



ОБЯВЛЕНИЕ

за набиране на кандидати за участие в обучение

За изпълнението на проект „НИП – модерна институция за съдебно обучение” по Оперативна програма „Добро управление”, Националният институт на правосъдието набира кандидати за участие в годишен семинар на тема „Европейска заповед за арест“ – код **EIPA 05**.

Обучението се организира от **Европейския институт за публична администрация** и ще се проведе в **Люксембург** в периода **16 – 17 май 2022 г.**

Работният език на обучението е английски.

За участие в обучението могат да кандидатстват магистрати, съдебни служители и служители на разследващите органи по НПК, чиито служебни задължения са относими към темата.

Заявяването за участие се извършва електронно чрез системата [ИСУПО](#) в срок до **15 април 2022 г. до 17.00 часа**.

Класираните кандидати ще бъдат обявени на интернет страницата на НИП в раздел „НИП – модерна институция за съдебно обучение - проект ОПДУ” към подраздел „Обучения и учебни посещения в Европа“ (<http://nij.bg/Articles/Articles.aspx?lang=bg-BG&pageid=2952>).

Разходите за международен транспорт, дневни, хотелско настаняване и такса за участие на българските участници се поемат в рамките на проект „НИП – модерна институция за съдебно обучение” по Оперативна програма „Добро управление”, по договор № BG05SFOP002-3.006-0002-C01 финансиран по Оперативна програма „Добро управление”, съфинансирана от Европейския съюз чрез Европейския социален фонд.

Одобрените кандидати следва да декларират, че са запознати с противоепидемичните мерки в страната-домакин и поемат отговорност за рисковете, свързани с вероятността от евентуално заболяване от COVID-19 и последиците от това по време на пътуването и престоя си в чужбина. Разходите за PCR и / или антигенни тестове преди и по време на пътуването са за сметка на участника.

Участниците организират самостоятелно своето пътуване и хотелско настаняване за периода на обучението.

Лица за контакт:

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Програма на обучението

The European Arrest Warrant – An Essential Update for Practitioners

16/05/2022 - 17/05/2022

Location: Luxembourg

Monday 16 May 2022

08.30 **Registration of participants**

09.00 **Welcome and introductions**

09.15 **Admissibility of a request for a preliminary ruling by an issuing judicial authority**

C-268/17, AY, Case C-649-19, Spetsializirana prokuratura (Déclaration des droits)

Short presentation followed by a panel discussion

Petra Jeney, Senior Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

Catherine Warin, Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

10.15 Coffee break

10.30 **Content and validity of the EAW: requirements as to the lawfulness of the EAW – focusing on the underlying national warrant**

C-414/20 PPU, MM, Case C-648/20 PPU, PI, *Short presentation followed by a panel discussion*

Petra Jeney, Senior Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

Catherine Warin, Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

11.30 Coffee break

11.45 **Content and validity of the EAW: requirements as to the lawfulness of the EAW – focusing on the issuing judicial authority**

Joined Cases C-508/18, OG, and C-82/19 PPU, PI, C-509/18, PF, C-489/19 PPU, NJ, Joined Cases C-566/19 PPU, JR, and C-626/19 PPU, YC, Case C-625/19 PPU, XD, C-627/19 PPU, ZB, Case C-510/19, Openbaar Ministerie (Faux en écritures), Joined Cases C-354/20 PPU and C-412/20 PPU, Openbaar Ministerie (Indépendance de l'autorité judiciaire d'émission) Short presentation followed by a panel discussion

Petra Jeney, Senior Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

Catherine Warin, Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers



13.00 Lunch

14.00 In absentia trials and the EAW

Discussion of recent CJEU case law (C-270/17 Tupikas, C-271/17 Zdziaszek and C- 571/17 Ardic C-416/20 PPU, Generalstaatsanwaltschaft Hamburg) Short presentation followed by a panel discussion

Petra Jeney, Senior Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

Catherine Warin, Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

15.00 Coffee break

15.15 Case study

16.15 End of the first day

Tuesday, 17 May 2022

08.30 Registration of participants

09.00 Welcome and introductions

09.15 Intersections of fundamental rights and the EAW, with special reference to detention conditions

Discussion of national judicial practices after the C-404/15 and C-659/15 PPU Aranyosi and Căldăraru, C-220/18 PPU ML and C-128/18 *Dorobantu* cases, and prison conditions in the issuing MS affecting the EAW surrender procedure Short presentation followed by a panel discussion

Petra Jeney, Senior Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

Catherine Warin, Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

10.15 Coffee break

10.30 Intersections of fundamental rights and the EAW, with special reference to fair trial

Discussion of national judicial practices after the C-216/18 PPU LM and C-354/20 PPU and C-412/20 PPU *L and P* cases, independence of the issuing judicial authority affecting the EAW surrender procedure Short presentation followed by a panel discussion

Petra Jeney, Senior Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

Catherine Warin, Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

11.30 Coffee break

11.45 Execution of a custodial sentence where the requested person is staying, is a national or a resident of the executing MS

Discussion of national practices in relation to Article 4 (3) EAW refusal to execute an EAW if it has been issued for the purposes of the execution of a custodial sentence or detention order where the requested person is staying in, or



is a national or a resident of, the executing Member State and that state undertakes to execute the sentence or detention order in accordance with its domestic law. C-579/15, *Popławski*, Judgement of 29 June 2017 (*Popławski I*); case C-514/17, *Sut. C-573/17, Popławski*, Judgement of 24 June 2019 (*Popławski II*). Short presentation followed by a panel discussion

Petra Jeney, Senior Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

Catherine Warin, Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

13.00 Lunch

14.00 **Extradition requests from third countries and the EAW**

Discussion of the consequences of the C 182/15 *Petruhhin* judgement with a view to the Case C-191/16, *Pisciotti*, Case C-897/19 PPU, *Ruska Federacija*, Case C-398/19, *Generalstaatsanwaltschaft Berlin (Extradition vers l'Ukraine)*

Short presentation followed by a panel discussion

Petra Jeney, Senior Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

Catherine Warin, Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

15.00 Coffee break

15.15 **Experiences regarding the urgent preliminary reference procedure**

Panel discussion *Petra Jeney*, Senior Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers *Catherine Warin*, Lecturer, EIPA Luxembourg – European Centre for Judges and Lawyers

16.15 Wrapping up

17.00 **Evaluation and the end of the course**
