

HUMAN
RIGHTS



Freedom of Expression (Art. 10 ECHR)

Recent ECtHR case law

27 May 2021, 13:00-17:00 CEST

28 May 2021, 9:30-13:00 CEST

Online seminar

**UP
GRADE**
YOUR LEGAL
EXPERTISE

**Human
Rights Law**



Speakers

Kirill Belogubets, Lawyer, European Court of Human Rights, Strasbourg

Ali Bozkaya, Lawyer, European Court of Human Rights, Strasbourg

Antoine Buyse, Professor, Utrecht University School of Law; Director, Netherlands Institute of Human Rights (SIM)

Diana-Olivia Hatneanu, Lawyer, Bucharest

Ivana Jelić, Judge, European Court of Human Rights, Strasbourg

Sanja Jovičić, Senior Lawyer, Academy of European Law (ERA), Trier

Daniel Rietiker, Lawyer, European Court of Human Rights, Strasbourg

Key topics

- Art. 10 requirement “prescribed by law”
- Art. 10 procedural aspects
- Access to information online
- Freedom of expression v. right to privacy
- Protection of one’s reputation
- Incitement to violence and hatred
- Freedom of speech in professional life
- Whistleblowing

Language
English

Event number
421D126e

Organiser
Sanja Jovičić (ERA)



With the support of the Erasmus+
programme of the European Union

Freedom of Expression (Art. 10 ECHR): Recent ECtHR Case Law

Thursday, 27 May 2021

13:00 Connecting to and getting familiar with the online platform

13:20 Welcome and introduction
Sanja Jovičić

I. THE ESSENCE OF FREEDOM OF EXPRESSION

13:30 **Foreseeability of the law limiting political expression**

- Comparison between the ECHR and other international standards
- *Selahattin Demirtaş v. Turkey* (no. 2) [GC], no. 14305/17, 22 December 2020
- *Magyar Kétfarkú Kutya Párt v. Hungary* [GC], no. 201/17, 20 January 2020
Ivana Jelić

14:00 Discussion

14:15 Short break

14:25 **How to ensure the fairness of proceedings concerning Art. 10 ECHR interferences?**
Hatice Çoban v. Turkey, no. 36226/11, 29 October 2019
Daniel Rietiker

14:55 Discussion

15:10 Short break

II. BALANCING FREEDOM OF EXPRESSION WITH OTHER HUMAN RIGHTS

15:20 **Balancing freedom of expression against the protection of one's reputation**

- Journalists: *Gheorghe-Florin Popescu v. Romania*, no. 79671/13, 12 January 2021
- Political figures: *Kılıçdaroğlu v. Turkey*, no. 16558/18, 27 October 2020
- Private companies: *OOO Regnum v. Russia*, no. 22649/08, 8 September 2020
Diana-Olivia Hatneanu

15:50 Discussion

16:00 Short break

16:10 **Private life v. freedom of expression**

- Defamation: *Miljević v. Croatia*, no. 68317/13, 25 June 2020
- Public figures and discriminatory statements against minority groups: *Budinova and Chaprazov v. Bulgaria*, no. 12567/13, 16 February 2021; *Behar and Gutman v. Bulgaria*, no. 29335/13, 16 February 2021
Kirill Belogubets

16:40 Discussion

17:00 End of first seminar day

Objective

This seminar will provide participants with a comprehensive insight into the recent case law of the European Court of Human Rights (ECtHR) on freedom of expression under Article 10 of the European Convention on Human Rights and Fundamental Freedoms (ECHR), with a focus on the most important judgments since 2020. The training will provide the participants with the necessary tools to identify and address human rights violations relating to Article 10 and apply that provision in domestic proceedings.

Who should attend?

Lawyers in private practice, judges, prosecutors, State Agents, legal staff of national administrations, international organisations and NGOs.

You will learn...

