



The place of the Convention in the European and international legal order

**Brainstorming seminar to launch the work of the Drafting Group II of the
Committee of experts on the system of the Convention (DH-SYSC-II)**

**Strasbourg, Council of Europe, 29-30 March 2017
Agora building, Meeting room G01**

Programme

Wednesday 29 March 2017

Opening session: 9:30 – 10:00

- Christos Giakoumopoulos, Director, Directorate of Human Rights, Council of Europe
- Andreas Føllesdal, Professor, Co-Director, PluriCourts, Faculty of Law, University of Oslo

1st session - ECHR and general international law

10:00-11:15: 1st part – General issues of treaty interpretation and the European Court of Human Rights, chaired by Päivi Kaukoranta, Chair of the Committee of Legal Advisers on Public International Law (CAHDI), Director General, Legal Service, Ministry for Foreign Affairs of Finland

- Geir Ulfstein, Professor, Co-Director, PluriCourts, University of Oslo: *“Interpretation of the ECHR in light of the Vienna Convention on the Law of Treaties”*
- James Crawford, Judge, International Court of Justice: *“Interpretation of human rights treaties by the International Court of Justice”*
- Helen Keller, Judge, European Court of Human Rights: *“The Court’s dilution of hard international law: justified by human rights values?”*
- Mark Entin, Professor, Moscow State Institute of International Relations (MGIMO University) and Baltic Federal University of Kaliningrad: *“ECHR impact on contemporary International law and legal consciousness”*

11:15-11:45: Coffee break

11:45-13:00: Discussion

13:00-14:30: Lunch break

14:30-15:15: 2nd part – Specific challenges of interaction between the ECHR and General International Law, chaired by Florence Merloz, Chair of the DH-SYSC-II, Deputy Director of Human Rights, Directorate of Legal affairs of the French Ministry for Foreign Affairs and International Development

- Linos-Alexandre Sicilianos, Judge, European Court of Human Rights: *“The European Court of Human Rights and the United Nations Security Council: Towards Systemic Harmonization”*
- Ledi Bianku, Judge, European Court of Human Rights: *“The European Court of Human Rights and Humanitarian Law with focus on the significance of the judgment in the case of Hassan v. the United Kingdom”*
- Freya Baetens, Professor, PluriCourts, University of Oslo: *“Non-discrimination: Cross-fertilisation of likeness tests between human rights and investment tribunals”*

15:15-16:15: Discussion**16:15-16:45: Coffee break**

16:45-17:00: 2nd Session – Relations with other international human rights treaties and control organs, chaired by Morten Ruud, Norwegian Ministry of Justice, former Chair of the Committee of experts on the reform of the Court (DH-GDR)

- Anja Seibert-Fohr, Professor, Heidelberg University: *“The European Court of Human Rights and the Human Rights Committee”*

17 :30 : Reception hosted by the Permanent Representation of Norway to the Council of Europe – Salon Bleu, Palais de l’Europe

Thursday 30 March**9:30-10:15: Continuation of the 2nd Session**

- Vibeke Blaker Strand, Professor, University of Oslo: *“The European Court of Human Rights, The Convention on the Rights of the Child (CRC) and the Convention on the Elimination of All Forms of Discrimination against Women (CEDAW)”*
- Kjetil Larsen, Professor, Norwegian Centre for Human Rights: *“The European Court of Human Rights and the UN Disability Convention”*

10:15-11:00: Discussion

11:00: Group photo

11:10-11:30: Coffee break

11:30-12:15: 3rd Session – ECHR and EU accession-consequences of delay

chaired by Morten Ruud, Norwegian Ministry of Justice, former Chair of the Committee of experts on the reform of the Court (DH-GDR)

- Martin Kuijer, Professor, Free University of Amsterdam; Legal Adviser of the Netherlands Ministry of Security and Justice: *“The place of the ECHR mechanisms in the EU legal order: consequences of a delayed accession”*
- Tonje Meinich, Head of Department of European and International Affairs, Norwegian Ministry of Justice, Former Chair of the CDDH informal working group on the accession of the European Union to the European Convention on Human Rights (CDDH-UE): *“Challenges in the negotiations and the opinion of the CJEU”*
- Alexey Ispolinov, Professor, Head of the Chair of International law, Moscow State University: *“Consequences of the delay: the perspective of a non EU member State”*

12:15-13:00: Discussion

13:00: End of the Seminar