



## Liverpool Summer School on the Law of the Council of Europe

### Council of Europe at 75: Protecting Human Rights, Democracy and the Rule of Law in the Rapidly Changing World

8-19 July 2024

Liverpool

On 5 May 1949, the Statute of the Council of Europe was signed in London establishing the organisation. For the last 75 years, Europe has been united in the protection of human rights, democracy, and the rule of law. Today, humankind faces new challenges that differ from the ones that were prevailing in Europe in the spring of 1949. Our Summer School will explore two key strands of themes. First, the Summer School will reflect on certain key modern-day challenges, discussing what role the Council of Europe can play in the era of digital revolution and new technologies. These new technologies, such as artificial intelligence and neurotechnology, offer opportunities and may even impact positively human rights. But they can also endanger the enjoyment of fundamental human rights. How well-equipped is the Council of Europe and human rights law more generally to offer protection from these emerging threats? Second, the Summer School will assess the Council of Europe as a sophisticated and multipart system for the protection of human rights, democracy, and the rule of law. To that end, the Summer School will consider how different bodies of the Council of Europe contribute to the fundamental aims of the organisation, but also the history and the effectiveness of the Council of Europe as a whole and of some of its mechanisms, treaties and bodies, such as the Committee for the Prevention of Torture, the Social Rights Committee, the Venice Commission, the European Court of Human Rights and many others.

Welcome from the organisers

We are happy to welcome you at the School of Law and Social Justice of the University of Liverpool. This is the second Summer School on the Law of the Council of Europe in Liverpool but the University has a longstanding connection with the Council of Europe and the European Court of Human Rights. It is mostly forgotten but the first President of the European Court was a Vice Chancellor of the University of Liverpool – Lord McNair. With this Summer School we try to maintain and continue the long-standing tradition of collaboration between the University of Liverpool and the Council of Europe. We hope that you will enjoy these two weeks here and have exciting and stimulating classes, create professional networks and make friends. Liverpool is a multicultural and very friendly city which we hope you will fall in love with.

The organising team:

*Kanstantsin Dzehtsiarou*

*Olaf Köndgen*

*Michele Nicoletti*

*Vassilis Tzevelekos*

For all organisational issues please contact:

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## Summer School Programme

### 8 July

15:00 – Registration (tea/coffee)

16:30 – Welcome Address

*Professor Kanstantsin Dzehtsiarou*

*Dr Vassilis Tzevelekos*

17:00 – Key-note address:

The 75th Anniversary of the Council of Europe: PACE Initiatives for Human Rights, Democracy and the Rule of Law

*Mr Theodoros Rousopoulos*

18:30 – Welcome Reception

### 9 July

10:00 Human Rights and the Emerging Regulation of Artificial Intelligence Technologies

*Mr Vadim Pak*

11:30 Coffee Break

12:00 Human Rights and the Emerging Regulation of Artificial Intelligence Technologies

*Mr Vadim Pak*

13:30 Lunch Break

14:30 The Prevention of Torture and Inhuman or Degrading Treatment or Punishment in Europe- the CPT 30 + Years On

*Dr Alan Mitchel*

16:00 Coffee Break

16:30 - Impact of AI on the ‘Patient- Doctor’ Relationship

*Mr Lee Hibbard*

### 10 July

10:00 The Prevention of Torture and Inhuman or Degrading Treatment or Punishment in Europe- the CPT 30 + Years On

*Dr Alan Mitchel*

11:30 Coffee Break

12:00 Human Rights Challenges of Neurotechnologies

*Dr Milena Costas Trascasas*

13:30 Lunch Break

14:30 City tour

## **11 July**

10:00 Book Launch: Homeland Insecurity: the Rise and Rise of Global Anti-Terrorism Laws.

