

## Projekt Justícia a ochrana poškodených Project Judiciary and Protection of Victims

### Content of the Project

Project aims at covering the complex area of victims' protection in the criminal proceedings by the means of organisation of seminars for judges and prosecutors of Visegrad four countries.

The aim of the project is to promote the protection of victims in criminal procedure and safeguard their rights in accordance with the requirements of the European Commission.

#### Topics of seminars in the project:

1. EU framework for victims' protection in the criminal proceedings:

- Changes in the *acquis* in criminal matters after the Lisbon treaty - Application of the *acquis* in criminal matters adopted before and after the Lisbon treaty
- Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA
- Preliminary ruling questions in criminal proceedings
- Case-law related to the replaced Council Framework Decision 2001/220/JHA (Joined Cases C-483/09 and C-1/10, Case C-205/09, Case C-404/07, Case C-467/05, Case C-105/03, Case C-507/10, Case C-79/11)

2. EU specific tools for the protection of victims

- Directive 2011/99 on the European Protection Order
- EU Proposed Regulation on the mutual recognition of protection measures

3. Recovery of the pecuniary and non-pecuniary damage caused by criminal act in the criminal proceedings - impact on effectiveness, respect for human rights of the victims during the recovery procedures (adhesion procedure)

- Directive 80/2004 relating to compensation to crime victims
- Non - pecuniary damage in the criminal proceedings - effectiveness of the procedure

4. Saturation of the needs of the victims by the use of criminal mediation - legal framework of victim-offender mediation, status of the victim and offender in the process of mediation, implementation of the standards in the national legislation, practical correlation between the Council of Europe - CEPEJ standards and the EU legislation and national legislation, application of legislative rules in victim-offender mediation

5. Application of fundamental rights of victims contained in the Charter of fundamental rights of the EU

- Scope of application of the Charter
- Application of the particular articles in the Charter for the victims protection - national law case studies

6. Application of fundamental rights of victims in the ECHR Case-law (summoning, hearing, effectiveness of the investigations), link between the human rights catalogue in the Convention and in the EU Charter

7. Protection of most vulnerable victims in the criminal proceedings - assessing the special needs of vulnerable victims, addressing their needs, respect for human rights - ECHR Case Law, applying of EU tools, representation of the minor victims in criminal proceeding, comparative approach

8. Protection of victims of domestic violence; legal tools for the protection of victims of domestic violence, respect for the rights of the victims and proper application of human rights.

<http://www.ja-sr.sk/victimprotection>

This project is implemented with the cooperation of Visegrad judicial academies



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