



*The ECHR at 70:
The Central European Narrative*

Organisers



CENTRAL
EUROPEAN
ACADEMY



FERENC MÁDL
INSTITUTE OF COMPARATIVE LAW

DATE OF THE CONFERENCE

15-16 June 2023

VENUE OF THE CONFERENCE

CEA, Diósgyőr Auditorium

HU-1122 Budapest, Városmajor utca 12-14., Ground Floor

CONCEPT

The ECHR entered into force on 3 September 1953, and since then, Europe has gone through countless changes and faced scores of challenges. But how can a 70-year-old convention provide effective protection for human rights? The aim of the conference is to demonstrate the indisputable reactivity and modernity of the ECHR putting an emphasis on the ECtHR's interpretation techniques and focusing on Central European countries.

PARTNERS

University of Miskolc, Faculty of Law

Central-European Association for Comparative Law

Hungarian Academy of Sciences Regional Commission of Miskolc

Committee for Jurisprudence



Opening ceremony

9.00 - 9.30 REGISTRATION

MODERATOR

Prof. Dr. János Ede Szilágyi, Head of Ferenc Mádl Institute of Comparative Law; Full Professor, Faculty of Law, University of Miskolc, Hungary

9.30 - 9.50 OPENING SPEECHES

Dr. Róbert Répássy, Deputy Minister, Ministry of Justice, Hungary

Prof. Dr. Tímea Barzó, General Director, Central European Academy; Full Professor, Faculty of Law, University of Miskolc, Hungary

9.50 - 10.20 KEYNOTE ADDRESS: THE ECHR AND CENTRAL EUROPE: WHAT IS LEFT TO THE STATES' MARGIN OF APPRECIATION?

Prof. Dr. Péter Paczolay, Judge, European Court of Human Rights

10.20 - 10.50 THE PROHIBITION OF DISCRIMINATION UNDER THE ECHR WITH SPECIAL REGARD TO CENTRAL EUROPE

Prof. Dr. Erzsébet Sándor-Szalay, Deputy Commissioner for Fundamental Rights, Ombudsman for the Rights of National Minorities, Office of the Commissioner for Fundamental Rights of Hungary; Full Professor, Faculty of Law, University of Pécs, Hungary

Opening ceremony

10.50 - 11.20 **SELECTED PROBLEMS OF DIPLOMATIC AND
CONSULAR IMMUNITY IN THE CASE-LAW OF
THE ECTHR**

Prof. Dr. Paweł Czubik, Judge of the Supreme Court of Poland; Full Professor, University of Economics in Cracow, Poland

11.20 - 11.40 **CHALLENGES OF PROCEDURES BEFORE THE
ECTHR FROM A STATE AGENT'S POINT OF
VIEW: STOCKTAKING OF THE LAST 25 YEARS**

Dr. Zoltán Tallódi, Head, Department of Human Rights, Ministry of Justice, Hungary

11.40 - 12.10

COFFEE BREAK

Panel 1

THE ECHR IN STATE OF EMERGENCY

MODERATOR

Dr. Attila Horváth, Senior Researcher, Ferenc Mádl Institute of Comparative Law; Associate Professor, Faculty of Public Governance and International Studies, University of Public Service, Hungary

12.10 - 12.30 HOW DOES THE ECHR PROTECT IN WAR?

Dr. Katarína Šmigová, Dean, Associate Professor, Faculty of Law, Pan-European University, Slovakia

12.30 - 12.50 MIGRATION AND THE ECHR

Dr. Lilla Berkes, Associate Professor, Faculty of Law and Political Sciences, Pázmány Péter Catholic University; Chief Legal Advisor, Constitutional Court of Hungary, Hungary

12.50 - 13.10 ONE FOR ALL, ALL FOR ONE? THE ECTHR'S PRESUMABLE POSITION ON VACCINATION IN PUBLIC EMERGENCY

Dr. Nóra Béres, Senior Researcher, Ferenc Mádl Institute of Comparative Law; Assistant Professor, Faculty of Law, University of Miskolc, Hungary

