|  |
| --- |
| **TAIEX Workshop on Rights of Accused in criminal Proceedings under the EU Directives**  |
| **organised in co-operation with** |
| NORTH MACEDONIA / Academy for judges and public prosecutors |

|  |
| --- |
| **tbc 2021****Venue:** |
| Video Tele Conference |

|  |
| --- |
| **Beneficiary:** |
| North Macedonia |

JHA 67155

Organised and funded by the

**Technical Assistance and Information Exchange Instrument**

of the European Commission



|  |
| --- |
| **Aim of the Workshop:** |
| The aim is introducing the participants with the latest planned law modifications, as well as the EU directives for procedural rights of the accused in the criminal procedure. The right of the accused is one of the fundamental rights of the accused in the criminal procedure in our legal system. However, the results from the research so far have shown that the practical exercise of his right faces with serious problems and flaws. The purpose of the workshop is proposal of a solution for promotion of the system in North Macedonia with regards to the mandatory defence with lawyer and lawyer engaged ex-officio for people having no financial funds in North Macedonia |

|  |
| --- |
| **Speakers:** |
| * **Ms / Mr First name Family name**

PositionInstitution, Country* **xxx**

xxxxxx* **xxx**

xxxxxx* **xxx**

xxxxxx |

***Data Protection:*** *Personal data contained in this document is processed in accordance with the privacy statement of the TAIEX instrument in compliance with Regulation (EU) 2018/1725. The chairperson should inform all persons attending the event that photographs/pictures should only be taken during a set period of time to allow for persons who do not agree to have their photographs taken to leave the room, unless all of the participants have provided their express consent to having their photograph taken.*

*See* [*https://ec.europa.eu/neighbourhood-enlargement/sites/near/files/taiex\_privacy\_statement\_online.pdf*](https://ec.europa.eu/neighbourhood-enlargement/sites/near/files/taiex_privacy_statement_online.pdf)

|  |
| --- |
| **Day 1: Wednesday …** |
| **Chair: Mr / Ms First name Family name, position, institution** |
|  |
| *09:50* | *Introduction to the webinar (5min)*  |
| 10:00 | Welcome address: **Mr / Ms First name Family name of the beneficiary**  |
| 10:10 | **Introduction to the rights of the accused in criminal proceedings in the EU**Speaker: **Mr / Ms First name Family name, Institution** |
| 10:25 | **Right to interpretation and translation under Directive 2010/64/EU*** *rights to interpretation and to translation of “essential documents” in criminal proceedings (including proceedings for the execution of the European arrest warrant)*
* *the accompanying case law of the European Court of Human Rights within the scope of the Article 6 of the Convention*
* *relevant domestic criminal procedural law concerning the defendant’s right to interpretation*

Speaker: **Mr / Ms First name Family name, Institution** [no need to repeat position and institution if already mentioned] |
|  | **Questions and Answers** |
| 11:10 | *Coffee break* |
| 11:20 | **Right to information under Directive 2012/13/EU*** *common standards set by the Directive 2012/13/EU on suspects’ and accused persons’ rights to information in criminal proceedings and the accusation against them (including the right to information of persons subject to a European arrest warrant)*
* *identify the accompanying case law of the European Court of Human Rights within the scope of the Article 6 of the Convention*
* *relevant domestic criminal procedural law with regard to the defendant’s right to information.*
 |
|  | **Questions and Answers** |
| 12:10 | *Lunch* |
| 13:00 | **Right of access to a lawyer under Directive 2013/48/EU*** rights of suspected or accused persons (or those subject to an European arrest warrant)
* *access to a lawyer in criminal proceedings*
* *third party informed of deprivation of liberty*
* *communication with third persons and consular authorities*
* identify the accompanying case law of the European Court of Human Rights within the scope of the Article 6 of the Convention
* relevant domestic criminal procedural law with regard to the defendant’s right of access to a lawyer
 |
|  | **Questions and Answers** |
| 13:45 | **Right to presumption of innocence and to be present at trial under Directive (EU) 2016/343*** presumption of innocence for natural persons only
* restrictions on public references to, or indications of, guilt of suspects or accused persons
* identify the accompanying case law of the European Court of Human Rights within the scope of the Article 6 of the Convention
* relevant domestic criminal procedural law with regard to the defendant’s right to presumption of innocence and to be present at trial
 |
|  | **Questions and Answers** |
| 14:30 | **Right to legal aid under Directive (EU) 2016/1919*** rights of suspects and accused persons in criminal proceedings (and those subject to an European arrest warrant) to legal aid
* specific needs of vulnerable persons
* identify the accompanying case law of the European Court of Human Rights within the scope of the Article 6 of the Convention
* relevant domestic criminal procedural law with regard to the defendant’s right to legal aid
 |
|  | **Questions and Answers** |
| 15:15 | **Rights of children in criminal proceedings under Directive (EU) 2016/800*** rights to information to children and parties with parental responsibility for them
* rishts to be informed of the rights to legal assistance, medical examination, audio-visual recording of questioning, limitations on deprivation of liberty, protection of privacy etc
* identify the accompanying case law of the European Court of Human Rights within the scope of the Article 6 of the Convention
* relevant domestic criminal procedural law with regard to the rights of children as defendants in criminal proceedings.
 |
|  | **Questions and Answers** |
| 16:00 | **Final discussion and concluding remarks** |
| 16:15 | End of the session |

**More information on TAIEX:**

near-taiex@ec.europa.eu

<http://ec.europa.eu/taiex>

<http://ec.europa.eu/taiex/experts>

@eu\_near #EUTaiex

<http://www.facebook.com/EUNEAR>



