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PC-CP (2022) 6

COUNCIL FOR PENOLOGICAL CO-OPERATION

(PC-CP)

**30th Working Group Meeting
Strasbourg, 20-22 September 2022**

SUMMARY MEETING REPORT

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

www.coe.int/prison

E-mail: DGI-PC-CP@coe.int

EXECUTIVE SUMMARY AND DECISIONS TAKEN:

The PC-CP WG:

- Welcomed its members and scientific experts as well as the national delegates from Belgium, France, Germany, Moldova and the Netherlands as well as the representatives of the European Commission, CEP, EuroPris, ICPA and EFRJ;
- Welcomed Carlo Chiaromonte, Head of Criminal Law and Counter-Terrorism, and took note of the latest information regarding the political and budgetary situation at the Council of Europe and regarding the CDPC work and in particular regarding the forthcoming CDPC Bureau meeting (12-13 October 2022, Venice) and the CDPC plenary meeting (28-30 November 2022, Strasbourg);
- Adopted its agenda (see Appendix I) and its order of business and took note of the summary meeting report of their 29th Working Group meeting, document PC-CP(2022)3;
- Took note of the information provided by its Secretary, Iliana Taneva, regarding the latest developments related to the drafting meeting of the scientific experts on AI, which took place on 30-31 August 2022 as well as regarding the addition to the White Paper on mental health provided by the Steering Committee for Human Rights in the fields of Biomedicine and Health (CDBIO);
- Considered and further revised the draft White Paper on the management of offenders with mental health disorders. The draft text after the current meeting is ready to be finalised by the PC-CP plenary meeting in October 2022 and then ready for adoption by the CDPC Plenary meeting in November 2022. Agreed that its Chair will send a mail to all registered participants at the PC-CP plenary meeting to draw their attention to the need to finalise this text as a priority. Reiterated its proposal, in view of the importance of the subject matter and of the work done so far, to recommend to the CDPC as a next step to draft a CM recommendation on the subject;
- Thanked the scientific experts for their work in August, took note that at the PC-CP plenary meeting in October only one of them will attend and considered and made comments and proposals related to the draft Recommendation on AI;
- Took note that CAI has not yet agreed on definitions or on the text of the future general legal instrument and that therefore all the current work needs to await to be aligned to the outcome of the CAI work, which means that the final product will be ready for adoption at the end of 2023;
- Took note that this is a first draft of the Recommendation to be seen by the PC-CP plenary and agreed that as time was not sufficient to finalise the revision of the whole document at the current meeting, it would be preferable to present the text for consideration at the PC-CP plenary in its version of August 2022;
- Further agreed that all comments and drafting suggestions made at this meeting as well as all comments and suggestions to be made during the PC-CP and the CDPC plenary meetings will be duly noted and will be considered at the PC-CP WG meeting in February 2023;
- Agreed also that Fernando Miro, scientific expert will be requested to make a presentation at the PC-CP plenary meeting so that the delegations are informed of the structure and contents of the text in a clear and concise manner and that the delegations will be requested in good time before the meeting by the Chair to prepare their comments and positions on the draft text in order to collect as many suggestions as possible;
- Discussed the general organisation of the 27th CDPPS (21-22 June 2022, Sevilla, Spain) and its outcome and agreed that some of the topics like staff training and development and prison design should continue to be on the PC-CP agenda as key issues and that gender mainstreaming should be part of the discussions in all workshops and not a separate topic;