*Professor Conor Gearty*

11:30 Coffee Break

12:00 Human Rights Challenges of Neurotechnologies

*Dr Milena Costas Trascasas*

13:30 Lunch Break

14:30 Putting Social Rights and Human Dignity at the Heart of European Human Rights Law:  
The European Social Charter System

*Professor Aoife Nolan*

## **12 July**

10:00 Ensuring the Protection of Vulnerable Groups through the European Social Charter

*Professor Aoife Nolan*

11:30 Coffee Break

12:00 The Selection and Election of Judges to the ECtHR – A Review

*Ms Patricia Zimmerman*

13:30 Lunch Break

14:30 Digital Revolution and Protection of Human Rights in Regions beyond State Territorial  
Control of the Council of Europe

*Dr Antal Berkes*

## **15 July**

10:00 An Introduction to the Work of the Venice Commission and Its Changing Role over the  
past 30 Years

*Ms Simona Granata-Menghini and Mr Martin Kuijer*

11:30 Coffee Break

12:00 Between Individual Justice and Protecting the European Public Order: Evolution of Working Methods of the European Court of Human Rights

*Judge Mykola Gnatovskyy*

13:30 Lunch Break

14:30 Freedom of Expression on Digital Platforms: What Rules and What Regulators?

*Dr Paolo Cavaliere*

16:00 Coffee Break

16:30 TBC

*Mr Daniel Breger*

## **16 July**

10:00 The Acquis of the Venice Commission in Times of Rule of Law Backsliding

*Ms Simona Granata-Menghini and Mr Martin Kuijer*

11:30 Coffee Break

12:00 Procedural Obligations, Burden of Proof, Substantive Violations: Difficult Choices Faced by the ECtHR in Article 2 and Article 3 Cases.

*Judge Mykola Gnatovskyy*

13:30 Lunch Break

14:30 The Evolution in the Field of Criminalising and Preventing Terrorist Content Online as Illustrative of the Interplay between the EU Standards and CoE Standards

*Professor Valsamis Mitsilegas and Ms Clementina Salvi*

## **17 July**

10:00 Organ Trafficking: Legal and Political Challenges

*Dr Sean Columb*

11:30 Coffee Break

12:00 Book Launch: European Human Rights Grey Zones – The Council of Europe and Areas of Conflict

*Dr Andrew Forde*

13:30 Lunch Break

14:30 Addressing Core Human Rights/Rule of Law Issues through Co-operation: How to Bring a Change?

*Mr Sergei Dikman*

## **18 July**

10:00 Co-operation in Human Rights: from the Technical to the Political and Back

*Mr Sergei Dikman*

11:30 Coffee Break

12:00 Developing Explainable AI Tools for Legal Reasoning over ECHR Cases

*Professor Katie Atkinson and Dr Jack Mumford*

13:30 Lunch Break

14:30 Transitional Justice and the Council of Europe

*Dr Amanda Cabill-Ripley*

16:00 Coffee Break

16:30 Using Cooperation Activities to Address Emerging and Traditional Challenges the Member States Face

*Mr Tigran Karapetyan*

## **19 July**

10:00 Award of Certificates

*Professor Kanstantsin Dzehtsiarou*

11:30 Coffee Break

12:00 Closing ceremony

Keynote Address

The Future of Human Rights Protection in Europe

*Judge Marko Bosnjak*

Keeping Council of Europe ideals and values alive

*Professor Michele Nicoletti*

14:00 Lunch Break

### Summer School Speakers (in alphabetical order):

**Katie Atkinson** is Professor of Computer Science and Dean of the School of Electrical Engineering, Electronics and Computer Science at the University of Liverpool. Katie is known internationally for her research contributions within the topics of AI and Law, and explainable AI, over the past 20 years. She has published her fundamental research on these topics in over 170 peer-reviewed articles and she has applied her work in a variety of industrial projects with law firms, both large and small. Katie is Co-Editor-in-Chief of the journal *Artificial Intelligence and Law*, the academic community's flagship peer-reviewed publication venue, and since 2020 she has been a member of the Lawtech UK Panel, a government-backed initiative to help transform the UK legal sector through technology. In 2024 Katie was appointed to serve on the AI Advisory Board for the European Commission for the Efficiency of Justice (CEPEJ). The focus of her current research is on explainable decision support tools for processing legal cases in the European Court of Human Rights.

