

## Course description

<b>Course title:</b> Methods of judicial cooperation in criminal matters in the EU	<b>Neptune code of course:</b>  <b>Institute offering the course:</b> Criminal Sciences
	<b>Course type:</b> optional
<b>Course coordinator:</b> Andrea JÁNOSI dr. jur. PhD., associate professor	
<b>Teaching staff involved:</b> -	
<b>Recommended semester:</b> spring	<b>Precondition:</b> -
<b>Number of lessons/week:</b> 2 hours/week	<b>Acknowledgement of course completion:</b> <b>colloquium</b>
<b>Credit value:</b> 5	<b>Training format (part-time/full-time):</b> part-time/full time
<b>Aim and content of course:</b> The aim of the course is to give an overview of the principles, forms and methods of judicial cooperation in criminal matters. Students can get acquainted with certain principles of criminal justice cooperation, in particular the principle of mutual recognition and the various forms of cooperation based on this principle. In addition, the related case law of the Court of Justice of the European Union will be examined.	
<b>Competences to be developed:</b> <b>knowledge:</b> T3, T5, T15  <b>ability:</b> K2, K3, K4, K5, K6, K7, K9, K10, K11, K12, K15, K19, K31, K33  <b>attitude:</b> A1, A2, A3, A4, A5, A6  <b>autonomy and responsibility:</b> F5, F8	
<b>Thematic description of course content:</b> <ul style="list-style-type: none"> <li>- Mutual assistance in criminal matters between EU countries</li> <li>- Exchange of information extracted from the criminal record between Member States</li> <li>- European Criminal Records Information System, ECRIS-TCN</li> <li>- Interoperability between EU information systems in the field of police and judicial cooperation, asylum and migration</li> <li>- Protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data</li> <li>- Strengthening of certain aspects of the presumption of innocence and of the right to be present at the trial in criminal proceedings</li> <li>- Procedural safeguards for children who are suspects or accused persons in criminal proceedings</li> <li>- Right to information in criminal proceedings</li> <li>- Right to interpretation and translation in criminal proceedings</li> <li>- The principle of ne bis in idem in criminal matters</li> </ul>	

- The principle of mutual recognition in criminal matters
- European Arrest Warrant, related case law of the Court of Justice of the European Union
- Execution in the European Union of orders freezing property or evidence
- European Investigation Order
- Prevention and settlement of conflicts of exercise of jurisdiction in criminal proceedings
- Taking account of convictions in the Member States of the European Union in the course of new criminal proceedings

**Method and evaluation of in-semester assessment:**

The student has to give an oral presentation in a selected topic.

**Completion requirements and evaluation criteria for seminar grades and exams:**

A written exam will take place on the basis of the determined topics, the obligatory readings and the material of the lectures.

There is a five-scale grading (1-5) where the thresholds are determined as follows: 0-60% fail, 61-70% pass, 71-80% satisfactory, 81-90% good, 91-100% excellent.

Oral/written exams, or specific methods/practices applied during the course : -

**Compulsory literature:**

- Klip, André: European Criminal Law. An integrative approach. Intersentia, Antwerp – Oxford – Portland, 2016
- Jannemieke Ouwerkerk: Quid pro quo? A comparative law perspective on the mutual recognition of judicial decisions in criminal matters. Intersentia, Cambridge – Antwerp. Portland, 2011
- Andrea Jánosi: The need for interoperability between EU information systems in the area of police and judicial cooperation in criminal matters. *Ügyészégi Szemle*, 2020/3, pp. 61-81

**Recommended literature:**

- Krisztina Karsai: Studybook for issues in European criminal law and criminal policy, Szegedi Tudományegyetem, Állam- és Jogtudományi Kar, Szeged, 2019
- Valsamis Mitsilegas: EU Criminal Law. Hart Publishing, 2009
- Valsamis Mitsilegas: EU Criminal Law after Lisbon. Hart Publishing, 2016
- Kai Ambos: European Criminal Law. Cambridge University Press, 2018