

## Webinar

# Judging Fundamental Rights in Covid-19 Times

25 March, from 16.00 - 17.30 (CET)

on Zoom

Centre for Judicial Cooperation (CJC) | European University Institute (EUI)

## Introduction

The Centre for Judicial Cooperation of the EUI invites you to a discussion on judging fundamental rights in Covid-19 times with two judges Aniel Pahladsingh, EU lawyer Dutch Council of State and deputy judge district court Rotterdam and Pierpaolo Gori judge from the Italian Supreme Court who have authored a paper entitled “Fundamental rights under Covid-19: an European perspective on videoconferencing in court”. This article addresses how the Covid-19 outbreak has challenged long-established legal procedures, the material functioning of the Court, the rule of law itself.

Continuing the reflection on how domestic courts are addressing the multiple challenges in applying human rights, the next speakers will focus on how judicial Interactions have been used by domestic courts as a tool to clarify the fundamental rights, with specific attention to the EU Charter of fundamental rights. As a matter of fact, the Charter’s entry into force slightly more than 10 years ago allowed legal practitioners to explore – though still timidly, the potential of such Bill of rights in the resolution of cases involving a violation of fundamental rights. However, this did not happen so smoothly, as several doubts emerged throughout this period such as: what is the scope of application of the EU Charter? what is the relationship of EU Charter’s rights with the general principles of EU law, the ECHR, and national Constitutions?; and which are the different forms of justiciability of its provisions?

The presentation will highlight the added value of judicial cooperation among European and national courts, showing how judicial interaction techniques pursued by courts and judges have solved issues of normative or judicial interpretation incompatibility in a way that has ensured coherence and coordination among different legal and judicial systems in the safeguard of human rights pursued by various legal orders.

## **Programme**

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### **25 March**

16.00 - 16.10 *Moderator*

**Gábor Halmai**, Professor of Comparative Constitutional Law | EUI

16.10 - 16.45 Fundamental Rights under Covid-19: Judges' Perspectives

**Aniel Pahladsingh**, EU Lawyer Council of State (NL) and Deputy Judge District Court Rotterdam (NL)

**Pierpaolo Gori**, Consigliere | Corte di Cassazione, Rome

16.45 - 17.00 The Practice of Judicial Interaction in the Field of Fundamental Rights: Added Value in Covid-19 Times

**Federica Casarosa**, Part-time Professor | CJC

**Madalina Moraru**, Research Fellow | CJC

17.00 - 17.15 *Discussant*

**Jan Petrov**, Research Fellow | Judicial Studies Institute, Masaryk University

17.15 - 17.30 Q & A

## **Speakers**

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**Federica Casarosa** Centre for Judicial Cooperation

**Pierpaolo Gori** Corte di Cassazione, Rome

**Gábor Halmai** European University Institute

**Madalina Moraru** Centre for Judicial Cooperation

**Aniel Pahladsingh** District Court Rotterdam (NL)

**Jan Petrov** Masaryk University