



Annual Conference on Countering Terrorism in the EU 2017

Tools and Challenges

Trier, 23-24 November 2017

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EXPERTISE

**Criminal
Law**



Speakers

David Bénichou*, Examining Magistrate, Section for Investigations of Criminal Cases, Counter-terrorism and Violations of State Security, Court of First Instance, Paris

Jeroen Blomsma, Policy Officer, Terrorism Financing Entity, Terrorism and Radicalisation Unit, DG Migration and Home Affairs, European Commission, Brussels

Ramin Farinpour, Senior Lawyer, Course Director, European Criminal Law Section, ERA, Trier

Nils Hänninger, Director, Division for Police Issues, Ministry of Justice, Stockholm

Philippe de Koster, Director, Belgian Financial Intelligence Processing Unit (FIU-CTIF-CFI), Brussels

Michal Nešpor, Policy Officer, Freedoms and Justice Department, EU Agency for Fundamental Rights (FRA), Vienna

Sabrina Noel, Federal Magistrate, Terrorism Section, Federal Prosecution Service, Brussels

Florentino-Gregorio Ruiz Yamuza, Senior Judge, Appeal Court of Huelva; Member of the Spanish Judicial Network for International Cooperation in Criminal Matters

Ana Salinas de Frias, Professor of Public International Law, EU Law and International Relations, University of Málaga

Andrew Silke*, Professor, Head of Criminology/Director of Terrorism Studies, School of Business and Law, University of East London

Sir John Saunders, Vice Chairman of the Parole Board for England and Wales; former High Court Judge, London

Karl-Fred Völlmecke, Specialist, European Counter Terrorism Centre (ECTC), Europol, The Hague

Fabian Ziegler, Assistant National Member for Germany, Member of the College Counter-terrorism Team, Euojust, The Hague

Speaker*, Guardia Civil, Madrid

Speaker*, European Internet Forum, Brussels

*invited

Key topics

- Actions implemented since the adoption of EU Directive (EU) 2017/541 on combating terrorism, especially in relation to terrorist offences, offences related to terrorist groups and activities, as well as specific measures of protection and assistance to victims of terrorism
- Measures to improve cross-border cooperation in relation to the exchange of information, investigations, arrests and prosecutions
- Dealing with radicalised individuals and foreign fighters
- Latest developments regarding the EU Action Plan for strengthening the fight against terrorist financing, money laundering and asset recovery
- Counter-terrorism and human rights in the case law of the European Court of Human Rights.

Language: English

Event number: 317R21

Organiser: Ramin Farinpour, ERA



With the support of the Erasmus+
programme of the European Union

Thursday, 23 November 2017

08:30 Arrival and registration of participants

09:00 **Welcome and introduction**
Ramin Farinpour

I. THE EU'S ACTION FRAMEWORK TO COUNTER TERRORIST FINANCING

Chair: Ramin Farinpour

09:10 **The EU Action Plan for strengthening the fight against terrorist financing, money laundering and asset recovery within the wider context of countering terrorism – implementation progress and the Commission's newest legislative proposals:**

- Proposal for a regulation on the mutual recognition of freezing and confiscation orders
- Proposal for a directive on countering money laundering by criminal law
- Proposal for a regulation on cash controls

Jeroen Blomsma

09:45 **Countering terrorist financing in practice – latest criminal and law enforcement developments from a Financial Intelligence Unit's perspective:**

- Working within the latest EU and international legislative developments
- Challenges faced in cooperation at national and cross-border level with law enforcement, judicial and other authorities

Philippe de Koster

10:15 Discussion

10:45 Coffee Break

II. COUNTER-TERRORISM AND HUMAN RIGHTS

Chair: Ramin Farinpour

11:15 **Upholding fundamental rights whilst countering terrorism in the EU: the growing importance of a rights-based approach in addressing security challenges**
Michal Nešpor

11:45 **European Court of Human Rights case law and counter-terrorism:**

- Individual liberties and the fight against radicalisation
- Detaining terrorism offenders and judging terrorist suspects

Ana Salinas de Frias

12:15 Discussion

12:45 Lunch

III. LAW ENFORCEMENT CHALLENGES IN COUNTERING TERRORISM

Chair: Jeroen Blomsma

13:45 **Update on the work of Europol's Counter Terrorism Centre (CTC) and its role in assisting Member States:**

- Latest findings from the EU Terrorism Situation and Trend Report (TE-SAT)
- Focal Points dealing with foreign fighters, Islamist terrorism, weapons and explosives
- Assistance with protecting external borders (hotspots and fraudulent documents), tracking and seizing terrorists' financial assets and other sources of illicit gains (cultural goods, wildlife trafficking)
- Working with IP providers and social media in taking down violent content online (Internet Referral Unit)

