Syracuse, 29th May 2019

Istituto San Metodo, Via della Conciliazione 6

FIFTH SECTION

Chair: Prof. Mark Zöller (Trier University)

11.30 The Abyss between Intellect and Will. Dealing with the Philosophical Problem of Legal Judgement Prof. Alessio Lo Giudice (Messina University, Italy)

11.50 The seizure of computer files and emails Prof. Paulo de Sousa Mendes (Lisbon University, Portugal)

12.10 Tax offense as a criminal activity prior to money laundering Prof. Eduardo Demetrio Crespo (University of Castilla La-Mancha, Spain)

12.30 Discussion

13.00 Lunch Break

SIXTH SECTION

Chair: Prof. Paulo de Sousa Mendes (Lisbon University, Portugal)

14.00 Evidentiary problems in the field of money laundering Prof. Ágata María Sanz Hermida (University of Castilla La-Mancha, Spain)

14.20 Evidence Laundering by Turkish criminal procedure law and ECtHR jurisprudence Prof. Adem Sözüer, Ms. Havva Begüm Tokgöz, Mr. Yiğit Yeniyetişme (Istanbul University, Turkey)

14.40 Techniques for assessing social danger in front of the administrative judge Prof. Vittoria Berlingò (Messina University, Italy)

15.00 The proof of criminal conducts in mafia-typed offences Dr. Giuseppe Toscano (Messina University, Italy)

15.20 Discussion

15.40 Concluding remarks Prof. Stefano Ruggeri (Messina University, Italy)

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ACCADEMIC COORDINATION: Prof. Stefano Ruggeri (Messina University, Italy)







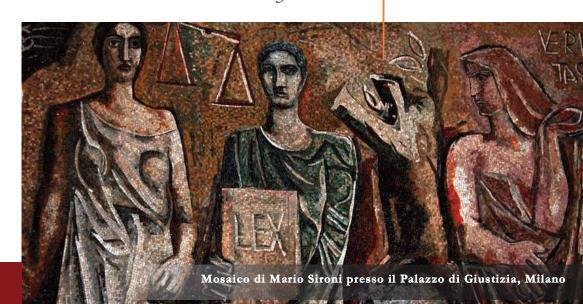
Law Department

INTERNATIONAL FORUM

THE EUROPEANIZATION OF EVIDENCE LAW IN TRANSNATIONAL AND DOMESTIC CRIMINAL JUSTICE

Messina 28 Syracuse 29

May 2019



Messina, 28th May 2019

Aula Magna Rettorato, Piazza Pugliatti 1

8.30 Welcoming speeches

Prof. Salvatore Cuzzocrea (Rector of the Messina University, Italy)
Prof. Francesco Astone (Director of the Law Department, Messina University, Italy)
Avv. Vincenzo Ciraolo (President of the Council of the Messina Bar Association, Italy)

9.00 The Europeanization of evidentiary processes and the development of a fair model of criminal justice in domestic and transnational cases. Introductory remarks

Prof. Stefano Ruggeri (Messina University, Italy)

THE EUROPEANIZATION OF TRANSNATIONAL EVIDENCE LAW FIRST SECTION

Chair: Prof. Eduardo Demetrio Crespo (University of Castilla La-Mancha, Spain)

9.20 Secret data gathering in transnational criminal cases – lessons from a Hungarian judgment

Prof. Zsolt Szomora (Szeged University, Hungary)

9.40 Transnational evidence-gathering and the extraterritorial application of criminal procedure

Prof. Laurent Desessard (Poitiers University, France)

10.00 Police cooperation, mutual recognition-based judicial assistance and new means of investigation in terrorism

Prof. María de los Ángeles Catalina Benavente (University of Santiago de Compostela, Spain)

- 10.20 Discussion
- 10.40 Break

SECOND SECTION

Chair: Prof. Zsolt Szomora (Szeged University, Hungary)

- 11.00 The European Investigation Order from a German Perspective Prof. Mark Zöller (*Trier University, Germany*)
- 11.20 The European Investigation Order in the Perspective of Fundamental Rights. The Hungarian Implementation

Ms. Jasmine Hussein (Szeged University, Hungary)

- 11.30 **Defence rights and the execution of European orders of investigation**Ms. Antonella Falcone (Messina University, Italy)
- 11.40 Interception os telecommunication and technical surveillance in cross-border cases under the EIO Directive and Italian law Ms. Alessandra Grio (Messina University, Italy)
- 11.50 Discussion
- 12.10 Break

THIRD SECTION

Chair: Prof. Lorenzo Bujosa Vadell (Salamanca University, Spain)

12.20 Investigations of Accidents in the Maritime and Air transport and their Use in Criminal and Civil Court Proceedings
Prof. Cinzia Ingratoci (Messina University, Italy)

12.40 Transnational Crime: Obtaining electronic evidence and joint investigation in the European Union

Ms. Irene González Pulido (Salamanca University, Spain)

- 12.50 Oral evidence and the right to confrontation in transborder cases
 Prof. Lorena Bachmaier Winter (Complutense University of Madrid, Spain)
- 13.10 Discussion
- 13.30 Lunch Break

Dipartimento di Giurisprudenza, Piazza Pugliatti 1

THE EUROPEANIZATION OF DOMESTIC EVIDENTIARY PROCESSES

FOURTH SECTION

Chair: Prof. Lorena Bachmaier Winter (Complutense University of Madrid, Spain)

14.30 The right to silence and the principle nemo tenetur se ipsum detegere in the multilevel European scenario
Prof. Lorenzo Bujosa Vadell (Salamanca University, Spain)

- 15.50 Victim's rights and the collection of oral evidence in criminal proceedings Ms. Viviana Di Nuzzo (Messina University, Italy)
- 16.00 Illegally Obtained Evidence in 21st Century Prof. Marco Gradi (Messina University, Italy)
- 16.20 New technologies, interception of telecommunicains and the ECtHR case-law. The problem of computer collectors in Italian criminal justice Dr. Diego Foti (Lanyer in Messina, Italy)
- 16.40 Pre-trial detention and the proof of the defendant's dangerousness in the field of organised crime

 Ms. Martina Aloisi (Messina University, Italy)
- 16.50 **Standard and burden of proof and the presumption of innocence** Mr. Walter Reifarth Muñoz (Salamanca University, Spain)
- 17.00 The right to be forgotten in criminal proceedings Mr. Michele Crisafulli (Messina University, Italy)
- 17.10 Discussion