**Antal Berkes** is a Senior Lecturer at the School of Law and Social Justice at The University of Liverpool. His research interests are public international law and international human rights law. His current research develops third State responsibility in international law, the history of interwar international legal thought and various issues in international human rights law. Antal holds a Master in Law from the Eötvös Loránd University (Budapest); postgraduate degrees from the Central European University (Human Rights LLM) and Université Aix-Marseille III (Master in International Law). He completed his PhD at Université Paris 1 (Panthéon-Sorbonne) in co-supervision with the Eötvös Loránd University (Budapest) in 2015. Between 2016 and 2018, Antal was postdoctoral research fellow at the University of Manchester, Manchester International Law Centre. In 2019, he was postdoctoral research fellow at the University of Pretoria, SARChI Professorship on International Constitutional Law (Prof Erika de Wet), where he was preparing a monograph entitled *International Human Rights Law Beyond State Territorial Control* (Cambridge University Press, 2021).

#### **Daniel Breger**

**Marko Bošnjak** is President of the European Court of Human Rights (from 2 July 2024). Judge Bošnjak was elected as Judge of the European Court of Human Rights in respect of Slovenia in 2016 and since then acted as Vice-President of the Section of the Court, President of the Section and Vice-President of the Court. Judge Bošnjak specialised in criminal law, he was an attorney and an independent advisor before the Constitutional Court of Slovenia before being elected to the bench in Strasbourg. Judge Bošnjak defended his PhD at the University of Ljubljana in 2002 and throughout his academic career he assumed various positions in Slovenian Universities.

**Amanda Cahill-Ripley** is a Senior Lecturer in Law at the University of Liverpool and a Visiting Fellow at Lancaster University. Dr Cahill-Ripley is an expert in international human rights law. Her research focuses on economic, social and cultural rights and human rights in conflict affected settings including transitional and transformative justice and peacebuilding. She is currently completing her second monograph for CUP on 'Economic, Social and Cultural Rights and Transformative Peacebuilding.' Amanda has worked with a number of international organisations and NGOs including the UN OHCHR and advised both the Northern Ireland Assembly and the Scottish Parliament on economic and social rights at a domestic level.

**Paolo Cavaliere** is a Senior Lecturer in Digital Media and IT Law at the University of Edinburgh Law School, where he teaches courses in freedom of expression, international and European media law, and digital human rights at both undergraduate and postgraduate levels. In addition to his academic work, Dr. Cavaliere regularly serves as an independent expert on media freedom and human rights for several NGOs and international organizations, including the Council of Europe and the OSCE.

**Seán Columb** is a Reader at the School of Law and Social Justice, University of Liverpool. His research interests include human trafficking, extra-legal migration, and transnational crime more generally. His research is empirically driven and interdisciplinary, drawing on law, criminology, and anthropology. It has featured in the Guardian, Reuters, BBC, The Times, DW, Le Monde and De Morgen, amongst others. His book *Trading Life: Organ Trafficking, Illicit Networks, and Exploitation* was published with Stanford University Press in July 2020. It was awarded the 2021 Hart-SLSA book prize for early career academics; the 2021 Best Book on Organised Crime Award, sponsored by The International Association for the Study of Organised Crime (IASOC); the European Society of Criminology (ESC) Book Prize 2022. In 2023, Seán was awarded the Philip Leverhulme Prize in Law in recognition of his contribution to the study of transnational crime, human rights, and socio-legal studies.

**Milena Costas Trascasas** is the Member of the Advisory Committee of the UN Human Rights Council, Milena is the rapporteur of a study on the impact, opportunities and challenges of neurotechnology in relation to human rights. She works as human rights consultant for international and non-governmental organisations as well as for research centres and lectures in different master degrees.