- Welcomed Jochen Goerdeler, the delegate from Germany and thanked him for taking time to attend the meeting and discuss the 28th CDPPS (6-7 June 2023, Berlin). Took note of the information provided by him regarding the venue and overall stage of preparation as well as of the fact that the Directors of the prison administrations of the 16 German landers will be meeting next week and that another meeting is planned in April 2023. At these meetings will be discussed the suggestion regarding presenting the German system at the Conference and how this could be organised;
- Discussed the possible topics and contents of the Conference and its possible title and agreed that will come back to this issue at its plenary meeting when the outcome of the discussions at the German meeting will also be known;
- Took note of the presentations made by the representatives of its observers EuroPris, ICPA and EFRJ, especially the follow-up to be given to the Venice Declaration of the Ministers of Justice adopted in December 2021 during the Italian Presidency of the Committee of Ministers, as well as of the presentation made by Pedro Das Neves, IPS Innovation Prison Systems, BSAFE LAB Law Enforcement, Justice and Public Safety;
- Took note of the presentation of the New Knowledge Sharing Platform of the ECtHR, made by Natalia Brady;
- Took note of the feedback provided by its Chair and Vice-Chair as well as by the ICPA regarding recent events at which the PC-CP activities were or will be presented as well as of the forthcoming Annual Conference of ICPA and of the next year's Conference which will be held again at the end of October, this time in Belgium. Took note of the proposal to make a joint presentation from the Council of Europe, EuroPris and CEP at it in order to promote the European standards at this world professional forum;
- Altogether there were 29 participants according to the final list of participants. Out of these 16 were women and 13 were men. The Chair, Vice-Chair as well as 3 other of the 9 elected members of the PC-CP WG are women, as well as one of the 3 scientific experts;
- During the meeting, the gender mainstreaming rapporteur informed of a prospective training for all gender mainstreaming rapporteurs of the different Council of Europe committees which will take place in November 2022. She also informed about an updated Handbook for Gender Equality Rapporteurs which was launched in July 2022 by the Council of Europe;
- The gender perspective was considered when discussing the programme of the next CDPPS (June 2023, Berlin). The participants agreed that the gender approach should be included in all workshops as it affects all conference topics in a transversal way. For example, the current draft of the Recommendation on artificial intelligence, in its article 3 states the danger of creating or intensifying the existing bias, including gender related biases. The gender perspective was also taken into account when working on the draft White Paper on the management of offenders with mental health disorders. In this regard, some recommendations state the need to assess and address the specific needs that women with mental health disorders in prison and/or on probation may have;
- Agreed that the next PC-CP WG meetings will be held on 7-9 February 2023 and on 3-5 April 2023 in Strasbourg.

AGENDA

	1. Opening of the meeting
	2. Adoption of the agenda and the order of business
PC-CP(2022)3	3. Summary report of the 29th PC-CP WG meeting (19-20 June 2022)
CDPC(2022)6 CDPC-BU(2022)2	4. Information provided by the Secretariat
Website	5. Outcomes and follow-up to the 27th CDPPS (21-22 June 2022, Sevilla, Spain)
PC-CP(2021)17Rev5 Draft CM Recommendation	6. Artificial Intelligence and its use by the prison and probation services
PC-CP(2021)8Rev8 White Paper	7. Dealing with offenders with mental health disabilities and disorders in prisons and under probation
	8. 28th CDPPS (Berlin, 6-7 June 2023) Discussion with a representative of the Federal Ministry of Justice, Germany
	9. Ten years' experience of working with expert groups Presentation by Gustav Tallving & Justina Dzienko, European Organisation of Prison and Correctional Services (EuroPris)
	10. The Beauty and the Beast: Reflection on the Opportunities Generated by research, Regulation and Smart Use of AI in Criminal Justice Pedro Das Neves, IPS Innovation Prison Systems, BSAFE LAB Law Enforcement, Justice and Public Safety Lab
Presentation	11. The near future of Corrections: Never waste a good crisis! Presentation by Hans Meurisse, International Corrections and Prisons Association (ICPA)

Presentation	12. The Venice Declaration and forthcoming events related to the use of Restorative Justice in criminal matters Presentation by Edit Törz, European Forum for Restorative Justice (EFRJ)
Presentation	13. The New Knowledge Sharing Platform of the ECtHR Presentation by Natalia Brady, European Court of Human Rights
	14. Feedback from participation in other meetings
	15. Gender mainstreaming
	16. Any other business
	17. Dates of the next meetings

LIST OF PARTICIPANTS
LISTE DES PARTICIPANTS

MEMBER STATES / ÉTATS MEMBRES

BELGIUM / BELGIQUE

Werner VANHOUT, Conseiller-général, SPF Justice, Direction-générale des Établissements Pénitentiaires, Direction Services Médicaux et Psychosociaux

FRANCE

Frédéric HANKUS, Adjoint au chef de département - chef d'unité exécution des peines du département des politiques d'insertion, de probation et de prévention de la récidive, Direction interrégionale des services pénitentiaires Strasbourg Grand Est

Daniel DANGLADES, Conseiller pénitentiaire d'insertion et de probation, pôle du développement des mesures, département parcours des peines, administration centrale

GERMANY / ALLEMAGNE

Jochen GOERDELER, Legal Officer, Federal Ministry of Justice and Consumer Protection

