

Conference

How to handle cross-border child abduction procedures? Return decisions, non-return decisions and their enforcement with a view to the Brussels II ter Regulation

Bucharest or Warsaw, 15 March 2022

Grant Agreement 101008434 — CrossBFamilyMatters
Cross-border Family Matters: A tour de table of good practices

Conference Venue: Warsaw or Bucharest

Zoom room:

<https://us06web.zoom.us/j/83111750476?pwd=R0RjdHI2S1BPengxQk5MQTJiSkJUQT09>

Programme

Objectives: This conference will deliver in-depth insights on the highly specialized topics related to **EU cross border child abduction** matters. The panel discussions will be carried out by leading practitioners tackling central issues of the Brussels II a Regulation based on the two decades of accumulated practice with a view to the novelties brought by the Brussels II ter Regulation. In this vein, the discussions will evolve around how to take the return decision, the prerequisites for taking a non-return decision, the overriding mechanism and enforcement of judgment. Recent case law of of the Court of Justice of the European Union and the European Court of Human Rights are made part of the curricula. The conference presumes general familiarity with EU law and international family law.

Throughout the discussions specific efforts will be made to blend the theoretical approach with practice oriented learning outcomes through polls and breakout rooms.

Dr. Robert Fucik (TBC), is heading Department 10 (in particular international civil procedural law, child abductions, foreign support and adoptions) of the Federal Ministry for the Constitution, Reforms, Deregulation and Justice. He was active in the training of judicial officers and continues to devote himself to the training and further education of judges and lawyers. He teaches civil procedural law at the Universities of Vienna and Graz
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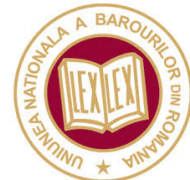
Ischtar Khalaf-Newsome (TBC) is a family lawyer, cross-border family mediator and trainer, and the Head of Advisory Services at MiKK e.V. International Mediation,
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Martina Erb-Klünemann (TBC) is judge at the family court, member of the Advisory Board of the MiKK, Network Judge EJN and International Hague Network of Judges, working in the field of mediation in international child custody proceedings and trains mediation trainers across Europe, martina.erb-kluenemann@ag-hamm.nrw





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Senior Lecturer Petra Jeney is Director of EIPA Luxembourg-European Centre for Judges in Lawyers, in charge of training and consultancy for the judiciary and other legal professionals as well as officials from the national administrations and EU institutions in relation to European Union's Area of Freedom Security and Justice, mostly judicial cooperation in the European Union, p.jeney@eipa.eu

Christiane Lamesch, *Project Administrator, Coordinator Programme Organisation Department*, c.lamesch@eipa.eu

08.30 Login to platform

09.00 **Welcome of participants and introduction to the conference programme**
Petra Jeney and participants

09.15 **Jurisdictional issues in child abduction cases**
Exchange of views on jurisdictional issues in relation to child abduction cases having an intra-EU dimension and in relation to third countries. Impact of the C-603/20 PPU SS v MCP case for EU Member States both under Brussels II-bid and its successor, Brussels II-ter.
Panel Discussion

10.15 Break

10.30 **Safeguards and guarantees in child abduction proceedings**
The child's right to be heard and to information in the proceedings of child abduction, procedural guarantees and practices to protect the best interests of the child in domestic law proceedings, including the child's right of appeal with a view to corresponding ECHR and CJEU case law.
Panel Discussion

11.30 Break

11.45 **Mediation in child abduction cases**
Panel Discussion

12.45 Lunch break

13.45 **Practical questions in relation to cross border child abduction cases**
Breakout rooms

14.45 **Plenary discussion on practical questions in relation to cross border child abduction cases**

15.15 Break





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15.30 **Recognition and enforcement of decisions in matters of child abduction**
Recognition and enforcement of the return order, issues relating to the overriding mechanism

Panel Discussion

16.30 End of conference

