

Strasbourg, 23 September 2024

PC-CP (2024) 6

COUNCIL FOR PENOLOGICAL CO-OPERATION

(PC-CP)

**36th Working Group Meeting
Rome (Italy), 17-19 September 2024**

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 WG:

- Thanked Mr Renato Brunetta, President of the National Council for Economics and Labor (CNEL) for the splendid place full of historical memories (Villa Lubin) in which the meeting is held;
- Thanked its Italian member, Ms Carla Ciavarella and the other Italian participants, Mr Andrea Beccarini and Ms Giacomina Perna for the excellent organisation of the meeting and for the organised visit to Rebibbia Prison on the last day of the meeting;
- Welcomed the delegates from Denmark, France, Italy, Malta, the Netherlands, the PC-CP WG members, the scientific experts and the observers;
- Approved its Agenda and its Order of business;
- Took note of the Meeting Report of its 35th meeting and had no comments to make;
- Took note with interest of the presentation made by Mr Massimiliano Monnanni, Secretary General, National Council for Economics and Labor (CNEL) on dealing with emergency situations in prisons;
- Took note with interest of the online presentation made by Mr Giovanni Russo, Head of the Italian Department of Penitentiary Administration on combating organised crime groups in Italian prisons, including the grouping by homogeneous regimes the reorganisation of the activities and the individualisation of treatment;
- Took note of the information provided by Ms Eva Pastrana, Head of the Criminal Law Division and Secretary to the CDPC, regarding the latest actions taken by the Council of Europe since May 2024, namely the Informal Meeting of the Ministers of Justice which took place on 4-6 September in Vilnius, Lithuania in the framework of the Lithuanian Presidency of the Committee of Ministers. They took note that the meeting was dedicated to questions of justice for crimes committed in Ukraine and the establishment of a special tribunal for the crime of aggression against Ukraine;
- Took note that on the occasion of this meeting was opened for signature the Council of Europe Framework Convention on Artificial Intelligence and Human Rights, Democracy and the Rule which was already signed by Andorra, Georgia, Iceland, Norway, Republic of Moldova, San Marino, United Kingdom, Israel, USA and EU;
- Noted that now the adoption of the draft CM Recommendation on the ethical and organisational aspects of the use of AI and related digital technologies by prison and probation services, which was delayed until the adoption of the Convention, is on its way and will be adopted by the Committee of Ministers on 9 October 2024;
- Took note of the recently held 2nd International Conference on Migrant Smuggling (Strasbourg, 10-11 September) and of the fact that due to the sensitivity of the topic and the differences in the member States viewpoints, it is yet not decided what instrument will be elaborated, a CM Recommendation or a Convention;
- Took note of the decisions taken at the last CDPC plenary meeting in June 2024 regarding the drafting of guidelines for implementing Recommendation CM/Rec(2018)8 on restorative justice in criminal matters, with a target completion date set for the end of 2026, namely to develop a practical template for the implementation of the Recommendation by adapting it to the legal system of the different member States and the possible contribution of the PC-CP to this work;

- Took further note that the Convention on the protection of the environment through criminal law is expected to be finalised by the end of 2024 as will be the Third Protocol to the Convention on Mutual Assistance in Criminal Matters;
- Noted that the 2nd meeting of the Committee of Experts on Criminal Asset Recovery (PC-RAC) was held in Strasbourg on 9-11 September, and that work on a protocol to the Money Laundering Convention has started already;
- Took note of the information provided by Ms Ilina Taneva, their Secretary, regarding the planned work to be carried out on combatting informal prisoners' hierarchies in 2025 after the publication of the CPT report on the same subject during the first trimester of 2025 and the meeting of the National Preventive Mechanisms (NPM) to be held during the first half of 2025;
- Further noted the information regarding the recent Annual Conference of the International Corrections and Prisons Association (ICPA) and the fact that their former Chair, Nadya Radkovska was elected to be member of its Board of Directors;
- Took note of the information provided by Mr Gustav Tallving, Executive Director of EuroPris and by Ms Jana Špero, Secretary General of CEP regarding the forthcoming work and activities of the two organisations;
- Underlined the excellent organisation of the 29th CDPPS in June in Sofia, asked their Secretary to convey their gratitude to the Bulgarian authorities, noted also the richness and usefulness of the topics discussed and the fact that the 30th CDPPS will be held in Krakow (Poland), on 24-25 September 2025;
- Thanked the scientific experts on mental health, Professor Dirk Van Zyl Smit and Mr Ronald Gramigna, and considered the draft CM Recommendation regarding the Promotion of Mental Health and the Management of Mental Disorders of Prisoners and Probationers, which should be finalised by the end of 2024;
- Took note of the legal opinion provided by the Legal Advice and Treaty Office of the Council of Europe in 2011 and decided to use "should" instead of "shall" in the text of the recommendations which are being drafted;
- Thanked the scientific experts on education in prison, Ms Anne Costelloe and Mr James King for their work and considered the draft CM Recommendation on education in prison;
- Made a number of drafting suggestions and decided that the explanatory memorandum is not yet ready for discussion at the next PC-CP plenary meeting or CDPC plenary meeting and that therefore only the draft Recommendation will be tabled for consideration at the said meetings and that all footnotes it contains will be transferred to the explanatory memorandum and further developed;
- Noted the information provided by the gender rapporteur, namely that there were 28 participants in total and out of these 15 were men and 13 were women. Issues related to gender perspective were considered during the work on the draft CM Recommendation regarding the Promotion of Mental Health and the Management of Mental Disorders of Prisoners and Probationers. During the 29th CDPPS in Sofia in June 2024 gender related issues were also discussed;
- Noted that the dates of the next meetings are: 14th PC-CP Plenary meeting (5-7 November 2024, Strasbourg); 37th PC-CP WG (4-6 February 2025, Malta), 38th PC-CP WG (20-22 May 2025, Madrid); 39th PC-CP WG (7-9 October 2025, Strasbourg); 15th PC-CP Plenary meeting (18-20 November 2025, Strasbourg).

AGENDA

	1. Opening of the meeting
	2. Adoption of the agenda and the order of business
PC-CP(2024)3	3. Summary meeting report of the last PC-CP Working Group meeting
	4. Information provided by the Secretariat
Presentation by Mr Giovanni Russo Presentation by Mr Massimiliano Monnanni	5. Countering organised crime - the Italian experience
PC-CP(2023)8Rev6 Commentary	6. Draft CM Recommendation regarding the Promotion of Mental Health and the Management of Mental Disorders of Prisoners and Probationers
PC-CP(2024)1Rev4	7. Updating Recommendation (89)12 on education in prison (including also offenders under probation)
http://www.coe.int/cdpps2024	8. Outcome and follow-up to the 29th CDPPS (24-25 June 2024, Sofia, Bulgaria)
	9. Visit of the Rebibbia Prison
	10. Gender mainstreaming
	11. Feedback from participation in other meetings
	12. Any other business
	13. Dates and agenda of the next PC-CP meeting (Plenary: 5-7 November 2024)

LIST OF PARTICIPANTS

MEMBER STATES / ÉTATS MEMBRES

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OTHER PARTICIPANTS / AUTRES PARTICIPANTS

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