**Sergei Dikman** is an Adviser on strategic co-operation development at the Human Rights Directorate of the Council of Europe. For more than 10 years, he has been designing and overseeing initiatives aimed at strengthening national human rights implementation in different parts of the Council of Europe space and in European neighbourhood. In 2021-2023 he has served as a focal point on the abolition of the death penalty at the Directorate General of Human Rights and Rule of Law.

**Kanstantsin Dzehtsiarou** is Professor in Human Rights Law and Associate Dean for Research of the School of Law and Social Justice. He joined University of Liverpool in 2015, having previously worked at the University of Surrey (UK), University College Dublin (Ireland) and Gomel State University (Belarus). Kanstantsin is an author of three books and over a hundred of academic articles, review pieces and comments. He published in leading peer-reviewed journals such as *Legal Studies*, *Human Rights Law Review*, *International and Comparative Law Review* and many others. He cooperates with international inter-governmental and non-governmental organisations as an expert in international and European human rights law. His research interests spread between interpretation of the European Convention of Human Rights, reform of the European Court of Human Rights, administration of international justice, comparative and constitutional law. Kanstantsin is a co-founder and co-editor-in-chief of the *European Convention on Human Rights Law Review*. Kanstantsin is director of the International Law and Human Rights Unit.

**Andrew Forde** is an Adjunct Lecturer at the Irish Centre for Human Rights (University of Galway) and Commissioner on the Irish Human Rights and Equality Commission (IHREC). He worked for more than 10 years with the Council of Europe and the Organisation for Security and Cooperation in Europe as Human Rights Advisor to the Council of Europe Commissioner for



Human Rights and Political Advisor to the Secretary General of the Council of Europe focussed on human rights in areas of conflict. His first monograph (European Human Rights Grey Zones - The Council of Europe and Areas of Conflict) was published in April by Cambridge University Press. His second, co-authored, book on Russia's relationship with the Council of Europe and the European Convention on Human Rights is due for publication later this year.

**Conor Gearty** is professor of human rights law at London School of Economics, and a King's Counsel (hons). He is a member of Matrix Chambers from where he continues to practice, and is a bencher at both Middle Temple and the Honourable Society of the King's Inn in Dublin. From 2020-24, Conor was Vice-President for Social Sciences at the British Academy. His cases as a barrister are mainly concerned with human rights issues and he has appeared in the High Court, the Court of Appeal and the (old) House of Lords. Conor's academic scholarship is concerned with issues related to human rights, civil liberties and terrorism law. In 2021 he published a study on the role of the judges in relation to the use by British authorities of torture: 'British Judges Then and Now: the Role of the Judges' (2021) 84(1) *Modern Law Review* 119-154: <https://onlinelibrary.wiley.com/doi/10.1111/1468-2230.12578> His study of the UK's approach to human rights was published in 2016: *On Fantasy Island. Britain, Europe and Human Rights* (Oxford, 2016). His most recent book was published in May this year: *Homeland Insecurity: The Rise and Rise of Global Anti-terrorism Law*.

**Mykola Gnatovskyy** is judge of the European Court of Human Rights in respect of Ukraine since June 2022. He holds LL.M. (1999) and Ph.D. (2002) in International Law. He has published extensively on European and international human rights law, as well as international humanitarian law and international criminal law. He taught at the Institute of International Relations of Taras Shevchenko National University of Kyiv between 2002 and 2022. He was also a visiting professor at the Ukrainian Catholic University (2017–2020) and has delivered numerous occasional lectures at various universities in Ukraine and worldwide. In 2009–2021 he was a member of the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) and served as its Vice-President (2013–2015) and President (2015–2021). He is also First Vice-President of the Ukrainian Association of International Law and has been a member of editorial boards of international law journals and yearbooks published in several European countries.

### **Simona Granata-Menghini**

**Lee Hibbard** is currently working in the Human Rights and Biomedicine Division of the Council of Europe. His responsibilities include AI and healthcare, Youth Forum on Bioethics, and a Guide to health literacy for equitable access to healthcare. Lee served as the Council of Europe's internet governance coordinator, responsible for strategic thinking, public speaking, relationship building, and coordination on human rights and technology. This included the development of internet governance strategies and partnerships with digital companies.