- about the role and work of the ECtHR
- how to interpret Article 10 of the Convention
- how to exercise the freedom of expression and how to handle possible restrictions
- how the ECtHR has interpreted Art. 10 of the Convention in specific cases?
- What constitutes incitement to violence/hatred and how to analyse the related statements under Art. 10 ECHR?
- how to submit a valid application to the ECtHR with due regard to the Convention's admissibility requirements

What participants said in 2020

"very well organized and very interesting"

"deep insight into the most actual jurisprudence of the ECHR"

"I especially liked the fact that registrars and judges of the ECHR held presentations and entered into discussion!"

Interactive online seminar

The online seminar will be hosted on ERA's own online platform. You will be able to interact immediately and directly with our top-level speakers and other participants. We will make the most of the technical tools available to deliver an intensive, interactive experience. As the platform is hosted on our own server, the highest security settings will be applied to ensure that you can participate safely in this high-quality online conference.

Friday, 28 May 2021

9:00 Connecting to the online platform

III. SPECIAL CASES

9:30 **Free flow of information on the internet**

- *Vladimir Kharitonov v. Russia, OOO Flavus and Others v. Russia, Bulgakov v. Russia and Engels v. Russia*
- *Pendov v. Bulgaria*, no. 44229/11, 26 March 2020
Antoine Buyse

10:00 Discussion

10:15 Short break

10:25 **Incitement to hatred and violence – how to analyse the relevant statements?**

- *Altıntaş v. Turkey*, no. 50495/08, 10 March 2020
Ali Bozkaya

10:55 Discussion

11:10 Short break

11:20 **Exercising freedom of expression in professional life**

- Whistleblowers – *Herbai v. Hungary*, no. 11608/15, 5 November 2019
- Judiciary – *Goryaynova v. Ukraine*, no. 41752/09, 8 October 2020; *Panioglu v. Romania*, no. 33794/14, 8 December 2020, *Guz v. Poland*, no. 965/12, 15 October 2020

11:50 Discussion

12:05 Short break

IV. PRACTICAL TIPS

12:15 **How to submit a case successfully to the ECtHR**

- Admissibility criteria
- Interim measures

Sanja Jovičić

12:45 Discussion

13:00 End of seminar

For programme updates: www.era.int

Programme may be subject to amendment.

**Times indicated are CEST
(Central European Summer Time)**



Your contact persons



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CPD

ERA's programmes meet the standard requirements for recognition as Continuing Professional Development (CPD). This event corresponds to **6 CPD hours**.

Save the date

Artificial Intelligence and Human Rights
Online, 1-2 April 2021

Applying the Charter of Fundamental Rights of the European Union: Focus on the right to a fair trial

Seminar for lawyers in private practice
Online, 12-13 April 2021

Annual Conference on European Media Law 2021

Online, 16-18 June 2021

Applying the Charter of Fundamental Rights of the European Union: Focus on the right to a fair trial

Seminar for judges and prosecutors
Online, 21-22 June 2021

Summer Course on the Rule of Law

Online, 21-25 June 2021

Annual Conference on the Rights of Persons with Disabilities 2021

Online, 17-19 November 2021

Registration

Freedom of Expression (Art. 10 ECHR) – Recent ECtHR Case Law

Online, 27-28 May 2021 / Event Number: 421D126e



Europäische Rechtsakademie
Academy of European Law
Académie de Droit Européen
Accademia di Diritto Europeo

Registration

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English

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Registration fee

Fee	Standard	EU & ERA patrons*	Young lawyers & other groups**	Discount Voucher Code
Registration by 27/04/2021	€ 441.00 <input type="checkbox"/>	€ 330.75 <input type="checkbox"/>	€ 330.75 <input type="checkbox"/>	€ 330.75 <input type="checkbox"/>
Registration after 27/04/2021	€ 490.00 <input type="checkbox"/>	€ 367.50 <input type="checkbox"/>	€ 367.50 <input type="checkbox"/>	€ 367.50 <input type="checkbox"/>

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** Young lawyers & other groups

- For young lawyers up to 30 years of age (important: the participant must provide a copy or details of his or her passport or identity card on registration);
- Full-time staff of universities or comparable academic institutions;
- Staff of charitable organisations or comparable institutions
- Registration of three or more employees from the same organisation

Method of payment

- Credit card For registration with credit card payment please go to our website www.era.int/?130590&en
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