

Truth and Efficiency in Civil Proceedings

Draft Programme 2011 * Sixth PPJ Course and Conference

<p><u>Sunday, May 22</u></p>	<p>Meeting of participants (Stradun, Gradska kavana, 19,30-20,00) Informal joint dinner</p>
<p><u>Monday, May 23</u> Registration (9,00 - 9,30) Opening Addresses, 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><i>Opening speeches</i> <i>Remco van Rhee (Maastricht):</i> Introduction, announcement of speakers <i>John Langbein (Yale):</i> The Disappearance of the Anglo-American Civil Trial: How It Happened, Is It Convergence with European Civil Justice? <i>Elisabetta Silvestri (Pavia):</i> The antique shop of Italian civil procedure: oath and confession as evidence. General discussion <i>Book Presentation</i> <i>Federico Ferraris (Milano-Bicocca):</i> “Experts’ testimony” in the Italian judicial system: characters, questions and comparative views. <i>Jorg Sladič (Maribor-Luxembourg):</i> Taking and Administering Evidence Beyond the State - Some Reflexions on Procedural Issues Before the Court of Justice of the European Union</p>
<p><u>Tuesday, May 24</u> Registration (9,00 - 9,30) 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><i>Richard Marcus (Hastings):</i> Extremism in the Pursuit of Truth is our 'Virtue' – The American Infatuation with Broad Discovery <i>Alan Uzelac (Zagreb):</i> ‘Material Truth’ versus Fair Trial within a Reasonable Time: The Fight Continues? <i>Marco Segatti (Pavia):</i> On the notion of optimal level of proof-taking. The content of cost-benefit analysis over accuracy and costs in legal proceedings General discussion <i>Francesca Ferrari (Insubria, Varese):</i> Taking of evidence in provisional and summary proceedings <i>Massimiliano Bina (Varese, Como):</i> The views of the Court and the notorious facts: a balance between efficiency and due process of law</p>
<p><u>Wednesday, May 25</u> Morning session (9,30 – 13,00) Afternoon Study Trip: Discovering the Hinterland of Dubrovnik</p>	<p><i>Peter Chan (Hong Kong):</i> The Fact-finding Process and Civil Justice in China. The Role of the Judge in Fact-finding: In Search of the Truth without Undue Delay <i>John Blackie (Strathclyde):</i> Scottish reform proposals for civil procedure. The end of five hundred years of evolution of a unique modified form of romano-canonical procedure, and system of distribution of business between higher and lower courts <i>Jon T. Johnsen (Oslo):</i> Fact-finding about Access to Justice: The ‘Efficiency’ of the Croatian Legal Aid System <i>Slađana Aras & Barbara Preložnjak (Zagreb):</i> Intentional Killing of Efficiency by Overzealousness in the Pursuit for Truth: Fulfilling Conditions for Legal Aid Under New Legal Aid Act Lunch break (13,00 – 14,00) Cable-car Excursion to Srđ Hill ; Panoramic Walk to Bosanka Plateau (16,00-19,00) A Countryside Dinner in a Cottage on Bosanka Hill (19,00 – 23,30)</p>

<p><u>Thursday, May 26</u></p> <p>Morning Session (10,30-13,00)</p> <p>Lunch Break (13,00 – 15,00)</p> <p>Afternoon Session: (15,00-18,00)</p>	<p><i>Mohamed Paleker (Cape Town):</i> Truth: a Cat-and-Mouse Game in the South African Civil Justice System</p> <p><i>Cristina Parau (Oxford):</i> The political and social context of evidentiary proceedings</p> <p><i>Simona Grossi (Berkeley):</i> [topic to be confirmed]</p> <p>General discussion</p> <p><i>Vadim and Gleb Abolonin (Moscow, Kiel):</i> Truth and Efficiency – A Russian Perspective</p> <p><i>Tomislav Karlović (Zagreb):</i> Propter celeritatem dirimendarum litium - presumptions and efficiency in Roman law</p> <p><i>Ivan Milotić (Zagreb):</i> Pursuit for truth and efficiency in Roman arbitration proceedings</p> <p><i>Ognjenka Manojlović (Zagreb):</i> European Procedural Geography in the Light of Truth and Efficiency</p>
<p><u>Friday, May 27</u></p> <p>Morning Session (9,30 – 13,00)</p> <p>Lunch break (13,00 – 14,00)</p> <p>Open Panels (14,00 – 15,30)</p> <p>Wrap-up and departure (15,30 – 17,00)</p>	<p><i>Remme Verkerk (The Hague):</i> More facts, less evidence. The growing importance of fact-gathering and the demise of the traditional presentation of evidence in court</p> <p><i>Annie de Roo and Rob Jagtenberg (Rotterdam):</i> Truth and mediation</p> <p><i>Peter Gilles (Frankfurt):</i> On Deconstruction of the Truth-Postulate by the Mainstream German Doctrine of Civil Procedure</p> <p><i>Branka Rešetar (Osijek):</i> Interplay between the Efficiency and the Active Role of Judges in Divorce and other Family Proceedings</p> <p><i>Adela Ognean (Maastricht):</i> The Balance of Powers between Judge and Parties in Romania and France</p> <p><i>Panel: Clinical Legal Education – a Way towards Training in Efficient Procedural Style</i></p> <p>Conclusion of the seminar</p>