


**In Cooperation with National Center for State Courts USA  
and The International Organization for Judicial Training**

**Supported by  
David Berg Foundation**

  
**University of Haifa  
Faculty of Law**



**Israel Ministry of Foreign Affairs**

# **The INTERNATIONAL ACADEMY for JUDGES**

**at The University of Haifa, Faculty of Law  
Summer Workshop  
July 13th to July 31th 2015**

## The INTERNATIONAL ACADEMY for JUDGES

The International Academy for Judges was established to support the professional development of the judiciary and to engage in research related to judging and the judiciary. The Academy is planning to create and develop a cadre of professional judges and scholars that will be able to systematically research and inform discourse on professional judging and produce scholarly and policy recommendations. By doing so, the Academy will respond to urgent needs at the intersection of legal practice and academic scholarship.

One of the main activities of the academy is an annual three-weeks workshop exclusively geared for judges from around the world in which three courses will be offered. The courses will be taught by top academics and judges, creating a forum in which the participating judges would be able to share their national experiences with fellow judges and the instructors. This would present a rare opportunity to get a taste of contemporary academic legal discourse and analysis. In addition a weekend workshop of international & national Judges will be offered to the participants.

## Academic Directors

**Prof. Amnon Carmi**, a former judge, is a Professor (emeritus) at the Faculty of Law and the former Secretary-



General of the International Organization for Judicial Training (IOJT). Among other numerous international appointments, he was the President of The World Association for Medical Law, the Editor-in-Chief of Medicine and Law, International journal and of International Medicolegal Library and holds a UNESCO Chair in Bioethics.

**Prof. Eli M. Salzberger**, the former Dean of the University of Haifa Faculty of Law and a prominent expert



on legal theory and the study of the judiciary. He was the President of the European Association of Law and Economics, and was a member of the board of directors of the Association for Civil Rights in Israel and the public council of the Israeli Democracy Institute.

## The University of Haifa Faculty of Law

The Faculty of Law at the University of Haifa is one of Israel's leading law schools. It was founded upon an interdisciplinary philosophy of academic studies, focusing on public law, human rights and civil rights, and developing cutting-edge research areas such as Law and Technology, Law and Economics, Law and Society, Law, Health and Ethics (Unesco Chair) and Empirical Legal Studies. The Law Faculty offers a wide variety of boutique programs specializing in global legal education, including specialized Master's programs for international students, Master's programs in Law and Health, Adjudication and Criminal Procedure; a joint Master's program with the University of Ottawa, An Erasmus Mundus Master's program in Law and Economics (in cooperation with other European universities) and an International Master's program in Patent Law, in collaboration with the World Intellectual Property Organization (WIPO).

The Faculty of Law has developed an expertise in the academic training of judges. Since 2004 the Faculty has been running a successful, one-of-a-kind Master's program for Israeli judges in cooperation with the Institute of Israeli Advanced Judicial Studies. More than 15 percent of all judges in Israel have already graduated from this unique LL.M program.

# The Summer Workshop

**Dates: 13<sup>th</sup> July–31<sup>th</sup> July, 2015**

## **Academic Program**

**120 academic hours in a degree track towards an LL.M degree or in a certificate track.**

**Three courses will be offered:**

### **Psychology and Law**

**(Coordinator: Prof. Amnon Carmi, Faculty of Law, University of Haifa and Co-Director, The International Academy for Judges)**

The course on Psychology and Law will cover various aspects concerning the meeting place of both disciplines. The course will deal inter-alia with the following topics:

The psychological aspects of the judicial decision-making process, psychic motives that take part in the creation of legal considerations, psychological elements concerning the evaluation of different sorts of evidence, and psychological analysis of written judgements.

### **Law and Religion: Israeli Family Law in Comparative Perspective**

**(Coordinator: Prof. Yehiel Kaplan, Faculty of Law, University of Haifa)**

The course will focus on different aspects of Israeli family law in comparative perspective. They will include the following topics: The Relations Between State and Religion: Law in the books vs. Law in Action; The Israeli Family Court - Judicial and Therapeutic, Involving and Protecting; Approaches to Division of Property-A Comparative Analysis of Israeli and Western Legal System; Custody, Visitation Rights and Relocation, International Child Abduction; Child Support; Hague Convention on International Recovery of Child Support; Issues Related to Domestic Adoption and Inter-Country Adoption; Jewish Law in Family Law in Israel; Marriage and Obligations Inherent in Marriage in Israel and International Law; Law and Religion in Family Courts and Religious Courts in Israel; Divorce in Jewish Law, Family Law in Israel and in International Law.

### **Principles of Criminal Law, in Comparative Perspective: Anglo-American v. European- Continental Law**

**(Coordinator: Dr. Khalid Ghanayim, Faculty of Law, University of Haifa)**

The course will address the general principles of criminal law and few particular offences, in comparative perspectives: Anglo-American v. European-Continental law. It will examine the role of criminal law, the legally protected interest as the legitimate basis for the existence of criminal offence; the principle of culpability and the role of the mental element in the offence; the transferred malice; strict liability; the vicarious liability and the criminal liability of corporations; the various kinds of participants committing an offence; the definitions of the criminal defenses and the distinction between justification and excuse, and its implications: such as self-defense (Notwehr), necessity (Notstand), duress (Noetigungsnotstand), justification (Handeln auf Befehl), drunkenness (Zurechnungsunfaehigkeit), mistake of law (Verbotsirrtum), putative defenses (Erlaubnistatbestandsirrtum und Erlaubnisirrtum),

and de minimis; the rationales and justifications of the defenses, such as a person's constitutional right to State protection of fundamental rights, the theory of defending the personal autonomy (Kant), defense the socio-legal order (Hegel), utility (Bentham), the balancing interests, psychological pressure (psychologischer Zwang-Feuerbach), legal vacuums (Fichte), the absence of a reasonable expectation of lawful conduct (Unzumutbarkeit normgemaessen Verhalens), and the theory of the diminished anti-sociality of the act and the diminished culpability of the actor (Unrechts - und Schuld-milderung), as well as defenses of absence of culpability; the impact of constitutional law upon the substantive criminal law. The offences of incitement to violence, racial incitement, sedition, defamation, and the homicide offences.

### Certificate and Academic Credits

Participants will have the choice to opt for a certificate track or an academic track. In the latter, successful completion of the courses will award 10 academic credits toward an LL.M degree from the University of Haifa.

### Social program and ex-curriculum events

- Day trip to Jerusalem, including a visit to the Supreme Court.
- A joint colloquium with the Ministry of Foreign Affairs.
- Evening lectures and meetings with senior jurists.

### Accommodation

Rooms will be offered either at the University of Haifa's beautiful mountaintop campus or at a Haifa city hotel (additional charge).

### Costs and Scholarships

The total cost of the program is (USD) 6,000 including tuition, accommodation on campus, lunches, social events, and academic materials. **Partial Scholarships are available.**

Registration will be open on February 15<sup>th</sup> 2015. We operate a rolling admission procedure, as well as scholarships allocation, until the program has filled its places and scholarship funds are allocated.

**For further details & registration**

**Judgesac@univ.haifa.ac.il**

**<http://weblaw.haifa.ac.il/en/JudgesAcademy>**