

# GOOD PRACTICES FOR PROTECTING VICTIMS

inside and outside the criminal process

April 26<sup>th</sup>2013

Report of the conference entitled

## *The status of the victim in the criminal justice system: good practices and legal framework within the new Directive 2012/29/EU*

*held in Bologna, on the 12<sup>th</sup> April 2013 at the Faculty of Law of the University of Bologna*



The event has been organised within the research project Good practices for protecting victims inside and outside the criminal process (JUST/2011/JPEN/AG/2901), funded by the European Commission within the program Criminal Justice. Prof. Luca Lupária is the project coordinator.

*Attendees to the Conference: 95*

*Questionnaires collected: 85*

### *Relators*

<i>Luca Lupária</i>	<i>Silvia Allegrezza</i>	<i>Marta Virgilio</i>
<i>Mitja Gialuz</i>	<i>Stefania Martelli</i>	<i>Raphaële Parizot</i>
<i>Guido Todaro</i>	<i>Hervé Belluta</i>	<i>Alessandro Gamberini</i>
<i>Giuditta Creazzo</i>	<i>Roberto Poggi</i>	<i>Luigi Fadiga</i>
<i>Juan Burgos Ladrón de Guevara</i>		<i>Ana Ochoa Casteleiro</i>

*The conference has been successfully organised by*  
***Prof. Silvia Allegrezza***



## GOOD PRACTICES FOR PROTECTING VICTIMS

### inside and outside the criminal process

The Conference has taken place on April 12<sup>th</sup> 2013 at the School of Law of the Bologna University, which, together with the Universities of Milano and Sevilla and ARPE (*Association de Recherches Pénales Européennes*) of Paris, forms the research group that is working on the European project.

This conference represents the first significant meeting of our project, meant to address the content of the Directive on the rights, support and protection of victims of crime and its impact on national legislation.

There has been a big affluence of public (95 attendees) and the audience was diversified, formed by some judges, many lawyers, some students and eventually people who were – in different ways – involved with the territorial associations that deal with the protection of crime victims.

The attendees have shown a deep interest in the subject, and they have questioned the orators for the entire conference span about the new European provisions on the topic and the possible interaction with the Italian legislation.

The reports have been many and all of them demonstrated a very high level in quality, in research, as well as in the ability to propagate experiences and knowledge developed on the field.

The morning sessions have been chaired by **prof. Giulio Illuminati**, full professor of Criminal procedure at the University of Bologna and former Director of the Department of Juridical Sciences “Antonio Cicu” of the same city.

At the beginning of the conference, a general picture of the main problems at stake was set forth, as well as an overall work plan of the research group thanks to its coordinator, **prof. Luca Lupária**.

It followed a report of **prof. Maria Virgilio**, supervisor of the LEXOP research (for the protection of women victims of violence), the results of which have been illustrated.

To follow, the intervention of **prof. Silvia Allegrezza** and **prof. Mitja Gialuz**, who have explained numerous aspects connected to the safeguard of victims, arising in particular from the new Directive 2012/29/EU.

Then, the speech delivered by **dr. Stefania Martelli** has dealt with the Lanzarote Convention on protection of children against sexual exploitation and abuse (and the related Italian ratification law), as well as the Istanbul Convention on preventing and combating violence against women.

The second part of the morning session offered a comparative study, focusing on the peculiarities of different national legislation on the topic.

In particular, the French system was explained by **prof. Raphaële Parizot** and the Spanish system was presented by **prof. Juan Burgos Ladrón de Guevara** and **dr. Ana Ochoa Casteleiro**.

Afterwards, **prof. Michele Caianiello** and **Marco Scoletta**, discussants of the debate, succeeded in resuming the common aspects and the clashes existing between the Spanish and the French systems.

The afternoon session has been chaired by **prof. Renzo Orlandi**, full professor of Criminal Procedure at the Bologna University.

In the first part, **Dr. Guido Todaro** and **prof. Hervè Belluta** presented a critical analysis of the Italian system in the light of the European legislation, underlining its pros and cons.

The second and last part of this session presented more a pragmatism approach.

The first speaker was **prof. Alessandro Gamberini**. Thanks to his great experience as lawyer in the field, he illustrated the main difficulties related to victim protection within the criminal trial from a practical perspective.

Last but not least, three speakers representing the civil society stepped-in.

At first, **Dr. Giuditta Creazzo** and **Dr. Roberto Poggi** from organizations that are active in granting support to victims of crime. **Dr. Luigi Fadiga**, finally, explained his task as the Emilia-Romagna regional Ombudspersons for Youth and Adolescence.