Seminar 2: The pre-Lisbon instruments: Special focus on the European Arrest Warrant

Krakow, (PL) 15 - 16 February 2012

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Improving Judicial Cooperation in Criminal Matters in the area of Freedom, Security and Justice, Institutional Processes and Topical Areas

Seminar Venue
National School of Judiciary and Public Prosecution
ul. Przy Rondzie 5, 31-547 Kraków

Trainers’ Note

Objectives: The purpose of the seminar is two-fold: firstly, to provide participants with information on how the Treaty of Lisbon affects pre-Lisbon instruments, and secondly to have a current overview of the issues evolving around the application of the European Arrest Warrant being a flagship instrument of the pre-Lisbon period of EU criminal law.

In order to attain a better understanding of the issues raised in the course of the Seminar, the following training materials are provided for the participants. With the help of these materials participants will not only find it easier to follow the presentations but will be able to reconstruct the topics and ideas that have been put forward by the speakers.

In order to fully realize the novelties that the Treaty of Lisbon has genuinely brought in the field of judicial cooperation in criminal matters participants are distributed with copies of the primary EU laws that governed this area before the Treaty of Lisbon and which apply after the entry into force of that Treaty.
Therefore participants will find enclosed a copy of:


For the effects of the Treaty of Lisbon on EU criminal law and in particular on the European Arrest Warrant participants are invited to have a closer look

- Overview of the EU Criminal Justice area before the Lisbon Treaty (slides);
- The “Lisbonisation” of the pre-Lisbon criminal law instruments (slides).

For a full comprehension of the many issues that are stake concerning the implementation and application of the European Arrest Warrant participants are referred to consult the following materials.

- Council Framework Decision of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States (2002/584/JHA);
- The European Arrest Warrant. A current evaluation of the instruments (teaching material);
- The European Arrest Warrant as Seen by the Defense Counsel (slides)
- Case study (teaching material).

In order to grasp the issues with respect to national implementation of the Framework Decision of the European Arrest Warrant invited to review the following report ad article:

- Overview of National Implementation of the European Arrest Warrant (slides)
- Replies to questionnaire on quantitative information on the practical operation of the European arrest warrant – Year 2010 Council doc. 9120/2/11.
- The European Arrest Warrant eight years on – time to amend the Framework Decision? Outline proposal for European Parliament own initiative legislative report – Fair Trials International

As to the concerns whether human rights in general and rights of the defendant are respected the presentations supported with the following materials:

- ECHR fact sheet Detention conditions and treatment of prisoners (See also Prisoners’ health rights) Solitary confinement.