

**PF****UNIVERSITY OF LJUBLJANA**
Faculty of Law

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FREEDOM OF EXPRESSION AND ASSOCIATION OF JUDGES

HYBRID CROSS-BORDER TRAINING WORKSHOP FOR JUDGES, PROSECUTORS,
ATTORNEYS AND OTHER LEGAL PROFESSIONALS

Date 13-14 March 2024

Time 8.45-17.30 and 14.00- 17.30 CET

Host Faculty of Law, University of Ljubljana

Place: Faculty of Law, Senate room and online

Programme

Wednesday, 13 March, 8.45-17.30

8.45 - 9.00 Registration of on-site participants

9.00 Welcome Address and Presentation of TRIAL 2 project

Saša Zagorc | Member of TRIAL 2 | Dean of the Faculty of Law, University of Ljubljana

First panel: Freedom of Expression and Association as Individual Rights of Judges and Other Legal Professionals

Moderator: Federica Casarosa | Member of TRIAL 2 | EUI, Centre for Judicial Cooperation

9.10 Freedom of Expression and Association of Judges: Current and Future Issues

Madalina Moraru | Member of TRIAL 2 | EUI, Centre for Judicial Cooperation | University of Bologna

9.30 A View from Luxembourg: Freedom of Expression and Association of Judges of the Court of Justice of the EU

Dr Damjan Kukovec | Judge at the General Court of the EU

9.50 SLAPPING Judges into Silence

Paulina Milewska | EUI, Department of law

10.10 Freedom of Expression and Association of the Judge from the Perspective of the Right to Fair Trial

Sietske Dijkstra | Judge at Court House of Groningen

10.30 Discussion

10.45 Presentation of TRIIAL 2 Thematic Booklet “Freedom of Expression and Association of Judges” and Other Training Materials

Mohor Fajdiga | Member of TRIIAL 2 | Faculty of Law, University of Ljubljana

11.00 Break

Second panel: The Role of Freedom of Expression and Association of Judges in the Era of Rule of Law Backsliding

Moderator: Marcin Michalak | Member of TRIIAL 2 | University of Gdansk

11.10 All Quiet in the Judiciary: Low Voice of Hungarian Judges and the Role of European Courts

Ágnes Kovács | Member of TRIIAL 2 | Eötvös Loránd University (ELTE)

11.30 The Role of Judicial Associations in Preventing Rule of Law Decay in Romania: Informal Communication and Strategic Use of Preliminary References

Raluca Bercea | Member of TRIIAL 2 | National Association of the Romanian Bars (UNBR) | Faculty of Law, University of Timișoara

11.50 Judges Amid the Rule of Law Crisis: A Political Scientist’s Perspective

Jernej Pikalo | Department for Political Science of the Faculty of Social Sciences, University of Ljubljana

12.10 Discussion

12.30 Lunch break

Whistleblowers from the Judiciary: Hypothetical Case Scenario I

13.50 Hypothetical Case: Introductory presentation

Mohor Fajdiga | member of TRIIAL 2 | Faculty of Law, University of Ljubljana

Marjan Kos | Faculty of Law, University of Ljubljana

14.05 Discussion in Two Parallel Working Group Sessions

14.50 Conclusions of the Working Groups in the Plenary Session

15.20 Break

Third panel: The use of social media by judges in theory and practice

Moderator: Marta Achler | Member of TRIIAL 2 | EUI, Centre for Judicial Cooperation

15.35 International Soft Law Standards of Judges' Social Media Communication

Jannika Jahn, Senior Research Fellow at the Max Planck Institute for Comparative Public Law and International Law

15.55 Judges' Presence on Twitter in Times of Constitutional Breakdown in Poland: "What we've got here is failure to communicate"

Jaroslav Gwizdak | former Polish judge and court president | member of TRIIAL 2, INPRIS

16.15 To post or not to post: Personal Experience with the Use of Social Media

Kees Sterk | Senior Judge at judge at Rechtbank Zeeland West-Brabant and Maastricht University | former President of the European Network of the Councils for Judiciary (ENCJ)

16.35 A Perspective of a Judge from a Common Law Jurisdiction

Judith Gleeson | Senior Judge at the Upper Tribunal

Discussion

17.30 End of First Day

Thursday, 14 March, 14.00–17.30

Freedom of Association of Judges: Hypothetical Case Scenario II

14.00 Hypothetical Case: Introductory presentation

Mohor Fajdiga | member of TRIIAL | Faculty of Law, University of Ljubljana

Marta Achler | Member of TRIIAL 2 | EUI, Centre for Judicial Cooperation

14.15 Discussion in Three Parallel Working Group Sessions

15.00 Conclusions of the Working Groups in the Plenary Session

15.30 Break

Roundtable Session: Speaking on Behalf of the Judiciary

Moderator: Saša Zagorc | Member of TRIIAL 2 | Dean of the Faculty of Law, University of Ljubljana

15.40 Points of departure:

Mouthpiece of the Judiciary: Experience from the Netherlands

Barbara den Uijl | Head of PR of the Dutch Council for the Judiciary

Shaping the Narrative of Judicial Association's Social Media and Building Sustainable and Effective Communication

Karolina Rokita | Judge at the District court in Przemyśl | Member of Communication and Social Media of Iustitia (Association of Polish judges)

16.20 Views of the Panellists:

Vesna Bergant Rakočević | Judge at the Higher Court of Ljubljana | President of the Slovenian Association of Judges

Nicola Canestrini | Criminal defence lawyer, Italy

16.50 Discussion

17.25 Concluding Remarks

Saša Zagorc | Member of TRIIAL 2 | Dean of the Faculty of Law, University of Ljubljana

Mohor Fajdiga | Member of TRIIAL 2 | Faculty of Law, University of Ljubljana

17.30 End of Second Day