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PC-CP (2023) 12

COUNCIL FOR PENOLOGICAL CO-OPERATION
(PC-CP)

13th Plenary Meeting
Paris, 10-12 October 2023

SUMMARY MEETING REPORT

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

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EXECUTIVE SUMMARY AND DECISIONS TAKEN

The PC-CP:

- Welcomed Ms Hanne Juncher, the newly appointed Director of Information Society and Action against Crime Directorate, DG I, Council of Europe who presented the key priorities and the latest actions taken by the Council of Europe following the decisions taken at the Fourth Summit of the Heads of State and Government held in Reykjavik in May 2023, in the first place establishment of the Enlarged Partial Agreement on the Register of Damage Caused by the Aggression of the Russian Federation against Ukraine.
- Took note of the information by Ms Juncher that following the Summit the Terms of reference of all intergovernmental committees were revised in order to reflect the latest priority actions to be taken by the Council of Europe.
- Noted with satisfaction that the PC-CP work and achievements are highly appreciated, in the first place the standard-setting work but also the collection of the Council of Europe Annual Penal Statistics SPACE I and SPACE II and the annual Conferences of Directors of Prison and Probation Services.
- Adopted their agenda and their order of business.
- Considered their draft Terms of Reference for 2024-2027 and noted that these will be adopted by the CM at the end of November 2023. Had no comments and suggestions regarding their workplan and timeline for their work in the coming four years.
- Took note of the information provided by the CAI Co-secretary regarding the time line for adoption of the Framework Convention on Artificial Intelligence, Human Rights, Democracy and the Rule of Law, namely the holding of four more plenary meetings : 24-26 October; 5-7 December ; 23-26 January and 12-14 March with several informal drafting meetings to be held between these; the granting of observer status to Argentina, Costa Rica, Israel and Nicaragua; the finalisation of the draft by CAI in mid-March and the adoption by the Committee of Ministers by the end of April. The Convention will then be opened for signature at the beginning of May in London at a special Committee of Ministers session to celebrate the 75th anniversary of the Council of Europe.
- Took note of the decisions taken at the CDPC plenary meeting in June 2023 as well as of the decisions taken at the CDPC Bureau meeting in October 2023 and in particular the proposal to the CDPC plenary meeting to postpone the final adoption of the draft CM Recommendation in AI in order to wait for the adoption of the Framework Convention on AI in April 2024 and ensure consistency between the two texts.
- Thanked the scientific experts who drafted the CM Recommendation on the ethical and organisational aspects of the use of AI by the prison and probation services and its commentary for their excellent work.
- Considered the draft texts and made additional comments and suggestions for amendments.
- Had a round table discussion regarding how to proceed with the adoption of the Recommendation. The majority of delegations present and online noted that the Recommendation on AI was on the PC-CP agenda since 2019 already, that it is at its final stage of finalisation, contains a number of very useful advice expected by the prison and probation services which are in urgent need of guidance in this area, that its adoption was already postponed once to wait for the adoption of the Framework Convention.

