



Верховний
Суд



ПРАВО-JUSTICE



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PROGRAMME

SIXTH INTERNATIONAL SCIENTIFIC AND PRACTICAL CONFERENCE
"ADMINISTRATIVE JUSTICE IN UKRAINE:
ISSUES OF THEORY AND PRACTICE"

SOCIAL RIGHTS. WARTIME CHALLENGES

Kyiv, July 6, 2023

09:45 – 10:00

Connecting and testing Zoom

10:00 – 11:00

Opening. Welcome speeches

Moderator: Andrii Rybachuk, Judge of the Supreme Court, Secretary of the Judicial Chamber for the Protection of Social Rights of the Administrative Cassation Court within the Supreme Court, LL.D

Stanislav Kravchenko, President of the Supreme Court, PhD in Law

Mykhailo Smokovych, President of the Administrative Cassation Court within the Supreme Court, LL.D., Professor

Olena Lytvynenko, Head of the Council of Europe Office in Ukraine a. i.

Oksana Tsymbriwska, Country Manager of the EU Project «Pravo-Justice» in Ukraine

Dr. Stefan Hülshörster, Director of the German Foundation for International Legal Cooperation

Volodymyr Zhuravel, President of the National Academy of Legal Sciences of Ukraine, Academician of the National Academy of Legal Sciences of Ukraine, LL.D., Professor

Oleksandr Skrypniuk, Director of the V. M. Koretsky Institute of State and Law of the National Academy of Legal Sciences of Ukraine, Vice President of the National Academy of Legal Sciences of Ukraine, Academician of the National Academy of Legal Sciences of Ukraine, LL. D., Professor

11:00 – 13:00

Session 1

The welfare state: peaceful and military dimensions

Time limit –up to 15 minutes

Moderator: Semen Stetsenko, Judge of the Supreme Court (Administrative Cassation Court), Corresponding Member of the National Academy of Legal Sciences of Ukraine, LL.D., Professor

The Welfare State: Peaceful and Military Dimensions

Dr. Edith Zeller, Judge of the Administrative Court of Vienna (Austria), former President of the European Association of Administrative Judges, expert of the EU Project "PRAVO-Justice"

The Welfare State and Social Rights as Values of Constitutionalism: Main Challenges and Directions of Transformation in the Context of War

Mykola Koziubra, Professor of the Department of General Theoretical Jurisprudence and Public Law of the National University of Kyiv-Mohyla Academy, Corresponding Member of the National Academy of Legal Sciences of Ukraine, LL. D., Professor, retired judge of the Constitutional Court of Ukraine

The Difficulties of Being the Welfare State

Karel Šimka, President of the Supreme Administrative Court of the Czech Republic, JUDr., PhDr., Ph.D., LL.M

Human Right to Peace: the Social Rights Context

Nataliia Onishchenko, Deputy Director of V. M. Koretsky Institute of State and Law of the National Academy of Sciences of Ukraine, Academician of the National Academy of Legal Sciences of Ukraine, LL.D., Professor, Member of the Scientific Advisory Board of the Supreme Court

Social Protection of a Person under Martial Law: Approaches of The Constitutional Court of Ukraine

Viktor Horodovenko, Judge of the Constitutional Court of Ukraine, Corresponding Member of the National Academy of Legal Sciences of Ukraine, LL.D., Professor

Transformation of Social Statehood in the Context of War

Mykhailo Savchyn, Director of the Research Institute of Comparative Public Law and International Law, Uzhhorod National University, LL.D., Professor

Planning Acts of Public Construction Law of Ukraine as an Instrument for the Exercise of Social Rights by Territorial Community Residents

Volodymyr Bevenko, Judge of the Supreme Court (Administrative Cassation Court), LL. D., Professor

Discussion

13:00 – 13:30

Break

13:30 – 15:45

Session 2

The impact of martial law on the realization of social rights: national legislation, international and legal regulation, case law

Time limit – up to 15 minutes

Moderator: Nataliia Kovalenko, Judge of the Supreme Court (Administrative Cassation Court), LL.D., Professor

German Social Jurisdiction - Influenced by Results of Wars

Dirk Bieresborn, Judge at Federal Social Court, Kassel Germany, Lecturer at Philipps-University Marburg, Dr. iur.

