



European
University
Institute

DEPARTMENT
OF LAW

Centre for Judicial Cooperation

EUROPEAN JUDICIAL COOPERATION IN FUNDAMENTAL RIGHTS PRACTICE OF NATIONAL COURTS— UNEXPLORED POTENTIAL OF JUDICIAL DIALOGUE METHODOLOGY

CALL FOR PARTICIPATING JUDGES

EXTENDED DEADLINE 4TH NOVEMBER 2013

General Information

The Centre for Judicial Cooperation at the European University Institute in collaboration with its partners – Judicial Academy (Croatia), the Superior School for Magistracy (Italy), Supreme Administrative Court (Poland), the Superior Council of Magistracy and the National Institute for Magistracy (Romania), Judicial School (Spain) as well as the Association of European Administrative Judges inform with great pleasure that the project funded by the European Commission Fundamental Rights & Citizenship Programme (JUST/2012/FRAC/AG/2755) "European judicial cooperation in the fundamental rights practice of national courts - the unexplored potential of judicial dialogue methodology" started on January 1st, 2013.

Three Workshops involving judges both from five partner states as well as other Member States and the European level courts will take place within the framework of the Project. The purpose of the Workshops is to promote the potential that judicial dialogue presents to national judges through the lens of selected particular fundamental rights. Each of the events will, therefore, be focused on one of the selected three rights. These will be, in turn, non-discrimination, fair trial, and freedom of expression.

Workshop contents

The third workshop will focus on the freedom of expression, in particular when this fundamental right is in conflict with the right to privacy. This case presents specific features as regards judicial dialogue and cooperation due to the intertwining relationship among the different legal sources applicable, namely Art 10 and Art 11 of the EU Charter of Fundamental Rights, as well as national constitutions and EU secondary law.

This framework focalises on both the horizontal dimension of dialogue, as the CJEU has repetitively addressed the freedom of expression principle in the light of the interpretation of the ECtHR jurisprudence (see ECJ, cases Connolly and RTL); as well as at the vertical dimension of the dialogue.

The balance between conflicting rights can result in different outcomes on the basis of national cultural traditions, requiring the supranational courts to use margin of appreciation and deference devices so as to safeguard their authority and, at the same time, provide some guidance for future cases (see ECtHR, von Hannover v. Germany).

The Workshop aims at providing judges with a range of judicial dialogue tools necessary for solving complex legal issues concerning the freedom of expression principle in a transnational context. It will allow the participating judges to share their experiences and test the judicial dialogue techniques with the help of the JUDCOOP legal experts' team.

Workshop 3 : Judicial dialogue in Freedom of expression

It is with great pleasure that we announce the call for participation in the third workshop "Judicial dialogue on Freedom of expression" which will take place on January, 31st and February 1st 2014, in Florence at the European University Institute.

**WE WILL BE AWAITING THE APPLICATIONS TO PARTICIPATE BY 4TH NOVEMBER 2013
(EXTENDED DEADLINE).**

In addition to participation of judges from the six Project partners, we invite five other judges from any of the Member States of the European Union, with the exception of those already representing the six partner organisations (Judicial Academy (Croatia), the Superior School for Magistracy (Italy), Supreme Administrative Court (Poland), the Superior Council of Magistracy and the National Institute for Magistracy (Romania), Judicial School (Spain)).

The candidates are required to submit the following documents by 4 November to Federica Casarosa at cjc@eui.eu:

1. A full CV in English;
2. Proof of English language skills (certificates, original publications in English, proof of university studies in English or other);
3. A brief motivation letter in English explaining the candidate's reasons of applying, how he or she would benefit from and contribute to the project. This letter should not merely restate the candidate's CV.

The candidates from will be notified about the result of the selection process

by November 15th, 2013

Please find additional information at www.eui.eu/cjc
