - Action against Crime Directorate, Council of Europe who expressed regret that the COVID-19 pandemic continues to impact negatively the Council of Europe work and that at least the meetings in September and October will be held remotely. He informed that there are still very few meeting rooms equipped for holding good quality remote meetings and thanked the PC-CP Chair, Ms Annie Devos and the Ministry of the Wallonia-Brussels Federation (Belgium) for offering to host the current PC-CP WG meeting via WebEx, which allowed for more participants to join remotely;
- Mr Kleijssen thanked once again the PC-CP for the revision of the European Prison Rules (EPR), informed that they were adopted by the Committee of Ministers (CM) on 1 July 2020 and that many national media had brought this fact to the attention of the national authorities;
- Mr Kleijssen also informed that the 25th Council of Europe Conference of Directors of Prison and Probation Services (CDPPS) (9-10 November 2020) will most probably have to be held also remotely;
- Consequently, the draft programme of the 25th CDPPS was revised and shortened in order to take into consideration the fact that it will be held remotely, and further decisions were taken regarding its overall organisation. It was decided that two presenters (instead of three) will speak during the workshops in order to leave time for questions and answers and that the workshops will be around 60 minutes each time and need to be very well organised and coordinated between the two moderators, who ideally should be physically attending, alongside the Chair, Vice-Chair and the Secretariat. It was also suggested and accepted to have a training session for all speakers and moderators before the Conference in order to avoid as far as possible technical problems of connectivity and to deal smoothly in an organised manner with the questions and answers, showing of documents on the screen, chat, etc. It was also suggested and accepted that an information document should be sent to all other participants explaining in a clear and concise manner the KUDO application which will be used;
- Took note of the information provided by Mr Carlo Chiaromonte, Head of the Criminal Law and Counter-Terrorism Divisions and Secretary to the European Committee on Crime Problems (CDPC) and Counter-Terrorism Coordinator of the Council of Europe concerning the two last remote meetings of the CDPC Bureau in May and June, namely the work on illegal migrants, on artificial intelligence and on the protection of the environment through criminal law;
- Thanked the scientific experts for reflecting the oral and written comments sent between June and August on the draft CM Recommendation regarding the assessment, management and reintegration of persons accused or convicted of a sexual offence and its draft explanatory report (Document PC-CP(2019)3rev10), considered it and introduced additional changes to it;
- Considered what follow-up needs to be made to their statement on COVID-19 made in April 2020 and decided that a follow-up statement needs to be drafted in good time for the 25th CDPPS to send a strong message from the PC-CP to the participants. In relation to this agreed that attention should also be drawn to the need to address mental health, solitary confinement as well as domestic violence by prison and probation staff in their treatment interventions with offenders due to their increase in the past months. Instructed the Secretariat to prepare a preliminary draft to be sent out in a week's time to all PC-CP WG members for finalisation by way of a written procedure;
- Took note of the information provided by the Secretariat related to the postponement of the activities to be carried out in the framework of the SPACE/NPM project funded jointly by the EU and the Council of Europe, due to the COVID-19 and that most probably the Conference on measuring cybercrime postponed from May will be held at the end of October remotely;
- Thanked the scientific experts on mental health in prisons and of offenders under probation for the very interesting and informative presentations made and took note of these;

- Considered their terms of reference for 2020/2021 and decided that in view of the remote format of the next meetings of the PC-CP and the CDPC, work on mental health will have to start in 2021 and that a decision whether a CM recommendation on this subject needs to be drafted will be taken after a detailed stock-taking report is prepared and discussed by the PC-CP, as the subject matter is very complex and sensitive. In addition, a decision has to be taken regarding delimitation of the exact scope of the work;
- Took note that the work related to terrorism will be done jointly and under the responsibility of the Steering Committee on Counter-Terrorism (CDCT) and that therefore their representative will be invited to the next PC-CP WG meeting at the beginning of 2021 (dates of this meeting will be agreed at a later stage depending on COVID-19 situation) in order to discuss how this part of the PC-CP mandate will be carried out;
- Agreed to the suggestion from EuroPris to revise the CM Recommendation on education in prisons [No. R(89)12] and to suggest this work to be included in the 2022/2023 PC-CP mandate;
- Agreed to the suggestion from EuroPris for the PC-CP to contribute to the holding of a workshop in 2021 on children of prisoners. The Secretariat will also contact the Children's Rights Division at the Council of Europe to coordinate the participation of the Council of Europe experts;
- Took note of the request for observer status made by the European Public Service Union (EPSU) and of the fact that the decision will be taken at the next CDPC plenary meeting in November 2020;
- Noted that out of the 36 participants (attending physically or remotely) 18 are women, out of whom 6 women are members of the PC-CP WG. Further noted that under each point of the agenda the participants were fully aware of the gender mainstreaming aspects and of safeguarding the principle of non-discrimination and that particular importance was attached to the issue of domestic violence which was discussed under the point on COVID-19. Issues related to these aspects were also discussed and reflected in the draft CM Recommendation regarding the assessment, management and reintegration of persons accused or convicted of a sexual offence. It was further noted once again that in the revised 25th CDPPS draft programme there is a balanced distribution of men and women speakers and moderators, as well as balanced geographical distribution.
- Agreed on the draft agenda of their plenary remote meeting and decided that it will be held on 13 and 14 October 2020 and will last two full days.

