

DISCIPLINARY PROCEEDINGS AND JUDICIAL ETHICS

HYBRID CROSS-BORDER TRAINING WORKSHOP FOR JUDGES, PROSECUTORS,
ATTORNEYS AND OTHER LEGAL PROFESSIONALS

Date 10–11 June 2024

Time 9.30–17.15 and 9.00– 13.00, CET

Host Scuola Superiore della Magistratura

Place: Naples, Castel Capuano + online

Programme

(draft version)

Monday, 10 June, 9.00–17.00

9:00 – 9:30 Registration

9.30 Welcome Address and Presentation of TRIIAL 2 project

Gabor Halmai | Professor, European University Institute and Project
Director, Centre for Judicial Cooperation

Representative of the SSM

9.45 Keynote speech: Disciplinary proceedings, rule of law and freedom of expression in the jurisprudence of the ECtHR (hybrid session)

Moderator: Gabor Halmai | Professor, European University Institute and Project
Director, Centre for Judicial Cooperation

Speaker: Raffaele Sabato | Judge at the European Court of Human Rights

10:30 Break

11.00 – 12.30 Roundtable Session I: Ethical Responsibilities in the Courtroom Association as Individual Rights of Judges and Other Legal Professionals (hybrid session)

This roundtable will discuss the ethical responsibilities of legal practitioners during court proceedings, as well as judicial ethics and accountability between Italy and Europe

Moderator: Valeria Piccone | Judge, Italian Court of Cassation

11.30 Ethical Responsibilities of Prosecutors

Pasquale Fimiani, Attorney General, Supreme Court, Italy

11.50 Ethical Responsibilities of Judges

Marc De Werd, Court of Appeal, Netherlands, CCJE

12.10 Ethical Responsibilities of Administrative Judges

Marco Lipari President of Division, Council of State

12.30 Discussion

12.45 Lunch break

Adjudicating Disciplinary Cases: Hypothetical Case Scenario I

14.00 Hypothetical Case: Introductory presentation

Marta Achler | member of TRIIAL 2 | Research Fellow, Centre for Judicial Cooperation and OSCE expert

14.15 Discussion in Four Parallel Working Group Sessions

15.15 Conclusions of the Working Groups in the Plenary Session

15.30 Break

Panel: Freedom of Expression of Judges and Prosecutors and Legal Ethics (online)

Moderator: Madalina Moraru | Member of TRIIAL 2 | Associate Professor, University of Bologna and Centre for Judicial Cooperation

16.00 Judicial Ethics with special emphasis on Freedom of Expression

Nina Betetto Judge Supreme Court of Slovenia | member of the CCJE

16.20 Legal Ethics in and outside of the Courtroom

Scott L. Cummings | Robert Henigson Professor of Legal Ethics, UCLA

16.40 Freedom of expression of judges on social networks

Pierpaolo Gori | Italian Court of Cassation, and
Oresto Pollicino | Professor, Bocconi University

17.00 Discussion

17.15 End of First Day

Tuesday, 11 June 9.00-13.00

9.00-9.45 Keynote speech: European Legal Standards on disciplinary and ethical cases (online)

Moderator: Gianadrea Chiesi | Scuola Superiore della Magistratura

Speakers: Edith Zeller, Judge at the Administrative Tribunal of Vienna and former president of the AEAJ (online)

Gualtiero Michelini, Judge, Italian Court of Cassation, Former President of Medel

9.30 Discussion

9.45 Conducting Ethical Investigations: Hypothetical Case II:

Marcella Feri | member of TRIIAL | Faculty of Law, University of Florence

Discussion in Four Parallel Working Group Sessions

10.45 Conclusions of the Working Groups in the Plenary Session

11.00 Break

11.30 – 13.00 Roundtable Session II : Judicial ethics and accountability: a comparative overview

Moderator: Marta Achler | Member of TRIIAL 2 | Research Fellow, Centre for Judicial Cooperation and OSCE expert

Giuliana Civinini | President of the WG Cepej or

Pasquale Serrao D'Aquino | Judge, Italian Court of Cassation

Canolic Mingorance| President of Tribunal, Andorra and member CCJE

13.00 End of Second Day



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