



5th Warsaw Seminar on Human Rights Warsaw, 29 September – 1 October 2011

Programme

29 September

8.15 *Registration of the participants*

9.00 – 9.20 Welcome addresses

Mr. Jacek Czaputowicz, Director of the National School of Public Administration

Mr. Maciej Szpunar, Deputy Minister of Foreign Affairs

Panel one: National Minority Issues in the European Union. Stocktaking and Post-Lisbon Challenges *(in cooperation with the European Union Agency for Fundamental Rights)*

Rapporteur: Dr. Tawhida Ahmed, University of Reading

Part one: Institutional Dimension

Moderator: Prof. Florence Benoit-Rohmer, Secretary General of the European Inter-University Centre for Human Rights and Democratisation (EIUC), Venice

9.20 – 10.20 Dr. Csaba Pakozdi, Ministry of Foreign Affairs, Budapest, Hungary: *Legal Bases for the Activities of the European Union in the Field of National Minorities*

Prof. Anna Wyrozumska, University of Łódź, Poland: *Jurisprudence of the Court of Justice of the EU on National Minority and Related Issues*

Prof. Dr. Rainer Hofmann, University of Frankfurt on the Main, President of the Advisory Committee on the Framework Convention for the Protection of National Minorities: *The Framework Convention and the Protection of Minority Rights in the European Union*

Dr. Gabriel Toggenburg, Fundamental Rights Agency, Vienna, Austria: *National Minority Issues in the Mandate and Action of the Fundamental Rights Agency*

10.20 – 11.10 Discussion

11.10 – 11.30 *Coffee break*

Part two: Functional Approach

Moderator: Dr. Ilze Brands-Kehris, Director in the Office of the OSCE High Commissioner on National Minorities

11.30 – 12.20 Prof. Krzysztof Drzewicki, University of Gdańsk, Ministry of Foreign Affairs, Poland: *Implications of the Lisbon Treaty upon Minority Policy of the European Union*

Dr. Kyriaki Topidi, University of Lucerne, Switzerland: *Minority Issues and the EU Experience with Enlargement*

Dr. Gulara Guliyeva, University of Birmingham, UK: *The EU and the Protection of Minority Rights*

12.20 – 13.00 Discussion

13.00-14.30 *Lunch break*

Panel two: Rights of Elderly Persons in Europe

Moderator: Mrs. Urszula Gacek, Permanent Representative of the Republic of Poland to the Council of Europe

14.30 – 15.30 **Keynote speech: Mr. Thomas Hammarberg, Commissioner for Human Rights, Council of Europe: *Human rights of older persons: participation, equality and dignity***

Mr. Mirosław Wróblewski, Director of Constitutional and International Law Department in the Office of Human Rights Defender Director in the Ombudsman's Office, Poland: *National Human Rights Institutions Acting for Inclusion and Enforcing Rights of Elderly People*

Ms. Maria Virginia Bras Gomes, former member of the United Nations Committee on Economic, Cultural and Social Rights, Senior Social Policy Adviser in the Ministry of Solidarity and Social Security, Portugal: *Human Rights of Older Persons: Policy or Implementation Gap?*

15.30 – 15.50 *Coffee break*

15.50 – 17.00 Prof. Barbara Mikołajczyk, University of Silesia, Ombudsperson's Commission of Experts on Older Persons, Poland: *Older Persons' Right to Participate in Social and Economic Life – New Challenges for Europe*

Dr. Astrid Stuckelberger, EU and UN expert on ageing, University of Geneva, Chair of the NGO Committee on Ageing at the United Nations in Geneva, Switzerland: *Human Rights of Older Persons at the United Nations: State of the Art, Process and Challenges*

Mr. Nicola-Daniele Cangemi, Head of the Human Rights Law and Policy Division, Directorate General of Human Rights and Legal Affairs, Council of Europe: *Strengthening the European Standards for the Protection of the Human Rights and the Dignity of the Elderly*

17.00 – 17.30 Discussion

19.30 ***Reception for the participants of the Warsaw Seminar hosted by the Polish Ministry of Foreign Affairs, Reception House of the Ministry of Foreign Affairs, ul. Foksal 6***

