



DH-SYSC-II(2018)OJ2

31/08/2018

STEERING COMMITTEE FOR HUMAN RIGHTS
(CDDH)

COMMITTEE OF EXPERTS ON THE SYSTEM OF THE EUROPEAN
CONVENTION ON HUMAN RIGHTS
(DH-SYSC)

**DRAFTING GROUP ON THE PLACE OF THE
EUROPEAN CONVENTION ON HUMAN RIGHTS IN THE
EUROPEAN AND INTERNATIONAL LEGAL ORDER
(DH-SYSC-II)**

4th meeting

DRAFT AGENDA

Strasbourg, Agora building, room G02

Tuesday 25 (9:30) – Friday 28 September 2018 (End of the meeting: 13:00)

The agenda and the documents of the meeting are available on the website

www.coe.int/cddh

E-mail: DGI-CDDH-Reform@coe.int

	Reference documents concerning all items on the agenda
DH-SYSC(2018)01	Extract of the terms of reference given by the Committee of Ministers to the CDDH regarding the work of the DH-SYSC during the 2018–2019 biennium and relevant extracts of the CDDH meeting reports
DH-SYSC-II(2017)002	Context of the work of the DH-SYSC-II on the future Report of the CDDH
CDDH(2018)R89	Report of the 89 th CDDH meeting (19–22 June 2018)
DH-SYSC-II(2018)R3	Report of the 3 rd DH-SYSC-II meeting (3–5 April 2018)
CDDH(2017)R88	Report of the 88 th CDDH meeting (5–7 December 2017)
DH-SYSC(2017)R4	Report of the 4 th DH-SYSC meeting (9–10 November 2017)
DH-SYSC-II(2017)R2	Report of the 2 nd DH-SYSC-II meeting (20–22 September 2017)
CDDH(2017)R87	Report of the 87 th CDDH meeting (6–9 June 2017)
DH-SYSC(2017)R3	Report of the 3 rd DH-SYSC meeting (10–12 May 2017)
DH-SYSC-II(2017)R1	Report of the 1 st DH-SYSC-II meeting (30–31 March 2017)
CDDH(2015)R84 Addendum I	CDDH report on the longer-term future of the system of the European Convention on Human Rights
	Copenhagen Declaration
CDDH(2015)004	Brussels Declaration
CDDH(2012)007	Brighton Declaration
CDDH(2011)010	Izmir Declaration
CDDH(2010)001	Interlaken Declaration
DH-SYSC(2016)009	Decisions adopted at the 1252 nd meeting of the Deputies on the CDDH Report on the longer-term future of the system of the European Convention on Human Rights (30 March 2016)
CM/Res(2011)24	Committee of Ministers' Resolution on intergovernmental committees and subordinate bodies, their terms of reference and working methods
	ITEM 1: OPENING OF THE MEETING, ADOPTION OF THE AGENDA AND OF THE ORDER OF BUSINESS
DH-SYSC-II(2018)OJ2	Draft agenda
DH-SYSC-II(2018)OT2	Draft order of business

