

Judicial Training Project  
FUNDAMENTAL RIGHTS IN COURTS AND REGULATION (FRICORE)  
Co-funded by the Justice Programme of the European Union  
(JUST-AG-2017/JUST-JTRA-EJTR-AG-2017)

PROJECT PARTNERS  
University of Trento – University of Versailles – University of Groningen –  
Pompeu Fabra University – University of Coimbra – Institute of Law Studies  
of the Polish Academy of Sciences – Italian National School of Magistracy – Bruno  
Kessler Foundation (FBK)

## TRANSNATIONAL TRAINING WORKSHOP

### ***Fundamental Rights and Effective Judicial Protection across Sectors. Uniformity or Diversity?***

University of Coimbra

Thursday, **30 September 2021** (12.00 – 19.00 WET)  
Friday, **1 October 2021** (10.00 – 18.00 WET)

Venue:

**Faculdade de Direito da Universidade de Coimbra**  
Pátio da Universidade  
3004-528 Coimbra  
Portugal

The training event will take place both in the on-site and online mode (Zoom)



THIS WORKSHOP IS FUNDED BY THE  
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Does the right to an effective remedy and a fair trial have different effects in different areas of EU law? What is the role of national judges to ensure an effective judicial protection? Does the judge play a different role when defining effective, proportionate and dissuasive sanctions or remedies depending on whether the dispute involves consumer protection, non-discrimination, data protection, asylum seekers' rights or the enforcement of the fundamental right to health? Does a horizontal and cross-sectoral dimension of the Charter of Fundamental Rights exist, enabling national courts to apply EU general principles across the board?

These are some of the main issues addressed by this workshop, due to be held in Coimbra on the 30th of September and the 1st of October, 2021. This workshop is placed at the crossroads between the sectoral programme and the horizontal one of the FRICoRe project. The training event will in fact be characterized by an intersectoral approach aimed at identified similarities and specificities when applying the EU Charter of Fundamental Rights and EU general principles in each of the project areas dealt with in previous Transnational Training Workshops, namely **consumer protection, data protection, asylum and immigration, non-discrimination, health and fundamental rights**. Three specific horizontal topics will be examined: (1) **ex officio powers and duties of cooperation**, (2) **sanctions and remedies** (3) **collective redress**. With regard to these topics, special attention will be devoted to transplants from one area (asylum) to other areas (consumer protection, data protection) within the EU case law (e.g. the duty of cooperation, just to name one, first enshrined in the field of asylum and immigration).

The event will be structured in three training sessions, each concerning one of the three horizontal subjects. Consistently with the usual project approach, plenary sessions will be combined with interactive sessions aimed at stimulating open discussion over practical cases.

Dedicated training materials based on judicial dialogue among European and national Courts around the subjects at issue will be provided in advance of the workshop.

The training event is intended for judges and lawyers from all over the EU.



**Thursday, 30<sup>th</sup> September 2021**

12.00 – 12.30	<p align="center"><b>Welcome Address and Introduction to the Workshop and its Materials</b></p> <p><b>Sandra Passinhas</b> – University of Coimbra, Coordinator of the Portuguese Team of the FRICoRe Project  <b>Paola Iamiceli</b> – University of Trento, Scientific Coordinator of the FRICoRe Project  <b>João Calvão da Silva</b> – University of Coimbra</p>
12.30 – 13.30	<p align="center"><b>Keynote Speech</b></p> <p align="center"><b>Justice Ana Maria Guerra Martins</b>                  Faculty of Law – University of Lisbon                  European Court of Human Rights</p> <p align="center"><b>"Effective judicial protection in times of multiple crises – the role of the European Court of Human Rights"</b></p>
13.30 – 14.00	<p align="center">Discussion introduced by  <b>Paulo Mota Pinto</b>, University of Coimbra,                  former Judge at the Constitutional Court, Portugal</p>
14.00 – 15.30	Lunch Break
15.30 – 17.00	<p align="center"><b>ROUNDTABLE 1</b></p> <p align="center"><b>Access to Justice and the Role of Courts Between the Duty of Cooperation and Ex Officio Powers</b></p> <p>Chair: <b>Aurelia Colombi Ciacchi</b>, University of Groningen</p> <p><b>Benedita Urbano</b> - Administrative Supreme Court, Portugal  <b>Diana Ungureanu</b> - Court of Appeal of Pitesti, Romania  <b>Miroslaw Gdesz</b> - Regional Administrative Court in Warsaw, Poland  <b>Cristina Correale</b> – Tribunal of Naples, Italy</p>
17.00 – 17.15	Break
17.15 – 17.30	<p align="center"><b>Introduction to the Hypothetical Session</b>                  Presentation of Hypothetical sessions' methodology</p> <p align="center"><b>Chiara Angiolini</b>, University of Trento, FRICoRe Research Fellow</p>
17.30 – 18.45	<b>Hypothetical Session in Breakout Rooms</b>
18.45 – 19.00	<b>Sharing of Results in Plenary Room</b>
	Dinner



**Friday, 1<sup>st</sup> October 2021**

10.00 – 10.30	<p style="text-align: center;"><b>Introductory Speech</b></p> <p style="text-align: center;"><b>Angela Ward</b>                  Legal Secretary, Advocate General Evgeni Tanchev,                  Court of Justice of the European Union</p> <p style="text-align: center;"><b>“The principle of sincere cooperation under Article 4 TEU; a case of ever-increasing obligations for Member State Courts?”</b></p>
10.30 – 10.45	<p style="text-align: center;">Discussion introduced by  <b>Fabrizio Cafaggi</b>, Italian Council of State                  Coordinator of the FRICoRe Advisory Board</p>
10.45 – 12.15	<p style="text-align: center;"><b>ROUNDTABLE 2</b></p> <p style="text-align: center;"><b>Effective, Proportionate, Dissuasive Sanctions and Remedies                  Across Different Areas of EU Law</b></p> <p>Chair: <b>Paola Iamiceli</b>, University of Trento</p> <p><b>Roman Wiatrowski</b> - Supreme Administrative Court, Poland  <b>Maria Perquilhas</b> - Court of Appeal of Lisbon, Portugal  <b>Amelia Onisor</b> - Court of Appeal of Bucharest, Romania  <b>Tina Jakupak</b> - Commercial Court in Zagreb, Croatia</p>
12.15 – 13.30	Lunch Break
13.30 – 14.30	<b>Hypothetical Session in Breakout Rooms</b>
14.30 – 14.45	<b>Sharing of Results in Plenary Room</b>
14.45 – 15.00	Break
15.00 – 16.15	<p style="text-align: center;"><b>ROUNDTABLE 3</b></p> <p style="text-align: center;"><b>Access to Justice and Collective Redress</b></p> <p>Chair: <b>Mateusz Grochowski</b>, Institute of Law Studies of the Polish Academy of Sciences</p> <p><b>Suzana Tavares da Silva</b> - Supreme Administrative Court, Portugal  <b>Magdalena El-Hagin</b> - Regional Court in Gdansk, Poland  <b>Federica Casarosa</b> - European University Institute, Italy</p>
16.15 – 16.30	Break
16.30 – 17.45	<b>Hypothetical Session in Breakout Rooms</b>
17.45 – 18.00	<b>Sharing of Results in Plenary Room</b>

