Programme

Criminal law protection of the European Union’s financial interests: a shared constitutional responsibility of the EU and its Member States?

Conference on the Commission Proposal on the Establishment of European Public Prosecutor’s Office (EPPO)

T.M.C. Asser Instituut
The Hague (NL)

6 September 2013
9:00 – 9:25  REGISTRATION

9:25 – 9:30  Welcoming remarks by Ms Ann O’Brien, Executive Director T.M.C. Asser Instituut

9:30 – 9:40  Welcoming remarks by Ms Marjolein de Jong, Vice-Mayor of the City of The Hague.

9:40 – 9:50  Opening Speech by Mr Leendert Erkelens, Research Fellow T.M.C. Asser Instituut.

9:50 – 10:20  Key Note Speech by Ms Michèle Coninsx, President of Eurojust.

10:20 – 11:20  Session I The Commission Proposal: an Extended Arm or a Two-headed Dragon?
  Moderator:  Mr Jan Watse Fokkens, Prosecutor General at the Supreme Court of The Netherlands.
  Speakers:  
  1. Ms Vera Alexandrova, Policy Officer, DG Justice, European Commission – “Presentation of the Commission proposal”.
  2. Dr. Kai Lohse, Senior Public Prosecutor, Head of Unit EU-Affairs, Federal Public Prosecutor of Germany - “Issues of Conferral, Subsidiarity, and Proportionality”.
  3. Prof. Dr. André Klip, Professor of Criminal Law, Criminal Procedure and International Criminal Law, Maastricht University - “The Choice of Model: How Workable is the Proposal?”.

11:20 – 11:40  COFFEE BREAK

  Moderator:  Prof. Dr. Martin Böse, Professor of Criminal Law and Criminal Procedure, University of Bonn.
  Speakers:  
  1. Prof. Dr. Katalin Ligeti, Professor of European and International Criminal Law, University of Luxembourg - “Which Common Rules Are Indispensable?”.
  2. Dr. Jan Inghelram, Legal Secretary Court of Justice EU - “Search and Seizure Measures and their Review”.
  3. Prof. Arjen Meij, former Judge General Court of the EU, Visiting Professor of European Litigation, University of Luxembourg, Research Fellow T.M.C. Asser Instituut - “Structural Issues of Pre-trial Investigation and Judicial Review”.

12:40 – 13:40  LUNCH
13:40 – 14:40  
**Session III: From Eurojust to EPPO: a reversal of constitutional perspective?**

*Moderator:*

Mr Hans Nilsson, Head of Unit, Fundamental Rights and Criminal Justice, General Secretariat of the Council of the EU.

*Speakers:*

1. **Mr Bernardus Smulders**, Director Legal Service European Commission - “The Constitutional Relationship between Articles 85 and 86 TFEU”.

2. **Dr. Jorge Ángel Espina Ramos**, Prosecutor at the International Cooperation Section of the Technical Secretariat of the General Prosecutor’s Office of Spain – “Constitutional Issues of Multilevel Prosecution by EPPO from a Member States’ Perspective”.

3. **Prof. Dr. Anne Weyemberg**, Professor of European Criminal Law, Institut d ’Etudes Européennes, Université Libre Bruxelles, - “Constitutional Issues of Multilevel Prosecution by an EPPO from a Union Perspective”.

14:40 – 15:00  
**TEA BREAK**

15:00 – 16:00  
**Session IV How feasible is enhanced cooperation for EPPO?**

*Moderator:*

Mr Igor Dzialuk, Prosecutor at the Polish National Prosecutor Office, Member of the Polish Criminal Law Codification Commission, former Undersecretary of State at the Ministry of Justice of Poland.

*Speakers:*

1. **Mr Julian Schutte**, former Director at the Legal Service of the General Secretariat of the Council of the EU - “Establishing Enhanced Cooperation under Article 86 TFEU”.

2. **Prof. Steve Peers**, Professor of EU Law at the University of Essex - “Pitfalls of EPPO Jurisdiction between Non-participating EU Member States and Third Countries”.

3. **Dr. Szymon Pawelec**, Warsaw University - “Implications of Enhanced Cooperation for EPPO Model and its Functioning”.

16:00 – 17:00  
**FORUM discussion: Legal and policy perspective of the Commission proposal.**

*Moderator: Mr Hans Nilsson*, Head of Unit, Fundamental Rights and Criminal Justice, General Secretariat of the Council of the EU.

*Forum Members: the session moderators* together with:

1. **Ms Catherine Deboyser**, Head of Legal Service of Eurojust.

2. **Dr. Lothar Kuhl**, Head of Policy Development Unit, OLAF.


17:00 – 18:00  
**RECEPTION**