Karl-Fred Völlmecke

14:00 **Dealing with radicalisation and violent content online in practice: the work of the internet industry in detecting and removing online terrorist content, supporting law enforcement and judicial authorities and empowering civil society to increase alternative narratives online**
Speaker, European Internet Forum

14:30 **Law enforcement actions from a national perspective when dealing with terrorism in light of the most recent attack in Spain:**

- Strengthening national provisions, multi-agency and cross-border cooperation and the exchange of information
- Dealing with the dissemination of jihadist terrorist propaganda, provoking and recruitment material online
- Dealing with (suspected) foreign fighters wanting to leave and return
- Protecting the rights of victims of terrorism

Speaker, Guardia Civil

15:00 Discussion

Objective

This annual conference will analyse the latest developments in the European Union's response to the threat of terrorism, with a focus on the follow-up to the adoption of EU Directive 2017/541 on combating terrorism, the ongoing implementation of the European Agenda on Security, as well as the European Commission's latest proposals to tackle violent radicalisation leading to terrorism, terrorist financing and the freezing of assets.

Who should attend?

Defence lawyers, law enforcement officers, ministerial officials, judges, prosecutors and other NGOs.

What participants said about last year's seminar

...abundance of information and materials

...very good, efficient schedule; time for asking questions and for discussing on the topic

...relationship academics – professionals

...conference exceeded my expectations; very practical and well organised

...wide selection and high level of speakers and relevance of topics

Your contact persons



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15:30 Coffee break

IV. JUDICIAL CHALLENGES IN COUNTERING TERRORISM

Chair: Ramin Farinpour

16:00 **Updating the national legal code to keep pace with the changing threat: the example of Sweden within the context of travelling for the purpose of terrorism, supporting such travel, passive training, aiding, abetting, inciting and attempting terrorist acts and the Stockholm attack 2017**
Nils Hänninger

16:30 **Challenges from the point of view of a judge:**

- Admissibility of e-evidence and evidence gathered abroad
- Foreign fighters and returnees
- Alternative sentences and possible rehabilitation of foreign fighters
- Victims' assistance

John Saunders

17:00 **Prosecutorial challenges within the context of the latest string of attacks in France:**

- Domestic and cross-border multi-agency cooperation
- Surveillance
- Online incitement and recruitment
- Weapons trafficking

David Bénichou

17:30 Discussion

18:00 End of first day

19:00 Guided tour of the city of Trier and dinner

Friday, 24 November 2017

09:00 **Investigating and prosecuting aspects of terrorist activity:**

- Minors and women as terrorist fighters
- Recruitment for terrorism
- Terrorist financing
- Mutual legal assistance and spontaneous exchange of cross-border information

Sabrina Noel

09:30 **Update on Eurojust's role in assisting with cross-border criminal justice investigations and mutual legal assistance:**

- The Terrorism Convictions Monitor and the need for better data
- Foreign fighters; assisting with the investigation and freezing of terrorist assets and other illicit gains (cultural goods, wildlife trafficking)
- Spontaneous exchange of information and cross-border (e-)evidence
- Facilitating judicial cooperation with third countries

Fabian Ziegler

10:15 Discussion

10:45 Coffee break

V. DEALING WITH RADICALISATION IN DETENTION

Chair: Ramin Farinpour

11:15 **An overview and comparison of sentencing practices and prison regimes across the EU: does one affect the other?**
Andrew Silke

11:45 **Preventing and countering Islamic radicalisation in prisons through restorative justice**
Florentino-Gregorio Ruiz Yamuza

12:15 Discussion

12:45 Light lunch and end of conference

For programme updates: www.era.int
Programme may be subject to amendment.

Discover Trier

Discover Trier, built on centuries of history and surrounded by diverse culture. Experience what inspired the Romans, immerse yourself in the city's rich and varied history, or simply take a stroll and soak up the atmosphere. Explore some of the main attractions and landmarks and visit the Porta Nigra, the Cathedral of Saint Peter and Constantine Basilica to name but a few.

CPD

ERA's programmes meet the standard requirements for recognition as Continuing Professional Development (CPD). This event corresponds to 10 CPD hours.

Save the date

Annual Conference on EU Criminal Justice 2017
23-24 October 2017

Countering Migrant Smuggling
30 November – 1 December 2017

e-Learning courses

The Case Law of the CJEU for Criminal Law Practitioners: 10 Key Questions

Specialised e-learning course

This e-learning course answers 10 key questions on the general principles of EU law as applied by the CJEU to criminal justice and its interpretation of concepts of substantive and procedural criminal law.

The European Arrest Warrant: 10 Key Questions for Defence Counsel

Specialised e-learning course

This e-learning course answers 10 key questions on the role of the defence lawyer in European Arrest Warrant (EAW) proceedings. Each answer provides the reader with a structured overview of the topic as well as detailed information regarding relevant instruments and cases.

More information:
www.era.int/elearning