



Supreme
Court

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

International Conference
to mark the 5th Anniversary of the Supreme Court

“Implementation of the Rule of Law:
Role of the Supreme Court in modern conditions”

PROGRAMME
16 December 2022

Videoconference (Zoom)

The event is co-organized by the Supreme Court jointly with the Council of Europe Project “Support for Judicial Institutions and Processes to Strengthen Access to Justice in Ukraine”

16 December (Friday)
Kyiv time

09:45–10:00 Connecting and testing Zoom

10:00–11:00 **Opening remarks**

Vsevolod Kniaziev, President of the Supreme Court, Ukraine
Marija Pejčinović Burić, Secretary General of the Council of Europe (video)
Síofra O'Leary, President of the European Court of Human Rights
Koen Lenaerts, President of the Court of Justice of the European Union

11:00–12:00 **KEYNOTE SPEECH**

The path to the rule of law in Ukraine: the results of 5 years of work of the Supreme Court
Vsevolod Kniaziev, President of the Supreme Court, Ukraine

Moderator: Dmytro Luspenyk, Secretary of the Plenum of the Supreme Court, Ukraine

12:00–12:15 Break

12:15–13:45 **SESSION 1. Ensuring the legal certainty through the coherent and consistent case law**

Moderator: Yevhen Petrov, judge of the Civil Cassation Court within the Supreme Court, Ukraine

Consistency of the case law as a requirement of the right to a fair trial
Mykola Gnatovskyy, Judge of the European Court of Human Rights in respect of Ukraine

Ensuring legal certainty and rule of law: 5 years of experience of the Grand Chamber
Larysa Rogach, Secretary of the Grand Chamber of the Supreme Court, Ukraine

Changes in the case law: ensuring relevance through the risk of predictability?
Duro Sessa, President of the European Association of Judges (EAJ)

Departing from Precedent - the Experience of the UK Supreme Court
Lord Robert Reed, President of the Supreme Court of the United Kingdom

Tools for ensuring the consistency of case law, the experience of Slovenia
Nina Betetto, judge of the Supreme Court of Slovenia

13:45–14:15 Break

14:15–14:45 **KEYNOTE SPEECH**

On the resilience of the European rule of law
Bettina Limperg, President of the Network of the Presidents of the Supreme Judicial Courts of the European Union, President of the German Federal Court of Justice (Bundesgerichtshof)

Moderator: Vitalii Urkevych, judge of the Commercial Cassation Court within the Supreme Court, Ukraine

14:45–15:00 Break

15:00–16:40 **SESSION 2. The capacity of modern technologies to improve access to justice**

Moderator: [Mykhailo Smokovych](#), President of the Administrative Cassation Court within the Supreme Court, Ukraine

On-line justice: advantages and risks

[Richard Humphreys](#), Judge of the High Court, Ireland

The digital era helps justice to be effective

[Kai Kullerkupp](#), Judge of the Supreme Court of Estonia

CEPEJ guidelines on videoconferencing in judicial proceedings

[Marek Świerczyński](#), Professor of law and attorney, co-author of CEPEJ Guidelines on videoconferencing in judicial proceedings, Poland

Court hearings online: view of an advocate

[Maria Slazak](#), President of the European Association of Lawyers

Remote justice in Ukraine in times of war: prospects and challenges

[Nataliia Blazhivska](#), Judge of the Administrative Cassation Court within the Supreme Court, Ukraine

16:40–17:50 **SESSION 3. Judiciary in times of war**

Moderator: [Stanislav Kravchenko](#), President of the Criminal Cassation Court within the Supreme Court, Ukraine

Main challenges for justice: Supreme Court transformation

[Olena Kibenko](#), Judge of the Commercial Cassation Court within the Supreme Court, Ukraine

Support of the Supreme Court in overcoming challenges of war

Dr hab. [Małgorzata Manowska](#), President of the Supreme Court of Poland

Russian war crimes. Full and comprehensive responsibility. National and international perspective

[Andrii Kostin](#), Prosecutor General, Ukraine

Criminal jurisdiction under martial law in Ukraine: features and perspectives

[Oleksandra Yanovska](#), judge of the Criminal Cassation Court within the Supreme Court, Ukraine

Derogation in time of emergency under Article 15 of the European Convention on Human Rights in the context of the war in Ukraine

[Dmytro Tretyakov](#), Deputy Registrar of the Administrative Tribunal of the Council of Europe, Senior Lawyer of the Registry of the European Court of Human Rights

17:50–18:00 Closing remarks