



# **Judicial training in Romania. Focus on judicial cooperation in criminal matters**

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# National Institute of Magistracy

- Coordinated by the Superior Council of Magistracy
- Recruitment of judges and prosecutors
- Initial training
- Continuous trainings of judges and prosecutors in office
- Training of trainers.



# INITIAL TRAINING

- Performed by training staff selected usually from among acting judges and prosecutors

## Year I

Theoretical and practical training

## Year II

Internship in courts and prosecutor's offices

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Curriculum includes judicial cooperation in criminal matters

# INITIAL TRAINING IN JUDICIAL COOPERATION IN CRIMINAL MATTERS

- Convention of 29 May 2000 on **Mutual Assistance in Criminal Matters** between the Member States of the European Union
- Directive 2014/41/EU regarding the **European Investigation Order** in criminal matters of 3 April 2014
- Council Framework Decision 2002/584/JHA on the **European Arrest Warrant** and the surrender procedures between Member States
- *Ne bis in idem*
- Council Framework Decision 2009/299/JHA amending Framework Decisions 2002/584/JHA, 2005/214/JHA, 2006/783/JHA, 2008/909/JHA and 2008/947/JHA, thereby enhancing the procedural rights of persons and fostering the application of the principle of mutual recognition to **decisions rendered in the absence** of the person concerned at the trial
- Directive 2010/64/EU of the European Parliament and of the Council of 20 October 2010 on the right to interpretation and translation in criminal proceedings
- Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA
- Council Framework Decision 2005/214/JHA on the application of the principle of mutual recognition to **financial penalties**



# CONTINUOUS TRAINING

## **Responsability?**

NIM + every judge and prosecutor

## **How often?**

Every 3 years



# Centralized continuous training

(NIM organises)



Training needs of the judicial  
system



continuous training activities  
organized by NIM, after the  
approval of the program by the  
Superior Council of Magistracy

# Decentralized continuous training

(NIM supervises)



Training needs of the courts and  
prosecutor's offices



continuous training activities  
organised by Courts of Appeals  
and prosecutor's offices attached  
to those courts

# Continuous training – EU level

**ERA**

**EJTN**

**2017-2019 - 100**  
participants -  
judicial cooperation  
in criminal matters





# 2020 and future projects

- 2020 - Pandemic situation – postponement of many activities organised by NIM
  - Only one activity in this field organised - linguistic training (Legal English. Criminal matters)

BUT

- 2021- Ongoing projects funded under the Norwegian Financial Mechanism and other European structural funds or EU grants

# Training in the Judiciary System - Norwegian Financial Mechanism

- **10 training sessions in judicial cooperation in criminal matters in 2021**
  - Familiarization with online tools - judicial cooperation in criminal matters
  - Development of good practices in this field
  - Diverse themes
    - Specific (EAW, EIO, Freezing and confiscation in international legal assistance etc)
    - General – FD 2008/947/JHA and 2009/829/JHA included





**THANK YOU!**