AGENDA

	1. Opening of the meeting
	2. Adoption of the agenda and the order of business
PC-CP(2020)6	3. Summary report of the last meeting
CDPC-BU(2020)2 CDPC-BU(2020)3 PC-CP Terms of Reference 2020-2021	4. Information provided by the Secretariat
PC-CP(2019)3rev10	5. Assessment, Management and Reintegration of Persons Accused or Convicted of a Sexual Offence
Conference website	6. 25th CDPPS, Strasbourg, 9-10 November 2020
PC-CP Statement	7. COVID-19 steps for the future
Recommendation Rec(2006)2-rev of the Committee of Ministers to member States on the European Prison Rules (revised) Commentary	8. Revised European Prison Rules - how to enhance their implementation
PC-CP(2020)7 Presentation by Dr Jean-Pierre Restellini and Dr Régis Marion-Veyron Presentation by Professor Brooker	9. Dealing with offenders with mental health disabilities and disorders in prisons and under probation
Website	10. SPACE/NPM EU/CoE Joint Project activities
	11. Feedback from participation in other meetings
	12. Gender mainstreaming
	13. Any other business
	14. Dates of the next meetings

LIST OF PARTICIPANTS / LISTE DES PARTICIPANTS

MEMBER STATES / ÉTATS MEMBRES

BELGIUM / BELGIQUE (*participates remotely*)

Alexandre DEWAIDE
Secrétariat d'Annie Devos, Fédération Wallonie-Bruxelles, AG Maisons de justice, Bruxelles

HUNGARY / HONGRIE (*participates remotely*)

Orsolya CZENCZER
Dr., Associate professor/senior lecturer, correctional lieutenant-colonel, National University of Public Service, Faculty of Law Enforcement, Department of Corrections, Budapest

RUSSIAN FEDERATION / FÉDÉRATION DE RUSSIE (*participate remotely*)

Ilyas ERMOLAEV
Assistant Director of the Federal Penitentiary Service of Russia

Nikolai RUBENOK
Deputy Head of the Service for the Observance of Human Rights in the Penitentiary System and Information Support for the Application of Criminal Execution Legislation of the Legal Department of the Federal Penitentiary Service of Russia, Colonel of the Internal Service

Kirill SARANTSEV
Senior inspector for special assignments of the service for the observance of human rights in the penitentiary system and information support for the application of criminal executive legislation of the legal department of the Federal Penitentiary Service of Russia, lieutenant colonel of the internal service

Alexandra SAMARINA
Coordinator of the information center of the Federal Penitentiary Service of Russia

Oleg LAZARENKO
Deputy Head of the Administration of the Federal Penitentiary Service of Russia - Head of the Department for Ensuring Interaction with the CIS Countries, International Cooperation and Protocol Events

Inessa CHERNYAK
Deputy head of the department for ensuring interaction with the CIS countries, international cooperation and protocol events, colonel of the internal service

**WORKING GROUP OF THE COUNCIL FOR PENOLOGICAL CO-OPERATION / GROUPE DE TRAVAIL
DU CONSEIL DE COOPÉRATION PÉNOLOGIQUE
(PC-CP)**

Martina BARIĆ (*participates remotely*)
Social pedagogue, Head of Service of special programs, analysis, evaluation and prisoners' and juveniles' records, Ministry of Justice, Prison System Directorate, Head Office, Zagreb, Republic of Croatia

Annie DEVOS
Présidente du PC-CP
Administratrice générale des Maisons de Justice, Fédération Wallonie-Bruxelles, Bruxelles, Belgique

Anna FERRARI (*participates remotely*)
Juge au Tribunal, Brescia, Italie

Robert FRIŠKOVEC
Head Office, International Co-operation, Prison Administration, Ministry of Justice, Ljubljana, Slovenia

Vivian GEIRAN (*participates remotely*)
(Former Director, Probation Service HQ), Dublin, Ireland

Manfred KOST (*participates remotely*)
(Dr, LL.M), Ministerialdirigent, Head of Department C - Justice and Law Enforcement, Social and Probationary Services Saarland, Ministry of Justice, Saarbrücken, Germany

Maria LINDSTRÖM (*participates remotely*)
Office for International Affairs, Head of Security Planning Unit, Swedish Prison and Probation Service, Stockholm, Sweden