	ITEM 2: DISCUSSION ON, AND ADOPTION OF THE DRAFT CHAPTERS OF THEME 1 – CHALLENGE OF THE INTERACTION BETWEEN THE CONVENTION AND OTHER BRANCHES OF INTERNATIONAL LAW, INCLUDING INTERNATIONAL CUSTOMARY LAW
	Item 2.1: Subtheme i) – Methodology of interpretation by the ECtHR and its approach to international law
DH-SYSC-II(2018)14	Draft chapter of Theme 1, subtheme i) (Methodology of interpretation by the European Court of Human Rights and its approach to international law)
DH-SYSC-II(2018)18Rev	Comments on the draft chapters of Theme 1, in view of the 4 th DH-SYSC-II meeting
	Item 2.2: Subtheme ii) – State responsibility and extraterritorial application of the ECHR
DH-SYSC-II(2018)16	Draft chapter of Theme 1, subtheme ii) (State responsibility and extraterritorial application of the European Convention on Human Rights)
DH-SYSC-II(2018)18Rev (see above)	Comments on the draft chapters of Theme 1, in view of the 4 th DH-SYSC-II meeting
DH-SYSC-II(2018)08	Comments on the draft chapter of Theme 1, subthemes ii) and iii), in view of the 3 rd DH-SYSC-II meeting
DH-SYSC-II(2018)21	Contribution of the Registry of the European Court of Human Rights
DH-SYSC-II(2018)12	Notes of the presentation on Theme 1, sub-theme ii) (State responsibility and extraterritorial application of the European Convention on Human Rights) submitted by Professor R. Lawson, University of Leiden (Netherlands)
DH-SYSC-II(2018)04	Contribution for the preparation of the draft chapter of Theme 1, subtheme ii) by the Contributor, Mr M. Zwanenburg
DH-SYSC-II(2018)06	External voluntary contributions on Theme 1, subthemes ii) and iii) from two Italian universities
	Item 2.3: Subtheme iii) – Interaction between the resolutions of the Security Council and the ECHR
DH-SYSC-II(2018)17	Draft chapter of Theme 1, subtheme iii) (Interaction between the resolutions of the Security Council and the European Convention on Human Rights)
DH-SYSC-II(2018)18Rev (see above)	Comments on the draft chapters of Theme 1, in view of the 4 th DH-SYSC-II meeting

DH-SYSC-II(2018)08 (<i>see above</i>)	Comments on the draft chapter of Theme 1, subthemes ii) and iii), in view of the 3 rd DH-SYSC-II meeting
DH-SYSC-II(2018)06 (<i>see above</i>)	External voluntary contributions on Theme 1, subthemes ii) and iii) from two Italian universities
	Item 2.4: Subtheme iv) – Interaction between international humanitarian law and the ECHR
DH-SYSC-II(2018)15	Draft chapter of Theme 1, subtheme iv) (Interaction between international humanitarian law and the European Convention on Human Rights)
DH-SYSC-II(2018)18Rev (<i>see above</i>)	Comments on the draft chapters of Theme 1, in view of the 4 th DH-SYSC-II meeting
DH-SYSC-II(2018)13 (<i>available in French only</i>)	Notes of the presentation on Theme 1, sub-theme iv) (Interaction between international humanitarian law and the European Convention on Human Rights) made by Professor S. Touzé, Paris II Panthéon-Assas University (France)
DH-SYSC-II(2018)10 (<i>available in French only</i>)	Contribution for the preparation of the draft chapter of Theme 1, subtheme iv) (Interaction between international humanitarian law and the European Convention on Human Rights) by the Contributor, Professor A. Kovler
DH-SYSC-II(2018)11	External voluntary contribution on Theme 1, subtheme iv) (Interaction between international humanitarian law and the European Convention on Human Rights) by Professor Dr. I. Viarengo, and Dr. F. Favuzza, University of Milan (Italy)
	ITEM 3: DISCUSSION ON THEME 2 – CHALLENGE OF THE INTERACTION BETWEEN THE CONVENTION AND OTHER INTERNATIONAL HUMAN RIGHTS INSTRUMENTS TO WHICH THE COUNCIL OF EUROPE MEMBER STATES ARE PARTIES
DH-SYSC-II(2018)22	Notes on the draft chapter of Theme 2 (Challenge of the interaction between the Convention and other international human rights instruments to which the Council of Europe member States are parties) submitted by the Rapporteur, Ms Sofia Kastranta, in view of the 4 th meeting of the DH-SYSC-II
DH-SYSC-II(2018)20	Notes of the presentation on Theme 2 (Challenge of the interaction between the Convention and other international human rights instruments to which the Council of Europe member States are parties) submitted by Professor P. Pazartzis, University of Athens (Greece)
	ITEM 4: ORGANISATION OF FUTURE WORK
	Item 4.1: Revised planning
DH-SYSC-II(2018)19	Draft revised planning of the work of the DH-SYSC-II
	Item 4.2: Future invitees

ITEM 5: ADOPTION OF THE MEETING REPORT

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