DNEPROPETROVSK STATE UNIVERSITY OF INTERIOR
MAIN INVESTIGATION DEPARTMENT OF MoI
COUNCIL OF EUROPE

in cooperation with

NATIONAL SCHOOL OF JUDGES OF UKRAINE, HIGH SPECIALISED COURT of UKRAINE ON CIVIL AND CRIMINAL CASES, OFFICE OF PROSECUTOR GENERAL OF UKRAINE, UKRAINIAN BAR ASSOCIATION

within the CoE project “Criminal Justice Reform in Ukraine” funded by the Government of Denmark

All-Ukrainian conference

«Challenges of the pre-trial investigation by police investigators under the new Criminal Procedure Code of Ukraine: problems of theory and practice»

Agenda

18-19 April 2013
Dnipropetrovsk, Gagarina Ave, 26
18 April 2013
Lobby of the Assembly Hall, Ukrainian National Centre of Aerospace education of the youth named by Makarov

09:00-10:00  Registration of participants

10:00-10:30  Welcome remarks

Serhij Alfierov, Rector of the Dnipropetrovsk State University of Interior, Doctor of Law, Professor, Honourable Lawyer of Ukraine

Bozhena Malanchuk, Local Legal Adviser, «Support to Criminal Justice Reform in Ukraine», Support to HR National Implementation Unit, Human Rights Policy & Development Department, Directorate of Human Rights, Council of Europe

Moderators: Volodymyr Slipchenko, Head of Criminal proceeding Department, Dnipropetrovsk State University of Interior, PhD. in Law, and Nazar Kulchytskyi, Government Agent before the ECtHR

10:30-10:50  Prosecutor as a subject of procedural guidance in pre-trial investigation: current status of the implementation. Deputy Head of Department on MoI oversight, Main Department on law observance in the criminal proceedings, Yurii Sevruk

10:50-11:10  Receiving of information: challenges in correlation of operative-detective activities, covert investigative activities and temporary access to the possessions and documents. Deputy Head of Department, Main Investigative Department, MoI of Ukraine, PhD in Law, Maksym Tsutskiridze

11:10-11:30  Adversarial principle in pre-trial investigation: challenges in realisation. Lecture of the Department of Criminal Proceedings, Dnipropetrovsk State University of Interior, Viktoria Rogalska, PhD in Law

11:30-11:50  Implementation of the procedural guarantee of ensuring the right to defence in pre-trial investigation. Director of the Free Legal Aid Coordination Centre, Andriy Vyshnavskyi

11:50-12:30  Discussion

12:30-13:30  Lunch break

13:30-13:50  Challenging issues of collaboration between investigators, representatives of operative-detective representatives and prosecutors. Head of Department of Supervision over the Observance of
13:50-14:10 Detention grounds and procedure. Presentation of draft methodological recommendations on detention issues. Head of the Criminal Proceedings Department of Dnipropetrovsk State University of Interior, Ph.D in Law. Lecture, Volodymyr Slipchenko

14:10-14:30 Challenges in selecting measures of restraints at the pre-trial stage. Judge of the High Specialised Court of Ukraine on Criminal and Civil cases, Nataliya Marchuk

14:30-14:50 Challenges of implementation of the pre-trial investigation provisions of the CPC in line with the ECtHR case law. International CoE consultant; Former prosecutor of Georgia; Former member of the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) on behalf of Georgia, Erik Svanidze

14:50-15:10 Investigative judge as a subject of providing authorisation on employment of covert investigative activities. Head of Appeal Court of Zaporizhzhia region, Dr. in Law, Honourable Lawyer of Ukraine, Viktor Gorodovenko

15:10-15:30 Procedure for covert investigative activities and their usage as evidences in the criminal proceedings. Head of the Justice Department, Kyiv National T. Shevchenko University, PhD in Law, Professor, Mykola Pogoretsky

15:30-15:50 Evidences admissibility in light of ECtHR case law, National CoE consultant, defence lawyer, Vitaliy Kasko

15:50-16:30 Discussion. Wrap-up.
**19 April 2013**
Conference Hall №1, Dnipropetrovsk State University of Interior

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<tr>
<td>09:00-09:30</td>
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<td>09:30-09:40</td>
<td>Welcome remarks</td>
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<td>09:40-10:20</td>
<td>Discussion of the current challenges in initiating criminal proceeding, their generalization and solutions (Comments of the GPO and MoI representatives, 7-8 min per participant). Discussion.</td>
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<td>10:20-11:00</td>
<td>Functioning of the institute of investigative judge and developing proposals for its optimization (Comments of judiciary and the MoI of Ukraine, 7-8 min per participant). Discussion.</td>
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<td>11:00-11:20</td>
<td>Coffee-break</td>
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<td>11:20-12:00</td>
<td>Finding challenges in selecting measures of restraints and the ways to possible solutions (Comments of representatives of judiciary, prosecution and the MoI of Ukraine, 7-8 min per participant). Discussion.</td>
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<td>12:00-12:30</td>
<td>Challenges in realization of the right to defence and access of the defender to the records of the criminal proceedings (Comments of the representatives of the advocacy and Ministry of Justice of Ukraine, 7-8 min per participant). Discussion.</td>
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<td>12:30-13:00</td>
<td>Ensuring interaction of the Free Legal Aid Centres with regional MoI authorities (Comments of the representatives of the Free Legal Aid Coordination Centre and the MoI of Ukraine, 7-8 min per participant). Discussion.</td>
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<td>13:00-14:00</td>
<td>Lunch break</td>
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<td>14:00-14:40</td>
<td>Discussion on the limits of temporary access to the possessions and documents and some types of covert investigative activities</td>
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14:40-15:20 Justification procedure for conducting covert investigative activities (Comments of representatives of judiciary, prosecution and MoI of Ukraine, 7-8 min per participant). Discussion.

15:20-15:50 Discussion of proposals for optimizing trainings for practitioners, the feasibility of introducing a common e-learning system on the principle of partnership “Judiciary-Prosecutors-MoI authorities-Training institutions). The aim is to promote the implementation of the CPC provisions in practice (Comments of the representatives of National School of Judges, Academy of GPO, MoI, 7-8 min per participant). Discussion.

All discussions during the conference will be accompanied with the comments of the CoE consultants: Erik Svanidze and Vitaliy Kasko

15:50-16:00 Wrap-up, Closure of the conference.