- The delegations further noted that in accordance with the PC-CP current Terms of Reference (ToR) this work needs to be done by the end of 2023 and that this task is not contained in the next ToR. In addition, the coordination with the CAI Secretariat regarding the alignment of the text is constant, comparison between the Recommendation and the Framework Convention has taken place at this stage, the provisions are specifically targeted to the prison and probation services and are not of a general nature as are the ones in the draft Convention. Therefore, the delegations decided to request the CDPC plenary to approve the Recommendation and send it to the Committee of Ministers for adoption in a due course.
- Thanked the scientific experts for producing a preliminary draft CM Recommendation on the management of mental disorders and the promotion of positive mental health by the prison and probation services for their excellent work, considered the text and made some comments and suggestions for amendments and additions.
- Considered the possible title and workshops of the 29th CDPPS (Sofia, 26-27 June 2024), as well as possible speakers and overall scenario.
- Were reminded of the forthcoming elections of four new members of the PC-CP WG during the CDPC plenary meeting in November 2023 and were informed that the French authorities have put forward the candidacy of Frédéric Hankus (ref. the list of participants) and that several other countries are expected to do so in the coming weeks.
- Took note of the presentation made by Gustav Tallving, Executive Director of EuroPris regarding their work on dealing with organised crime gangs in prison.
- Took note of the information provided by Jana Spero, Secretary General of CEP regarding the recent and forthcoming activities and work of the CEP.
- Took also note of the information provided by Laura Hein, Policy Officer, EFRJ regarding the recent and forthcoming activities and work of the Forum and noted that the CDPC in accordance with their mandate for 2024-2027 should draft Guidelines for the implementation of the CM Recommendation (2018)8 regarding restorative justice in criminal matters but that currently due to staff shortages this work cannot start.
- Took note of the information provided by Raluca Ivan, Department of Police, Detention Drugs and Addictions regarding the activities which had taken place in 2023.
- Noted the information provided by Ms Laura Negredo, their gender rapporteur, namely that altogether there were 68 participants according to the list of participants. Out of these 30 are women. The Chair, Vice-Chair, the Secretariat as well as 5 out of the 9 elected members of the PC-CP are women. Considering scientific experts, one is a woman and 4 are men.
- The gender rapporteur reminded the Plenary of the main goal of the Council of Europe Gender Equality Strategy (2018-2023), which is to achieve the effective realisation of gender equality and to empower women and men in the Council of Europe member States, by supporting the implementation of existing instruments, under the guidance of the Gender Equality Commission (GEC). She also listed the activities carried out by the PC-CP WG during the last year in regard to gender mainstreaming:
 - ✓ When drafting recommendations on mental health and artificial intelligence, the gender perspective was included in a clear way, so that the specific needs of female prisoners and probationers are identified and addressed. This was needed in her view as otherwise their needs are visible enough, they are easily forgotten as the majority of offenders are men and most of the assessment instruments, interventions and practices have been designed for men.
 - ✓ During the 2023 CDPPS conference, one of the workshops was focused on how to combat gender-based violence and sex offences.

- ✓ During the WG meeting that took place in April, Carolina Lasén, Head of the Violence against Women Division and Executive Secretary to GREVIO (Group of Experts on Action against Violence against Women and Domestic Violence), delivered a very interesting presentation on the implementation and monitoring of the Istanbul Convention.
- Expressed their warm thanks to the four outgoing PC-CP WG members, the Chair Nadya Radkovska, the Vice-Chair Annie Devos, Vivian Geiran and Manfred Kost and thanked them for their active contribution to the quality of the PC-CP work and activities and for the quality of the standards developed.
- Decided to hold the PC-CP meetings in 2024 as follows: 34th PC-CP WG meeting on 20-22 March; 35th PC-CP WG meeting on 28-30 May; 36th PC-CP WG meeting on 17-19 September and 14th PC-CP plenary meeting on 5-7 November 2024.

AGENDA

	1. Opening of the meeting
	2. Adoption of the agenda and the order of business
PC-CP(2023)1 PC-CP(2023)7 PC-CP(2023)11	3. Summary reports of the PC-CP WG meetings in 2023
CDPC-BU(2023)2 CDPC(2023)07 Terms of reference of the PC-CP (2022-2025) Terms of reference of the PC-CP (2024-2027)	4. Information provided by the Secretariat
Conference website	5. Outcomes and follow-up to the 28th CDPPS (6-7 June 2023, Germany)
PC-CP (2021)17Rev11 Draft CM Recommendation and draft explanatory report CAI website	6. Draft CM Recommendation on the ethical and organisational aspects of the use of AI by the prison and probation services and its commentary
PC-CP(2023)8rev Draft CM Recommendation and its draft explanatory report	7. Draft CM Recommendation on the management of mental disorders and the promotion of positive mental health by the prison and probation services
	8. Preparation of the 29th CDPPS (Sofia, Bulgaria, 25-26 June 2024)
Presentation	9. EuroPris presentation

Presentation	10. Co-operation activities
	11. Feedback from participation in other meetings
	12. Gender mainstreaming
	13. Elections
EFRJ upcoming events 2023-2024	14. Any other business
	15. Dates of the next meetings

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