



23 > 24 February 2017 – Institut de formation judiciaire - Brussels

**JUDICIAL RESPONSE TO TERRORISM IN THE LIGHT
OF THE CHARTER OF FUNDAMENTAL RIGHTS OF THE EU**

**Terrorism and fundamental rights:
The investigation and intelligence gathering phase**

PROGRAMME



With the financial support from the Justice
Programme of the European Union

Thursday 23 February 2017

9.00 Reception and registration of participants

9.30 Welcome speech

Axel KITTEL, Deputy Director of the Belgian Judicial Training Institute (IFJ/IGO), Belgium

9.45 Seminar programme presentation

Cyril ROTH, Junior Judge at the Court of Cassation, Programme Coordinator, France

Anne KOSTOMAROFF, Advocate General at the Court of Appeal of Paris, Seminar Director, France

I. THE FIGHT AGAINST TERRORISM: IS JUSTICE THE STATE'S OWN SAFEGUARD?

10.00 Must Substantive Human Rights and Fundamental Freedoms be Limited for the Fight against Terrorism to be Effective? A critical analysis of ECHR case law
(To identify)

10.45 Discussions

11.00 Coffee break

11.15 Illegal Action by the Intelligence Services and Judicial Investigations: lessons learned from the Osama Hassan Nasr aka Abu Omar case

Maurizio ROMANELLI, National Deputy Prosecutor for Terrorism, Italy

12.00 Discussions

12.15 Lunch break

II. JUDICIAL INVESTIGATION RELATED TO THE FIGHT AGAINST TERRORISM: WHAT GUARANTEES FOR FUNDAMENTAL FREEDOMS?

13.45 Links Between Intelligence and Judicial Proceedings in the Fight Against Terrorism: towards the rise of intelligence or towards earlier judicialisation of intentionality? The French and Belgian experience of investigations

Camille HENNETIER, Vice-Prosecutor, Head of the Anti-Terrorism Unit in the Paris Public Prosecutor's Office, France

Ann FRANSEN, Prosecutor, Head of the Anti-terrorism Unit in the Federal Public Prosecutor's Office, Belgium

15.00 Coffee break

15.15 The Search for Evidence and Extended Investigation Powers: giving priority to efficiency?

Camille HENNETIER, Vice-Prosecutor, Head of the Anti-Terrorism Unit in the Paris Public Prosecutor's Office, France

Ann FRANSEN, Prosecutor, Head of the Anti-terrorism Unit in the Federal Public Prosecutor's Office, Belgium

Denis SALAS, Member of the Judiciary, Secretary General of the French Association for the History of Justice and Director of *Les cahiers de la Justice*, France

16.30 Discussions

17.00 End of day 1

Friday 24 February 2017

9.00 Reception and registration of participants

III. THE FIGHT AGAINST TERRORISM AND THE PROTECTION OF PERSONAL DATA: A LOST FIGHT?

9.30 **American IT Service Suppliers: finding the balance between supporting anti-terrorism investigations and protecting private data**

Nicole JONES, Senior counsel Law Enforcement and Security at Google

Béatrice OEUVRARD, Senior attorney at Microsoft

European Commission Expert, (to identify)

10.45 *Discussions*

11.00 *Coffee break*

11.15 **Judicial Cooperation and Criminal Analysis at the European level: the joint action of the Eurojust and Europol agencies**

Frédéric BAAB, French National Member at Eurojust, France

Sébastien MORAS, Head of the Liaison Office at Europol, France

12.00 *Discussions*

12.15 *Lunch break*

IV. JIHAD TERROR NETWORKS RESORTING TO ILLEGAL IMMIGRATION: WHAT RISKS FOR FUNDAMENTAL FREEDOMS?

14.00 **Jihad Terror Networks through Europe: migrants, asylum rights and jihadi infiltration**

Dimitri ZOULAS, Police Commissioner, Interior Security Attaché at the French Embassy of Greece, France

15.00 *Discussions*

15.15 *Coffee break*

15.30 **The Link between Terrorism and Immigration: risks for fundamental freedoms**

Elsbeth GUILD, Professor of European Immigration Law at Radboud University, Nijmegen (Netherlands), Researcher at the Centre for European Policy Studies (CEPS) in Brussels, The Netherlands

16.15 **Summary and closing session**

16.30 **End of day 2**