

Seminar 5: Asset recovery within the European Union: Council Framework Decisions of 2003, 2005 and 2006 and new developments in this area

Copenhagen (DK), 24-25 October 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

Hotel Imperial, Vester Farimagsgade 9, 1606 Copenhagen

Introduction

Target group: Judges, lawyers and defence lawyers working with law enforcement (police, customs and other national forces) dealing with asset forfeiture from France, Denmark, Sweden and other neighbouring countries

Description: The actions of identifying, locating, freezing, seizing and confiscating criminal related assets have received increasing international, European and national focus over recent years from both legislators and practitioners. European tools have been adopted to facilitate the different stages of this process and structures have been established with the responsibility at national level to facilitate international requests and the exchange of intelligence and assistance in this specific field. Availability of information and legislation is nevertheless still very different from one Member state to the other. Additionally, the authorities in charge, their powers and the relevant databases are also varied and structured differently from one country to the other. A closer look at practical issues in this area is necessary in order to understand the possibilities offered (and to be able to use them!) by different legal systems and European instruments in the field of asset forfeiture.

Method: Presentations complimented by discussions

Objectives: The objective of this seminar is twofold: first, to help practitioners understand and use the variety of possibilities existing across different member states to restrain the proceeds from crime and identify good practice. Secondly, to enhance communication and cooperation in this field between judicial and law enforcement authorities.

Experts

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Programme

WEDNESDAY 24 OCTOBER 2012

- 09.00 **Welcome and mutual introduction**
 Petra Jeney
- 09.15 **Overview of the International and European Legislation relating to Asset Recovery**
 Petra Jeney
- 10.45 Coffee break
- 11.15 **National responses to asset recovery – institutions, procedures and experiences**
 Petra Jeney
- 12.15 **Discussion**
- 12.30 Lunch
- 14.00 **Gaps and shortcomings of the current EU regulatory framework**
 Thomas Elholm
- 15.15 **Discussion**
- 15.30 Coffee break
- 15.45 **New directions in EU legislation - Proposal for a Directive of the European Parliament and of the Council on the freezing and confiscation of proceeds of crime in the European Union**
 Thomas Elholm
- 17.00 **Discussion**
- 17.15 **End of Day 1**

THURSDAY 25 OCTOBER 2012

- 09.00 **Workshop: practical issues relating to identification, tracing, freezing and confiscation of assets**
 Yvon Calvet
- 10.15 **Discussion**
- 10.30 Coffee break
- 10.45 **The Camden Asset Recovery Inter-Agency Network (CARIN), EU National Asset Recovery Offices (AROs) and Europol's Role in Asset Recovery**
 Pascal Gastineau
- 12.00 **Discussion**
- 12.15 **Evaluation**
- 12.30 Lunch
- END OF SEMINAR**