### **Tigran Karapetyan**

**Martin Kuijer** is the Vice-President of the Venice Commission. He has served as a Justice of the Supreme Court of the Netherlands and a Member of the Permanent Court of Arbitration since 2020. He worked at the Netherlands Ministry of Justice and Security (2003-2019) as the head of the human rights department and as the chief Legal Adviser of the ministry. Between 2004 and 2019 he was a professor of human rights law in Amsterdam.

**Alan Mitchell** has been involved with the work of the European Committee for the Prevention of Torture and Inhuman and Degrading Treatment or Punishment (CPT) since 2002 when as Head of Prison Healthcare in Scotland, he was engaged as an ad-hoc expert on a periodic visit of the Committee to Latvia. He continued his involvement as an expert until 2017 when he was elected as the member of the CPT in respect of the United Kingdom. In March 2021 Alan was elected President of the Committee. A Commissioner with the Scottish Human Rights Commission from 2015 until 2021, Alan was also during that time, Chair of the Independent Prison Monitoring Advisory Group in Scotland. He is frequently instructed as an expert witness in extradition requests heard before the courts in the United Kingdom in respect of prison conditions in requesting states. In addition to having visited many prisons across the Council of Europe area with the CPT, he has also undertaken visits to prisons in India, Kuwait, Russia and South Africa for the extradition court.

**Valsamis Mitsilegas** is Professor of European and Global Law and Dean of the School of Law and Social Justice at the University of Liverpool. He joined the University in September 2022 from Queen Mary University of London, where he held a number of senior leadership positions including Head of the Department of Law (2012-18), Dean for Research for the Humanities and Social Sciences (2017), University Academic Lead for Internationalisation (2017-18) and the University's Dean for Europe and member of the University's Internationalisation Senior Leadership Team (2018-22). He served as the Inaugural President of Queen Mary (Paris), as the Inaugural Director of the Queen Mary Institute for the Humanities and Social Sciences, as a member of the Leadership Team of the Queen Mary Global Policy Institute (GPI) and, for 11 years, as the Director of the Queen Mary Criminal Justice Centre (2011-22). Prior to joining Queen Mary, he served as legal adviser to the House of Lords European Union Committee (2001-05). His research explores the development of and intersection between European and Global Law and their impact on human rights, justice and the rule of law. Well-known for leading in the establishment of European Criminal Law as a distinct academic field, Professor Mitsilegas has also produced cutting-edge research in the fields of immigration, asylum and borders (including the criminalisation and securitisation of migration), security and human rights (including surveillance, privacy and the rule of law) and transnational and economic criminal law (including the emergence of a multi-level regime against organised crime and money laundering). He is the author of 9 books and over 150 articles and chapters and the curator of over 20 edited volumes in these fields. Recent books include the second edition of EU Criminal Law (Hart, 2022: EU Criminal Law, 2nd edition), The Legal Regulation of Environmental Crime (with Fitzmaurice, Fasoli and Giuffrida, Brill, 2022: The Legal Regulation of Environmental Crime) and Policing Humanitarianism (with Carrera, Allsopp and Vosyliute., Hart, 2019: Policing Humanitarianism).

### **Jack Mumford**

**Michele Nicoletti** is Professor of Political Philosophy at the University of Trento and does research on the intertwining between ethics, political theory and human rights. 2013-2018 he was a member of the Parliamentary Assembly of the Council of Europe, where he was General Rapporteur of the High Level Conference on the European Social Charter (2015) and Rapporteur on a number of reports related to the European Asylum system, the fight against corruption and the future of the European institutions. From January to June 2018 he served as President of the Parliamentary Assembly of the Council of Europe. During his mandate, he launched the Open Council of Europe Academic Network: a project for the coordination of major universities and academic institutions in the field of human rights, democracy and the rule of law.