Constitutional and Administrative Jurisdiction in the Protection of Social Rights Under Martial Law

Oleksandr Petryshyn, Judge of the Constitutional Court of Ukraine, Academician of the National Academy of Legal Sciences of Ukraine, LL.D., Professor

The Essential Nucleus of the EU Social Rights and its Enforcement

Marián Trenčan, Vice-President of the Supreme Administrative Court of the Slovak Republic, JUDr.

Social Rights Protection of War-Affected People in Ukraine in Light of Council of Europe Standards

Alla Fedorova, member of the European Committee of Social Rights, Associate Professor at the Institute of International Relations of the Taras Shevchenko National University of Kyiv, Ph.D. in Law, Council of Europe expert

Human Dignity as a Source of Social Rights: Development of Legal Positions of the Constitutional Court of Ukraine in Wartime

Oksana Hryshchuk, Judge of the Constitutional Court of Ukraine, LL.D., Professor

Freedom of Movement and Free Choice of Residence as an Object of Judicial Protection under the Legal Regime of Martial Law

Oleh Ilnytskyi, Associate Professor of the Department of Administrative and Financial Law, Ivan Franko National University of Lviv, PhD in Law, Member of the Scientific Advisory Board of the Supreme Court

Protection of the Constitution of Ukraine under Martial Law: Mission and Problems of Constitutional Justice

Vasyl Lemak, Judge of the Constitutional Court of Ukraine, Corresponding Member of the National Academy of Legal Sciences of Ukraine, LL. D., Professor

Disregard of the Law by the Court: between the Rule of Law and the Principle of Separation of State Powers (using Social Rights Protection as an Example)

Jan Bernaziuk, Judge of the Supreme Court (Administrative Cassation Court), LL.D., Professor

International Social Standards for Public Officials

Volodymyr Sokolov, Judge of the Supreme Court (Administrative Cassation Court), LL.D., Professor

Discussion

15:45 – 16:00

Break

16:00 – 17:30

Session 3 Administrative proceedings in time of war (procedural law issues)

Time limit – up to 15 minutes

Moderator: Volodymyr Kravchuk, Judge of the Supreme Court (Administrative Cassation Court), LL.D., Professor

Judicial Protection of Social Human Rights in Ukraine: Challenges of Administrative Proceedings

Mykhailo Smokovych, Judge, President of the Administrative Cassation Court within the Supreme Court, LL.D., Professor

The Right to an Effective Remedy: an Overview of Council of Europe Standards

Ganna Khrystova, Manager of the Council of Europe Project «Strengthening judicial and non-judicial remedies for the human rights protection of the war-affected people in Ukraine», LL.D.

Special Regime of Work of The Courts and Judges as an Effective Mechanism of Administrative Proceedings Functioning Under the Legal Regime of Martial Law in Ukraine

Tetiana Kolomojets, Dean of the Law Faculty, Zaporizhzhia National University, Corresponding Member of the National Academy of Legal Sciences of Ukraine, LL.D., Professor

Application of the Principle of Procedural Economy under Martial Law

Anna Buchyk, judge of the Supreme Court (Administrative Cassation Court), PhD in Law

Challenges of Martial Law in The Law Enforcement Activities of the Courts

Oleh Zaverukha, judge, President of the 8th Administrative Court of Appeal, PhD in Law

Digital Transformation of Judicial Proceedings: International Experience and Findings for Ukraine

Nataliia Blazhivska, Judge of the Supreme Court (Administrative Cassation Court), LL.D., Associate Professor

Deviation from the Conclusions of the Supreme Court. Certain Aspects of Practical Application of Article 346 of the Code of Administrative Procedure of Ukraine

Oleksandr Starodub, judge of the Supreme Court (Administrative Cassation Court)

Discussion

17:30 – 18:00

Closing remarks

End of the conference



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