



*Policy Department C - Citizens' Rights and Constitutional Affairs  
for the Committee on Legal Affairs*

*WORKSHOP ON CIVIL LAW AND JUSTICE  
with the participation of EU National Parliaments<sup>1</sup>*

**"Do EU citizens enjoy free movement?"**

Wednesday, 23 January 2013  
09:30 - 13:00 and 15:00 - 18:30

Brussels  
Room JAN4Q2, European Parliament, Brussels

*Programme*

**09:30 - 10:00  
OPENING**

**09:30 - 09:35**

**Welcome and opening remarks**

- Klaus-Heiner Lehne, Chairman of the Committee on Legal Affairs

**09:35 - 09:50**

**Latest developments in the case-law of the Court of Justice on civil law,  
with a special focus on EU citizenship**

- Professor Koen Lenaerts, Vice-President of the Court of Justice of the European Union

**09:50 - 10:00**

**The Irish Presidency planning for the area of civil law**

- Alan Shatter, Minister for Justice and Equality

**10:00 - 13:00  
SESSION I  
GENERAL PART: PRIVATE INTERNATIONAL LAW**

**10:00 - 10:05**

**Opening remarks**

- Tadeusz Zwiefka, Member of the Committee on Legal Affairs

**10:05 - 10:15**

**Current gaps and future prospects in European private international law:  
towards a code of private international law?**

- Professor Xandra Kramer, Department of Private International and Comparative Law at the Erasmus University, Rotterdam (presentation of a study)

<sup>1</sup> With the support of the Directorate for relations with National Parliaments - Legislative Dialogue Unit

<b>10:15 - 10:25</b>	<p><b>Cost of non Europe report: the prospect of having a European code of private international law</b></p> <ul style="list-style-type: none"> <li>• Nick Bozeat, ICF GHK, Birmingham, presentation of a interim study</li> </ul>
<b>10:25 - 10:45</b>	<p><b>Directive 2008/52/EC on certain aspects of mediation in civil and commercial matters</b></p> <ul style="list-style-type: none"> <li>• Arlene McCarthy, Member of the Committee on Legal Affairs</li> <li>• Dr Stephan Prayer, Notary, Gesellschaft für Mediation im Notariat, Vienna</li> </ul>
<b>10:45 - 11:50</b>	<b>Debate</b>
<b>11:50 - 12:10</b>	<p><b>The Rome II Regulation and the Motor Insurance Directives; The Hague Convention on the Law Applicable to Traffic Accidents and the Motor Insurance Directives</b></p> <ul style="list-style-type: none"> <li>• Professor Ansgar Staudinger, Bielefeld University, Faculty of Law</li> <li>• Jenny Papettas, PhD candidate and postgraduate teaching assistant, University of Birmingham</li> </ul>
<b>12:10 - 13:00</b>	<b>Debate</b>
<p><b>15:00 - 17:10</b>  <b>SESSION II</b>  <b>FAMILY &amp; SUCCESSION LAW</b></p>	
<b>15:00 - 15:05</b>	<p><b>Opening remarks</b></p> <ul style="list-style-type: none"> <li>• Kurt Lechner, former Member of the Committee on Legal Affairs, rapporteur for the Succession Regulation</li> <li>• Alexandra Thein, Member of the Committee on Legal Affairs</li> </ul>
<b>15:05 - 15:15</b>	<p><b>Regulation 650/2012/EU on succession and wills: unresolved questions</b></p> <ul style="list-style-type: none"> <li>• Professor Burkhard Hess, Director, Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law</li> </ul>
<b>15:15 - 15:25</b>	<p><b>Proposals for Council Regulations on jurisdiction, applicable law and the recognition and enforcement of decisions in matters of matrimonial property regimes and regarding the property consequences of registered partnerships</b></p> <ul style="list-style-type: none"> <li>• Dr Albin Dearing, European Union Agency for Fundamental Rights, Vienna</li> </ul>
<b>15:25 - 15:50</b>	<b>Debate</b>
<b>15:50 - 16:00</b>	<p><b>A comparative study of the rules governing surrogacy in the EU Member States</b></p> <ul style="list-style-type: none"> <li>• Laurence Brunet, London School of Economics, presentation of the interim study</li> </ul>
<b>16:00 - 16:15</b>	<b>Debate</b>

**16:15 - 16:30**

**Mutual recognition of protection measures in civil matters**

- Antonio López-Istúriz White, Member of the Committee on Legal Affairs, Antonyia Parvanova, co-rapporteurs
- Mr Carlos de Melo Marinho, Judge in the Court of Appeal, Lisbon

**16:30 - 16:45**

**Cross-border implications of the legal protection of adults**

- Phillipe Lortie, First Secretary, Maja Groff, Senior Legal Officer, Hague Conference on Private International Law
- Richard Frimston, Solicitor, Russell-Cook Solicitors, Member of the Society of Trust and Estate Practitioners (STEP)

**16:45 - 16:55**

**Which legal basis for family law? The way forward**

- Aude Fiorini, Dundee Law School

**16:55 - 17:10**

**Debate**

**17:10 - 18:30  
SESSION III  
CIVIL STATUS**

**17:10 - 17:15**

**Opening remarks**

- Senator Katherine Zappone, Houses of the Oireachtas

**17:15 - 17:25**

**Civil status in the EU - most pressing problems for the EU citizens; need for action?**

- Dr Mariolina Eliantonio, Associated Legal Advisor, Milieu, Brussels; presentation of the study

**17:25 - 17:35**

**Fraud with respect to civil status**

- Duncan Macniven, President, The International Commission on Civil Status, former Registrar General for Scotland

**17:35 - 17:45**

**Civil status documents - challenges for civil registrars in circumventing problems stemming from the legal vacuum**

- Dr Bojana Zadavec, Vice-President of European Association of Registrars

**17:45 - 18:30**

**Debate**