13.10 - 14.40

LUNCHBREAK

Panel 2

CRIMINAL LAW
ASPECTS OF ECHR

MODERATOR

Dr. Nóra Béres, Senior Researcher, Ferenc Mádl Institute of Comparative Law; Assistant Professor, Faculty of Law, University of Miskolc, Hungary

14.40 - 15.00 THE PROHIBITION OF TORTURE AND OTHER FORMS OF ILL-TREATMENTS - SPECIAL REGARD TO CENTRAL EUROPE

Prof. UAM Dr. Barbara Janusz-Pohl, University Professor, Faculty of Law and Administration, Adam Mickiewicz University, Poland

15.00 - 15.20 THE RIGHT TO LIBERTY AND SECURITY WITH SPECIAL REGARD TO CENTRAL EUROPE

Dr. Aleksandar Maršavelski, Associate Professor, Faculty of Law, University of Zagreb, Croatia

15.20 - 15.40 THE DIGITAL CHAINS OF MODERN SLAVERY: A STUDY OF HUMAN TRAFFICKING IN CENTRAL EUROPE

Dr. Marcin Rau, Assistant Professor, Cardinal Stefan Wyszyński University in Warsaw, Poland

Panel 2

CRIMINAL LAW
ASPECTS OF ECHR

**15.40 - 16.00 UNCHAINED, YET PROSECUTED - VICTIMS OF
HUMAN TRAFFICKING AS SUBJECTS OF
CRIMINAL LIABILITY**

Dr. David Čep, Assistant Professor, Masaryk University
in Brno, the Czech Republic

16.00 - 16.30

COFFEE BREAK

Panel 3

THE 'UMBRELLA' OF THE ECTHR:
THE RIGHT TO RESPECT FOR PRIVATE LIFE

MODERATOR

Dr. Anikó Raisz, State Secretary Responsible for the Environment and
Circular Economy, Ministry of Energy; Associate Professor, Faculty of
Law, University of Miskolc, Hungary

**16.30 - 16.50 FROM PRIVATE LIFE TO ENVIRONMENTAL
PROTECTION**

Prof. Dr. Jasna Omejec, Full Professor, Faculty of Law,
University of Zagreb; ad hoc judge of the European
Court of Human Rights; former judge of the
Constitutional Court of Croatia, Croatia

Panel 3

THE 'UMBRELLA' OF THE ECTHR: THE RIGHT TO RESPECT FOR PRIVATE LIFE

16.50 - 17.10 THE RIGHT TO FAMILY LIFE UNDER THE ECHR WITH SPECIAL REGARD TO CENTRAL EUROPE

Dr. Lilla Garayová, Vice-Dean, Associate Professor,
Faculty of Law, Pan-European University, Slovakia

17.10 - 17.30 THE RIGHT TO PRIVATE LIFE UNDER THE ECHR WITH SPECIAL REGARD TO CENTRAL EUROPE

Dr. Agnieszka Wedeł-Domaradzka, Vice-Dean,
Assistant Professor, Faculty of Law and Economics,
Kazimierz Wielki University in Bydgoszcz, Poland

17.30 - 18.00 Q&A SESSION AND CONCLUDING REMARKS

Prof. Dr. János Ede Szilágyi, Head of Ferenc MádI
Institute of Comparative Law; Full Professor,
Faculty of Law, University of Miskolc,
Hungary

Panel 4

INDIVIDUAL VS. SOCIETY
(PART 1)

9.30 - 10.00 REGISTRATION

MODERATOR

Dr. György Marinkás, Senior Researcher, Ferenc Mádl Institute of Comparative Law; Assistant Professor, Faculty of Law, University of Miskolc, Hungary

