



The International Organization for Judicial Training welcomes the Faculty of Law at the University of Haifa on the initiative of establishing the International Academy for Judges



University of Haifa
Faculty of Law

in cooperation with



INTERNATIONAL CENTER for
ETHICS, JUSTICE, and PUBLIC LIFE
Brandeis University

The INTERNATIONAL ACADEMY for JUDGES

at

The University of Haifa Faculty of Law

Summer workshop

July 15th to August 3rd 2012

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

Professor 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.



Professor 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 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: 15th July–3rd August, 2012

Academic Program

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

Teaching staff includes leading experts and legal scholars from around the world, among them: **Professor Aharon Barak** (Former President of the Israeli Supreme Court), **Professor Yochai Benkler** (Harvard Law School), **Professor Irvin Cotler** (Former Minister of Justice in Canada), **Professor Dieter Grimm** (Former judge of the German Constitutional Court and Humboldt University), **Professor Neil Netanel** (UCLA Law School), **Justice Eliezer Rivlin** (Deputy President of the Israeli Supreme Court) and **Professor Joseph Weiler** (NYU Law School).

Three courses will be offered:

Comparative Constitutional Law I

(Coordinator: **Dr. Amnon Reichman, The Faculty of Law, University of Haifa**)

Is comparing constitutional jurisprudence across jurisdictions a legitimate exercise of interpretation, or does it run afoul of basic democratic principles? Is learning – and borrowing – from constitutional doctrine developed in other jurisdictions a part of the jurist's duty, or does it undermine domestic sovereignty? And if legitimate, what practical and theoretical lessons that can be drawn from the different constitutional schemes modern systems adopt?

The course in comparative constitutional law will offer an opportunity to examine and critically evaluate the different theories explaining and justifying the comparative project – its potential strength and possible limits – in an era where the processes of globalization confront the challenges posed by the forces of localization. It will also delve into substantive constitutional law, by examining constitutional-rights jurisprudence, as well as matters related to separation of powers. Special attention will be paid to the jurisprudence (and role) of supra-national courts, especially in the context of the European Union, compared to the jurisprudence (and role) of Supreme Courts in federal systems (such as the United States, Canada and Germany).

More specifically, the course will examine the various justifications of judicial review, the content and scope of protected rights, and the various techniques of limitations of rights. Theories related to the judicial role in federalism and the relations between the three branches of government will also be discussed. The course will situate the case-law and legal doctrine in its institutional context, and examine the range of designs through which judicial review is exercised and «foreign law» treated.

Law, Medicine and Bioethics

(Coordinator: **Prof. Amnon Carmi, Director of the International Center of Health, Law and Ethic, Faculty of Law, University of Haifa and UNESCO Chair in Bioethics**).

Judges and other jurists have to make various decisions related to health care and medical issues. Many of these legal decisions are based on ethical values in addition to positive law. Moral experience is universal, but some moral perceptions and legal judgments vary. A better understanding of the relationship between law, ethics and medical practice is required.

In their development through history, the disciplines of ethics and medical law that are founded on the ideas of duty and obligation, on the one hand, and freedoms and rights, on the other, have known different approaches. The course will offer an opportunity to examine and critically evaluate the different ethical and legal concepts in order to capture the valuable insights of many of these approaches.

Special attention will be paid to the phenomenon of patients' rights, especially in the context of health care. More specifically, the course will examine various aspects of medical paternalism and judicial imperialism, the content and scope of informed consent, confidentiality rules, end of life dilemmas, as well as additional issues such as medical research, human genome project, assisted reproduction, vulnerable patients, malpractice and risk management, and benefit and harm considerations. The new technologies that are currently introduced to clinical practice require courts and legislators to reconsider certain rationales underlying the existing regulatory framework. The UNESCO Universal Declaration on Bioethics and Human Rights will be thoroughly discussed throughout the course.

Law, Media, and Information Technology

(Coordinator: Prof. Niva Elkin-Koren, Faculty of Law, University of Haifa)

Information technologies destabilize fundamental legal concepts, requiring courts and legislators to reconsider certain rationales underlying the existing regulatory framework. Information technologies further challenge the dominance of law, the existing territorial structure of the legal system and the tenets of international law. Mass media and social networks are also affecting the courtroom and the legal proceedings. As new technologies are introduced into the courtroom on a wider scale, insulating the courts from public opinion becomes ever more difficult. This course will explore the interaction between law and information technology, covering issues such as how existing doctrines adapt to the challenges raised by new technologies? How the judiciary is affected by the media? How to facilitate transparency, access to court records and access to legal proceedings and at the same time guarantee the right to a fair trial and the privacy of litigants in the new information age. The course will examine the legal responses to emerging information technologies, and look at how different legal regimes shape technological development, business models, social relations, political structures and legal proceedings.

Haifa Global Judicial Colloquium (coordinated by the International Center for Ethics, Justice, and Public Life of Brandeis University)

Judges at the 2012 International Academy for Judges are invited to participate in an intensive weekend colloquium bringing together domestic and international judges. This colloquium will provide the opportunity for judges serving in a variety of jurisdictions to discuss issues related to the increasing interconnectedness of law and judicial practice across the globe. Participants will include International judges representing a number of institutions, including the European Court of Human Rights, the International Court of Justice, and the International Criminal Court.

The Haifa Global Judicial Colloquium is a collaborative program of the University of Haifa Faculty of Law and the International Center for Ethics, Justice, and Public Life of Brandeis University in the United States. Brandeis University has a long experience in organizing judicial gatherings for both international and domestic judiciaries (For more information, visit <http://www.brandeis.edu/ethics/internationaljustice/index.html>).

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

- ❑ Day trips to Jerusalem, including a visit to the Supreme Court; and to the holy sites in the Galilee and the North of Israel.
- ❑ Festive opening dinner and concluding gala dinner.
- ❑ 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)5500, including tuition, accommodation on campus, lunches, social events, and academic materials. **Full and partial Scholarships are available.**

For further details & registration: Judgesac@univ.haifa.ac.il <http://weblaw.haifa.ac.il/en/JudgesAcademy>