

Evidence in Civil Procedure Fundamental issues and challenge of reforms

Programme 2013 * Eighth PPJ Course and Conference

in collaboration with EU JUST Project "Dimensions of Evidence in European Civil Procedure"

<u>Sunday, May 26</u>	<p>Meeting of participants (Stradun, Gradska kavana, 19,30-20,00) Informal joint dinner</p>
<p><u>Monday, May 27</u> Registration (9,00 - 9,30) Opening: (9,30 – 13,00) [Coffee break 11,00-11,30] Lunch Break (13,00 – 15,00) Afternoon Session: (15,00 – 18,00)</p>	<p>Opening speeches Aleš Galič (Ljubljana): Disclosure of evidence: Privilege against self-incrimination or a quest for procedural fairness and substantive justice Alan Uzelac (Zagreb): Evidence and the principle of proportionality – how to get rid of expensive and time-consuming evidence? General discussion <i>Book Presentation (Truth and Efficiency in Civil Litigation)</i> and book announcement (Appeals and Other Means of Recourse against Civil Judgments) Panel: Evidence-taking – Current developments in Italy Francesca Ferrari, Francesco Vitella, Gina Gioia, Massimiliano Bina, Gabriele Molinaro</p>
<p><u>Tuesday, May 28</u> Morning Session: (9,30 – 13,00) [Coffee break 11,00-11,30] Lunch Break (13,00 – 15,00) Afternoon Session: (15,00-18,00)</p>	<p>Remco van Rhee (Maastricht): Presumptions in Dutch civil procedure Viktoria Harsagi (Budapest): Evidence, information technology and principles of civil procedure Elisabeta Silvestri (Pavia): Lost in translation? Language differences and evidence-taking in civil litigation Slađana Aras (Zagreb): The sin of evidence-taking in Croatian courts of appeal – why no fact-finding at second level of adjudication? Zvonimir Jelinić (Osijek): The need to redefine the concept of evidence in Croatian order for payment procedure</p>
<p><u>Wednesday, May 29</u> Morning session (9,30 – 13,30) [Coffee break 11,00-11,30] Lunch break (13,30 – 14,30) Afternoon Study Trip</p>	<p>Emmanuel Jeuland (Paris): Recent developments in the approach to evidence – a French perspective Paul Oberhammer (Vienna): New trends of evidence in German-speaking countries Bartosz Karolczyk (Warsaw): Preclusion of late allegations and evidence as a tool to increase efficiency of civil trials: A short story of the ugly past and the long way towards the bright future General discussion Afternoon: Trip to Pelješac Peninsula (Potomje/Dingač, Mali Ston)</p>
<p><u>Thursday, May 30</u> Morning Session (9,30-13,00) Lunch Break (13,00 – 15,00) Afternoon Session: (15,00-18,00)</p>	<p>Danie van Loggerenberg (Pretoria, South Africa): Evolution of the powers of the judge and the powers of the parties regarding taking of evidence Olaf Halvorsen Rønning and Jon Johnsen (Oslo): Evidence production and legal aid General discussion Frank Hoogers, Hannah Jans, Rianne Mertens, Vera Poels (Maastricht): Witness testimony in Dutch civil procedure: facts, figures and statistical relations <i>Panel: The future of the law of evidence in European Union</i> <i>Introduction: Tomaž Keresteš, Vesna Rijavec; Discussants: Tjaša Ivanc, Jose Caramelo Gomes, Noemia Rute Peres de Bessa Vilela, Lazo Jesus Bores, Boštjan Kežman, Urška Kežmah, Piotr Fiedorczyk, Jerca Kramberger Škerl</i></p>

<p><u>Friday, May 31</u></p> <p>Morning Session (9,30 – 13,00)</p> <p>Lunch break (13,00 – 14,00)</p> <p>Afternoon Session (14,00 – 15,30)</p> <p>Wrap-up and departure (15,30 – 17,00)</p>	<p><i>Panel: Legal Clinics at the Law Faculties – Can they contribute to expanding access to justice? How to overcome evidentiary difficulties of legally illiterate clients?</i></p> <p>Participants: Legal Clinics and clinical initiatives from Croatia, Bosnia and Herzegovina, Norway, Italy, the Netherlands</p> <p>Session I: Introduction of various clinical foundations and aims</p> <ul style="list-style-type: none"> - Mission, objectives, and aims of various models of Legal Clinics - Characteristics, tools, and methods of clinical legal education - Clinical legal education and integration in the law school curriculum <p>Session II: The role of Legal Clinics in promoting and advancing access to justice</p> <p>Discussion Topics:</p> <ul style="list-style-type: none"> - Raising awareness about the law: street law initiatives , mobile legal clinics - Legal advocacy, legislative drafting, and lobbying efforts - Working with national, regional, and international human rights mechanisms and tribunals <p>Session III: The Global Clinical Movement: National, Regional and International Cooperation and Exchange</p> <p>Session IV: Legal Clinics - Past, Present and Future</p> <ul style="list-style-type: none"> - Obstacles and opportunities for developing national, regional and international clinical cooperation - Lessons learned from new and developing clinics - Prospects for growth and progress
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