Laura NEGREDO LÓPEZ (*participates remotely*)
Deputy Assistant Director-General of Open Regime and Alternative Sanctions, General Secretary of Penitentiary Institutions, Madrid, Spain

Nadya RADKOVSKA
Vice-Chair of the PC-CP
Head, Department for International Relations and Training of Staff, General Directorate Execution of Sentences, Ministry of Justice, Sofia, Bulgaria

SCIENTIFIC EXPERTS / EXPERTS SCIENTIFIQUES

(All participate remotely)

Charlie BROOKER
Honorary Professor, Centre for Sociology and Criminology, Royal Holloway, University of London, United Kingdom

Marianne FUGLESTVED
Psychologist, Directorate of Prison and Probation Services, København, Denmark

Régis MARION-VEYRON
Dr., Médecin adjoint, MER clin, Unité de psychiatrie de liaison, Département des policliniques, Lausanne, Suisse

Kieran McCARTAN
Professor, Department of Health and Applied Social Sciences, University of the West of England Coldharbour Lane, Bristol, United Kingdom

Jean-Pierre RESTELLINI
Dr med., lic. iur., Médecine légale et médecine interne FMH, Les Diablerets, Suisse

Harvey SLADE
Consultant, Bristol, United Kingdom

* * * * *

OBSERVERS WITH THE COUNCIL OF EUROPE / OBSERVATEURS

AUPRÈS DU CONSEIL DE L'EUROPE

(All participate remotely)

JAPAN / JAPON

Chihiro SAITO AKIBA (Mme)
Consule (Magistrate), Consulat Général du Japon à Strasbourg

MEXICO / MEXIQUE

María Noemí HERNÁNDEZ TÉLLEZ
Observateur Permanent Adjoint

* * * * *

OTHER PARTICIPANTS / AUTRES PARTICIPANTS

CONFEDERATION OF EUROPEAN PROBATION / CONFÉDÉRATION DE LA PROBATION EUROPÉENNE (CEP)

Willem VAN DER BRUGGE
Secretary General CEP, Confederation of European Probation, Utrecht, The Netherlands

EUROPEAN ORGANISATION OF PRISON AND CORRECTIONAL SERVICES (EuroPris)

Kirsten HAWLITSCHKEK
Executive Director, The Hague, Netherlands

SECRETARIAT OF THE COUNCIL OF EUROPE / SECRÉTARIAT DU CONSEIL DE L'EUROPE

EUROPEAN COMMITTEE FOR THE PREVENTION OF TORTURE AND INHUMAN OR DEGRADING TREATMENT OR PUNISHMENT (CPT) / COMITÉ EUROPÉEN POUR LA PRÉVENTION DE LA TORTURE ET DES PEINES OU TRAITEMENTS INHUMAINS OU DÉGRADANTS (CPT)

Hugh CHETWYND (*participates remotely*)
Head of Division, Secretariat of the CPT / Chef de Division, Secrétariat du CPT

Natacha DE ROECK (*participates remotely*)
Administrator, Secretariat of the CPT / Administratrice, Secrétariat du CPT

EUROPEAN COURT OF HUMAN RIGHTS (ECHR) / COUR EUROPÉENNE DES DROITS DE L'HOMME (CEDH)

Kresimir KAMBER (*participates remotely*)
Lawyer / Juriste, Registry of the European Court of Human Rights / Greffe de la Cour européenne des droits de l'homme

DIRECTORATE OF INTERNAL OVERSIGHT / DIRECTION DE L'AUDIT INTERNE ET DE L'EVALUATION

Maria GOLDMAN (*participates remotely*)
Evaluator / Evaluatrice

Maria ORESHKINA (*participates remotely*)
Evaluator / Evaluatrice

DIRECTORATE GENERAL I / DIRECTION GÉNÉRALE I

**HUMAN RIGHTS AND RULE OF LAW / INFORMATION SOCIETY - ACTION AGAINST CRIME
DROITS DE L'HOMME ET ÉTAT DE DROIT / SOCIÉTÉ DE L'INFORMATION - LUTTE CONTRE LA
CRIMINALITÉ**

Jan KLEIJSEN
Director / Directeur

Criminal Law Division / Division du droit pénal

Carlo CHIAROMONTE (*participates remotely*)
Secretary to the European Committee on Crime Problems (CDPC) / Secrétaire du Comité Européen pour les Problèmes Criminels (CDPC)
Counter-Terrorism Coordinator of the Council of Europe, Head of the Criminal Law and Counter-Terrorism Divisions / Coordinateur du Conseil de l'Europe pour la lutte contre le terrorisme, Chef des Divisions du Droit Pénal et de l'Anti-Terrorisme

Ilina TANEVA
Secretary to the PC-CP / Secrétaire du PC-CP

Christine COLEUR
Assistant / Assistante