10.00 - 10.30 KEYNOTE ADDRESS: THE PROTECTION OF PROPERTY UNDER THE ECHR WITH SPECIAL REGARD TO CENTRAL EUROPE

Dr. Nataša Plavšić, Judge, Constitutional Court of the Republic of Serbia

10.30 - 10.50 CENTRAL EUROPEAN RESTITUTION CASES BEFORE THE ECTHR

Prof. Dr. Veress Emőd, Head of Department, Ferenc Mádl Institute of Comparative Law, Hungary; Full Professor, Sapientia Hungarian University of Transylvania, Romania

10.50 - 11.10 UNEQUAL CZECH OLD AGE PENSIONS FOR MEN AND WOMEN IN THE ECTHR'S CASE-LAW WITH SPECIAL REGARD TO ANDRLE V. THE CZECH REPUBLIC

Dr. Martin Štefko, Associate Professor, Faculty of Law, Charles University, Czech Republic

Panel 4

INDIVIDUAL VS. SOCIETY
(PART 1)

**11.10 - 11.30 HUMAN RIGHTS AND EMPLOYMENT UNDER
THE ECHR WITH SPECIAL REGARD TO
CENTRAL EUROPE**

Dr. Renáta Hrecska-Kovács, Senior Researcher, Ferenc
Mádl Institute of Comparative Law, Hungary

11.30 - 12.00

COFFEE BREAK

Panel 5

INDIVIDUAL VS. SOCIETY
(PART 2)

MODERATOR

Dr. Katarzyna Zombory, Senior Researcher, Central European
Academy, Hungary

**12.00 - 12.20 FREEDOM OF THOUGHT, CONSCIENCE AND
RELIGION UNDER THE ECHR WITH SPECIAL
REGARD TO CENTRAL EUROPE**

Dr. Dalibor Đukić, Associate Professor, Faculty of Law,
University of Belgrade, Serbia

Panel 5

INDIVIDUAL VS. SOCIETY
(PART 2)

12.20 - 12.40 FREEDOM OF EXPRESSION UNDER THE ECHR WITH SPECIAL REGARD TO CENTRAL EUROPE

Dr. János Szinek, Senior Researcher, Central European Academy, Hungary

12.40 - 13.00 FREEDOM OF ASSEMBLY AND ASSOCIATION UNDER THE ECHR WITH SPECIAL REGARD TO CENTRAL EUROPE

Dr. Bojan Tubić, Associate Professor, Faculty of Law, University of Novi Sad, Serbia

13.00 - 13.20 LESS IS MORE? THE ECtHR'S RECENT JUDGMENT ON THE VOTING RIGHT OF NATIONAL MINORITY VOTERS IN HUNGARY

Dr. Attila Horváth, Senior Researcher, Ferenc MádI Institute of Comparative Law; Associate Professor, Faculty of Public Governance and International Studies, University of Public Service, Hungary

13.20 - 14.50

LUNCHBREAK

Panel 6

DUE PROCESS AND EFFECTIVE REMEDY UNDER THE ECHR

MODERATOR

Dr. Renáta Hrecska-Kovács, Senior Researcher, Ferenc Mádl Institute of Comparative Law, Hungary

14.50 - 15.10 DUE PROCESS AND CIVIL LAW CASES IN THE CASE-LAW OF THE ECtHR WITH SPECIAL REGARD TO CENTRAL EUROPE

Prof. Dr. Raluca Bercea, Full Professor, Faculty of Law, West University of Timisoara, Romania

15.10 - 15.30 DUE PROCESS AND CRIMINAL LAW CASES WITH SPECIAL REGARD TO CENTRAL EUROPE

Dr. Eugen-Gheorghe Crişan, Assistant Professor, Hungarian University of Transylvania, Romania

15.30 - 15.50 EFFECTIVE REMEDY UNDER THE ECHR WITH SPECIAL REGARD TO CENTRAL EUROPE

Dr. Katarzyna Zombory, Senior Researcher, Central European Academy, Hungary

15.50 - 16.20 Q&A SESSION AND CONCLUDING REMARKS

Prof. Dr. János Ede Szilágyi, Head of Ferenc Mádl Institute of Comparative Law; Full Professor, Faculty of Law, University of Miskolc, Hungary