30 September

Panel three: Freedom of Expression and Respect of Private Life

Moderator: Mr. Ilija Dohel, Office of the Representative on Freedom of the Media, Organization for Security and Cooperation in Europe

9.00 – 10.00 Mr. Guido Raimondi, Judge of the European Court of Human Rights: *Evolution of the European Court of Human Rights' Case-Law Concerning Article 10 and Article 8 Conflict*

Mr. Boyko Boev, Senior Legal Officer, ARTICLE 19: *Trends in Decriminalization of Defamation Laws in Europe*

Prof. Jacek Sobczak, Judge of the Supreme Court, Poland: *Criminalization of Speech or Extensive Civil Damages – What Is the Solution?*

Dr. Joanna Kulesza, University of Łódź, Poland: *Internet Service Providers Liability for Free Speech On-Line*

10.00 – 10.40 Discussion

10.40 – 11.00 *Coffee break*

Panel four: Current Issues Related to the European Convention on Human Rights System

Moderator: Prof. Christophe Swinarski, former Senior Legal Adviser at the International Committee of the Red Cross, Geneva

Part one: Representing the Government

11.00 – 11.45 Dr. Aleksandra Mężykowska, Co-Agent of the Government before the European Court of Human Rights, Poland: *The Role of the Government Agents in the Proceedings before the European Court of Human Rights*

Mr. Răzvan-Horațiu Radu, Under-Secretary of State, Government Agent before the Court of Justice of the European Union, Ministry for European Affairs, Romania: *Human Rights in the case-law of the Court of Justice of the European Union*

Ms Zikreta Ibrahimović, Deputy Agent of the Council of Ministers before the European Court of Human Rights, Bosnia and Herzegovina: *The Position of Minorities in the Electoral System of Bosnia and Herzegovina – Judgment of the European Court of Human Rights of 22 December 2009 in the Sejdić and Finci case (no. 27996/06)*

Part two: *Improving Domestic Remedies*

- 11.45-12.40 Mr. Jakub Wołasiwicz, Government Agent, Poland: *Introducing the Concept of General Domestic Remedy*
- Mrs. Katarzyna Gonera, Judge of the Supreme Court, Member of the Advisory Panel of Experts on Candidates for Election as Judge to the European Court of Human Rights, Poland: *General Domestic Remedy – Common Courts of General Jurisdiction Approach*
- Prof. Paweł Wiliński, University of Poznań, Constitutional Court, Poland: *General Domestic Remedy – Constitutional Court Approach*
- Prof. Zbigniew Lasocik, Member of the Board of The International Senior Lawyers Project-Europe, Ms. Natasha C. Lisman, J.D., Member of the Board of The International Senior Lawyers Project: *The Potential of Mediation to Facilitate Friendly Settlement and the Implementation of Remedies in European Court of Human Rights' Cases*
- 12.40 – 13.00 Discussion
- 13.00 – 14.30 Lunch break

Part three: *Challenges to the Reform of the European Convention on Human Rights System*

- 14.30 – 15.30 Mr. John Wadham, Legal Director, Equality and Human Rights Commission: *Agreeing an Approach to Subsidiarity post Interlaken – the Perspective of the European Group of National Human Rights Institutions (NHRIs)*
- Ms. Renata Degener, Head of Division, Registry of the European Court of Human Rights: *The Court's Reform after Interlaken and Izmir: Progress and Challenge*
- Mr. Christos Giakoumopoulos, Director of Monitoring, Council of Europe: *Challenges to the Reform of the Supervision of the Execution of Judgments of the European Court of Human Rights*
- Dr. Michał Balcerzak, Nicholas Copernicus University, Poland: *Statute for the European Court of Human Rights – a Utopian Concept or a Way to Strengthen the Control System?*
- 15.30 – 16.00 Discussion
- 16.00 Summary and adoption of the conclusions of the Seminar**

1 October

Study visit to Lublin and Kazimierz Dolny (from 8 a.m. to 9.30 p.m. – for more details see the Information set)