

**Fighting ill-treatment and impunity and enhancing the application of the ECtHR case-law on national level (FILL)**

***Project summary***

<b>Project title</b>	Fighting ill-treatment and impunity and enhancing the application of the ECtHR case-law on national level
<b>Country</b>	Montenegro
<b>Budget</b>	1 050 000 €
<b>Funding</b>	European Union/Council of Europe Horizontal Facility for the Western Balkans and Turkey
<b>Duration</b>	33 months (1 September 2016 – 24 May 2019)
<b>Partners and beneficiaries</b>	Ministry of Justice, Supreme Court, Constitutional Court, Appellate Courts, High Courts, Administrative court, Judicial Training Centre, Prosecutor Generals’ Office, Judicial Council, Bar Association, Law Universities, Montenegrin national Agent before the ECtHR
<b>Main objectives</b>	to improve the capacity of the judiciary to apply the ECtHR case-law on national level and to enable legal professionals to more effectively combat ill-treatment and impunity
<b>Expected outputs and results</b>	<ul style="list-style-type: none"> <li>- The capacity of the Judicial Training Centre to facilitate human rights trainings for legal professionals is strengthened;</li> <li>- judges and legal advisors of the national courts are able to better apply European human rights standards in their daily work;the institutional capacity of the Constitutional Court (CC) is enhanced towards better application of the ECtHR case law;</li> <li>- the capacity of the Judicial Training Centre (JTC) to train legal professionals on fighting ill-treatment and impunity is strengthened;</li> <li>- legal professionals (judges, prosecutors and lawyers) and the CSO activists are able to address more effectively issues of ill-treatment and impunity in line with the ECHR and the ECtHR case law;</li> <li>- public dialogue on prevention of torture and ill-treatment in places of deprivation of liberty is enhanced through increased engagement of the CSO sector;</li> <li>- strengthened capacity of the legal professionals toward coherent application of ECHR and ECtHR case law at the national level</li> </ul>
<b>Implemented or</b>	- assessment of the national courts’ application of the European

<p><b>planned activities</b></p>	<p>human rights standards (for the Supreme Court, Appellate Court, High and Basic Courts, Administrative Court) and preparation of a detailed plan of action;</p> <ul style="list-style-type: none"> <li>- development of training materials on the right to trial within a reasonable time and facilitation of training sessions using the newly developed training materials;</li> <li>- development of materials for judges, prosecutors, lawyers and CSO activists on the prohibition of torture and inhuman treatment and facilitation of training sessions using the newly developed training materials;</li> <li>- creation of national pool of trainers on newly developed courses;</li> <li>- facilitation of working group meetings of the Appellate, High and Basic courts on harmonisation of courts practice in line with the ECHR and ECtHR case law;</li> <li>- Constitutional Court's website modification to introduce the ECHR-based classification system;</li> <li>- CSO monitoring grants for obtaining an independent assessment of the situation in places of deprivation of liberty;</li> <li>- <b>legal clinics – enhancing practical knowledge of law students on ECHR standards;</b></li> <li>- <b>harmonisation of the courts' practices and national penal policies with a specific focus on implementation of the Istanbul Convention's provisions;</b></li> <li>- <b>reinforcement of regular courts' capacities taken in relation to effective remedies for length of proceedings;</b></li> <li>- <b>development of the web page of the Montenegrin national Agent before the ECtHR;</b></li> <li>- <b>placements of advisors to Montenegrin national Agent before the ECtHR to the Department for the Execution of Judgments of the European Court of Human Rights.</b></li> </ul>
----------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------