REPUBLIC OF MOLDOVA / RÉPUBLIQUE DE MOLDOVA

Ludmila GOREA, Senior specialist of the Analytical and Planning Directorate (ANP), Ministry of Justice

Liuba JIGNEA-SUVEICA, Deputy Director, National Administration of Penitentiaries (ANP), Ministry of Justice

NETHERLANDS / PAYS-BAS

Jeroen DE JONG, National Agency of Correctional Institutions (DJI), Legal Affairs Division

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

Annie DEVOS, **Vice-présidente du PC-CP**, Administratrice générale des Maisons de Justice, Fédération Wallonie-Bruxelles

Vivian GEIRAN (**Apologised / Excusé**), Adjunct Assistant Professor, School of Social Work & Social Policy, Trinity College

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

Dominik LEHNER, KoFako, Switzerland

Maria LINDSTRÖM, Office for International Affairs, Head of Security Planning Unit, Swedish Prison

Jorge MONTEIRO (**Apologised / Excusé**), Head of Service, Directorate-General of Reintegration and Prison Services, Lisbon, Portugal

Laura NEGREDO LÓPEZ, Deputy Assistant Director-General of Open Regime and Alternative Sanctions, General Secretary of Penitentiary Institutions, Spain

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

Paulina TALLROTH, (Dr), Government Counsellor, Department for Criminal Policy and Criminal Law, Unit for Crime Prevention and Sanctions, Ministry of Justice, Finland

SCIENTIFIC EXPERTS / EXPERTS SCIENTIFIQUES

Håkan KLARIN, CIO IT-Director, Prison and Probation Services, Sweden
Pia PUOLAKKA, Project Manager, Smart Prison Project, Criminal Sanctions Agency, Finland

OTHER PARTICIPANTS / AUTRES PARTICIPANTS

Katharine WRIGHT (**remotely / à distance**), Assistant Director, Nuffield Council on Bioethics (United Kingdom)

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

Willem VAN DER BRUGGE, Secretary General

EUROPEAN FORUM FOR RESTORATIVE JUSTICE (EFRJ) / FORUM EUROPÉEN POUR LA JUSTICE RÉPARATRICE (EFRP)

Emanuela BIFFI, Programme coordinator
Edit TÖRZS, Executive Director

EUROPEAN UNION / UNION EUROPÉENNE

Manon BAERT, Legal Affairs Trainee, Delegation of the European Union to the Council of Europe

EUROPEAN ORGANISATION OF PRISON AND CORRECTIONAL SERVICES (EuroPris)

Justina DZIENKO, Deputy Director
Gustav TALLVING, Executive Director

INTERNATIONAL CORRECTIONS AND PRISONS ASSOCIATION / ASSOCIATION INTERNATIONALE DES PRISONS ET DES SERVICES CORRECTIONNELS (ICPA)

Hans MEURISSE, Vice-president of ICPA

Pedro DAS NEVES, Director, IPS Innovative Prison Systems, JUSTICE TRENDS Magazine, BSAFE LAB Law Enforcement, Justice and Public Safety Lab, UBI University, ICPA International Corrections and Prisons Association

**OTHER COUNCIL OF EUROPE BODIES / AUTRES ORGANES 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 (**Apologised / Excusé**), Head of Division, Secretariat of the CPT / Chef de Division, Secrétariat du CPT

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

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

Natalia BRADY, Knowledge Sharing Unit Coordinator, Directorate of the Jurisconsult, European Court of Human Rights

SECRETARIAT OF THE COUNCIL OF EUROPE / SECRÉTARIAT DU CONSEIL DE L'EUROPE
DIRECTORATE GENERAL I / DIRECTION GÉNÉRALE I

Department of Social Rights / Service des droits sociaux

Diana BALANESCU, Lawyer / Juriste

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

Criminal Law Division / Division du droit pénal

Carlo CHIAROMONTE

Head of Criminal Law and Counter-Terrorism / Chef du Droit Pénal et de l'Anti-Terrorisme

Secretary to the CDPC / Secrétaire du CDPC

Iliana TANEVA

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

Christine COLEUR

Assistant / Assistante

Cassandre LEDUC

Trainee / Stagiaire

INTERPRETERS / INTERPRÈTES

Katia DI STEFANO

Pascale MICHLIN

Christine TRAPP-GILL