Building interoperability for European civil proceedings online

Project coordinator
Research Institute on Judicial Systems, National Research Council of Italy (IRSIG-CNR)

in partnership with
Central European University (CEU), Law Faculty, Budapest, Hungary
Ministry of Justice, ICT Department, Rome, Italy
Universitat Autònoma de Barcelona, Institute of Law and Technology (IDT), Spain
University of Bologna, Dipartimento di Scienza Politica, Centro Studi e Ricerche sull’Ordinamento Giudiziario (Unibo-DSP) and Centro Interdipartimentale Ricerche sul Diritto delle Comunità Europeee (Unibo-CIRDE), Italy
University of Coimbra, School of Economics, Centre for Social Studies (CES), Portugal

and with the financial support of

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Final Research-Conference

Bologna, June 14-17, 2012

Goals
Information and communication technologies have been one of the main drives of change in the courts and the judiciaries. Initially considered as tools to increase productivity or make judicial procedures more transparent, now ICTs are deeply seated in the judicial machinery, affecting also the ways in which justice is administered through trials and judicial proceedings.

One of the challenges currently faced by the European Union is the use of ICT to support cross-border civil proceedings, as the European Payment Order and the European Small Claim Procedure. The development of ICT-based innovations requires the identification of viable solutions to support the handling of cases across different legal systems and public administrations. It requires facing semantic problems associated with the different languages spoken in the community and with the understanding of different national procedural codes. Finally, it may require the technological interoperability between computer systems and electronic databases of national jurisdictions.

The conference presents the research findings of the project Building Interoperability for European Civil Proceedings Online (September 2010 through August 2012).

Moving from national and European e-justice experiences, the Conference discusses how e-justice can be developed, how it affects judicial proceedings, and how the lessons learned from the case studies can be used to design e-justice applications supporting the European Payment Order and the European Small Claim Procedures.

Seminar Venue:
University of Bologna, Via Belmeloro, 14 40126 Bologna (Italia) (Room G)
Draft Agenda (as of June 5, 2012)

Thursday, June 14  Arrival of participants

Friday, June 15

8,45 – 9,15  Registration

9,15 – 9,30  Welcome
Prof. Fabio Giusberti, Dean, Faculty of Political Science and Head of the Dept. of Political and Social Sciences (TBC)
Prof. Giuseppe di Federico, Emeritus, University of Bologna

9,30 – 10,45  Session 1: European Civil Proceedings offline and online
Convenor: Prof. Giuseppe di Federico, Emeritus, University of Bologna
Building interoperability for European Civil Proceedings Online - Francesco Contini, IRSIG-CNR
Collegamento con e-government/e-justice
Collegamento con free market e judicial support, Citizens empowerment
Outline of the research method case studies
Role of the national case studies and of the European Case Study
Role of EPO and ESCP (simulation) new one
Problema dell’interoperabilità come realizzazione di infrastrutture condivise (Hanseth) e problema di gestione della complessità che troppo spesso diventa ingestibile
Di fatto introdurre le varie sessioni
Discussioni informali, contributo di tutti perchè la necessità di research conference
European Payment Order and European Small Claims Procedure: the legal framework - Marco Mellone, CIRDE, University of Bologna
A practical simulation of European Payment Order and European Small Claims Procedure - Gar Yein Ng, Central European University, Budapest, Hungary
Inputs to illustrate the circulation of agency:
Reason and organisation of the simulation
Identification of the jurisdiction, why it’s an EPO or a ESCP
Description of the issue
Payment of court fees
Signature and post delivery (not problematic)

Discussant:
Jane MacDonald, Head of Policy and Legislation Branch, Scottish Court Service Headquarters

Q&A

10,45 – 11,15  Coffee break

11,15 – 12,45  Session 2: Interoperability and infrastructures
Convenor: Maria Yordanova, Director, Law Program, Center for Study of Democracy, Sofia
The circulation of judicial agency in Europe: the emergence of new institutional assemblages - Giovan Francesco Lanzara, DSP, University of Bologna
Interoperability and generativity: cultivating information infrastructures - Ole Hanseth, University of Oslo, Norway
Discussant:
Antonio Cordella, London School of Economics, United Kingdom

Q&A

12,45 – 14,15  Lunch
14,15 – 15,30  
**Session 3: Searching for maximum feasible simplicity**  
Convenor: Francesco Contini, IRSIG-CNR  
*Money Claims Online, England and Wales* - Giampiero Lupo, DSP, University of Bologna, Italy  
*COVL, Central Department for Enforcement, Slovenia* - Gregor Strojin, Supreme Court of Slovenia  
Discussant:  
Dory Reiling, Vice President Court of Appeal of Amsterdam, The Netherlands  
Q&A

15,30 – 15,45  
Coffee break

15,45 – 17,00  
**Session 4: Pushing at the edge of maximum manageable complexity**  
Convenor: Prof. Aleš Galič, School of Law, University of Ljubljana, Slovenja  
*CITIUS, Portugal* - Paula Fernando University of Coimbra, School of Economics, Centre for Social Studies (CES), Portugal  
*Trial On Line, Italy* - Davide Carnevali and Andrea Resca, IRSIG-CNR  
Discussant:  
Giulio Borsari, ICT Department, Italian Ministry of Justice  
Q&A

20,00  
Conference dinner

Saturday, June 16

9,00 - 10,30  
**Session 5: Cross-border e-justice in the European Union**  
Convenor: Hacı Ali Açıklgil, Judge, Turkish Ministry of Justice  
*e-Curia* - Lynn Hewlett, Principal Administrator, European Court of Justice and Joris Plingen, Administrator, General Court of the European Union  
*EPOC – European Pool Against Organised Crime, Federica Curtol, Case Management Analyst, Eurojust*  
e-Codex, Enabling access to justice systems across Europe - Carsten Schmidt, e-Codex Project Coordinator, Ministry of Justice North-Rhine Westphalia, Germany  
Discussant: Ernst Steigenga, ICT Consultant, Dutch Ministry of Justice  
Q&A

10,30 – 10,45  
Coffee Break

10,45 – 12,15  
**Session 6: Designing architectures for European Civil Proceedings Online**  
Convenor: Giovan Francesco Lanzara  
*How the law can make it simple* - Kari Kujanen, former CIO Finnish Ministry of Justice  
*Semantic Interoperability: how to make it understandable* - Antoni Roig, Autonomous University of Barcelona, Institute of Law and Technology  
*Multiple scenarios: institutional architectures for the circulation of judicial agency* - Francesco Contini, IRSIG-CNR  
Discussant: Jesper Wittrup, Center for Government Research, Aarhus, Denmark  
Q&A
12,15 – 13,30  Closing section: Promoting e-justice at national and European levels: research, innovation and training
Discussion panel:
The role of research - Marco Fabri, Director, IRSIG-CNR
The role of Ministries of justice - Luc Ferrand, Director New technologies project, Ministry of Justice of France
The role of training - Rosa Jansen, Director, Dutch Training and Study Centre for the Judiciary
The role of EU Institutions - A representative of the EU Commission (TBC)
Q&A

20,00  Conference dinner

Sunday, June 17  Departure of participants

For further information please contact:
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