**Aoife Nolan** is President of the Council of Europe's European Committee of Social Rights, which she joined in 2017, having served as Vice-President from 2021-22. She is also Professor of International Human Rights Law and Director of the globally recognised Human Rights Law Centre at the University of Nottingham. Professor Nolan's professional experience in human rights and constitutional law straddles the legal, policy, practitioner and academic fields. Professor Nolan has acted as an expert advisor to several governments as well as a wide range of international and national organisations and bodies working on human rights issues, including numerous UN Special Procedures, UN treaty bodies, the Council of Europe, the World Bank multiple NHRIs and NGOs. She has held visiting positions at academic institutions in Europe, Africa, the US and Australia. She is an Academic Expert member at Doughty Street Chambers where she co-leads the Children's Rights Group and is a member of the Doughty Street International steering group.

**Vadim Pak** is a part of the AI team of the Council of Europe. He has studied and practiced law and political science for many years (in different roles) in one of the best human rights institutions in the World: the European Court of Human Rights. As a side action, he also taught a comparative course on human rights contrasting European and US approaches to human rights protection to undergraduate students from a US-based university. Nowadays, as part of the AI team of the Council of Europe he spends a lot of time working on and thinking about AI and emerging technologies and especially their "sociotechnical aspects" and in particular the interactions with human rights, democracy and the rule of law. His latest project is the recently adopted Framework Convention on AI and Human Rights, Democracy and the Rule of Law, for which his small three-person team provided secretariat support.

**Theodoros Rousopoulos** is the President of the Parliamentary Assembly of the Council of Europe, he is a Greek Member of Parliament for New Democracy. Active in European affairs, he was the Chairman of the Committee on Migration, Refugees and Displaced Persons of the Parliamentary Assembly of the Council of Europe, as well as the Vice-President of the European People's Party in the Assembly.

In Greece, Theodoros Rousopoulos serves as a Member of the Standing Committee on National Defence and Foreign Affairs, the Special Permanent Committee on Environmental Protection and the Standing Committee on Social Affairs and the Special Committee on Armaments Programmes and Contracts. Since 2000, he has served as a Member of the Greek Parliament, occupying important positions, including as Minister of State and Government Spokesperson (2004-2008).

He studied journalism and communication as well as culture and civilization. He holds a PhD in history from the University of Edinburgh. Prior to politics, Theodoros Rousopoulos followed a 20-year career in journalism, working for prominent Greek newspapers as well as radio and TV stations. Being a pioneer of journalism in the country, he was the founding executive of the first nation-wide private radio station (Athens 9.84) and the first private TV station (Mega) in Greece.

In academia, he has been a visiting Professor at the University of Athens in Political Science (1997-1999). Since 2015 he is an Adjunct Professor of Communication at the European University of Cyprus.

**Clementina Salvi** is a research assistant in European Criminal and Digital Justice at the University of Liverpool and a PhD candidate at Queen Mary University of London, where she is conducting a research project on the regulation of deepfakes. In addition to her research and teaching activities, Clementina Salvi is a qualified lawyer and a member of the Italian Bar Association. She has

collaborated with law firms specialising in criminal law and human rights, including litigation before the European Court of Human Rights.

**Vassilis Tzevelekos** is a Reader in Law (Associate Professor) at the University of Liverpool School of Law and Social Justice. He specialises in public international law and in international and European human rights law, with a focus on the European Convention on Human Rights. He is the co-founder and co-editor in chief of the European Convention on Human Rights Law Review, published by Brill. He is qualified with the Athens' Bar and a member of the UN Human Rights Council Advisory Committee.

**Patricia Zimmermann** is the Head of the Ministry of Justice's (MoJ) Council of Europe Human Rights Team. She is responsible for the MoJ's international human rights policy objectives in relation to the Council of Europe and other international bodies. This includes but is not limited to matters relating to the European Court of Human Rights and the wider Convention system. She has acted as the UK liaison officer for visits from Council of Europe's Committee for the Prevention of Torture, and United Nations Sub-Committee for the Prevention of Torture. She is also responsible for managing MoJ's interests on emerging issues such as Climate Change and the Environment.