

REGULATORY DIALOGUE

PROSECUTING THE WAR ON TERROR: SOME EUROPEAN PERSPECTIVES

Tuesday 24 October 2006
National Europe Centre, ANU

This event forms part of the National Europe Centre's Regulatory Dialogue series, which aims to provide researchers, policy makers and members of the public with expert briefings and analysis on recent developments in Europe. At this Dialogue, there will be three short presentations with opportunity for debate and discussion.

PROGRAM

1-2pm LUNCH & REGISTRATION

2-3.30pm SESSION 1

SIMON BRONITT

Professor of Law and Director, National Europe Centre

GABRIELE PORRETTO

Research Associate and Sparke Helmore Lecturer, ANU College of Law

3.30-4pm AFTERNOON TEA

4-5pm SESSION 2: KEYNOTE ADDRESS

RUTGER JEUKEN

Public Prosecutor at the District Court in Middelburg, and Deputy Solicitor General at the Court of Appeal in The Hague, The Netherlands

5-6pm RECEPTION hosted by the Director

Refreshments served

VENUE The National Europe Centre, 1 Liversidge Street (Bldg 67C)
The Australian National University, Canberra

RSVP europe@anu.edu.au or (02) 6125 9896 by cob 20 October

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SESSION 1

SIMON BRONITT

Professor of Law and Director, National Europe Centre, & ANU College of Law, The Australian National University

As part of a three year Australian Research Council Project on terrorism law and non-state actors*, Simon has been evaluating, from a comparative perspective, legal responses to terrorism. In this presentation, he will outline the significant responses of the European Union and the Council of Europe to the problem of terrorism in the aftermath of the Madrid and London bombings. He will explore how European approaches to counter-terrorism have the potential to influence the direction of Australian law and policy, particularly in the field of preventative measures such as control orders and offences relating to the glorification of terrorism. He will also outline new and emerging investigative and prosecutorial strategies being applied in Europe.

* This research forms part of a Commonwealth funded, ARC Discovery Project (DP0451473), 'Terrorism and the Non-State Actor After September 11: The Role of Law in the Search for Security'.

GABRIELE PORRETTO

Research Associate and Sparke Helmore Lecturer, ANU College of Law, The Australian National University

Gabriele deals mainly with international law aspects of the Australian Research Council Project on terrorism law and non-state actors. In the last year, his main focus of research has been the action of the Council of Europe and of the European Union in the field of counter-terrorism law. He will be presenting on the practice of so-called 'extraordinary rendition' of terrorist suspects from European states, with a focus on (a) possible violations of international law by the states involved and (b) ways to enforce the individual responsibility of state agents involved in such action.

SESSION 2: KEYNOTE ADDRESS

RUTGER JEUKEN

Public Prosecutor at the District Court in Middelburg, and Deputy Solicitor General at the Court of Appeal in The Hague, The Netherlands

Rutger is a public prosecutor in the Netherlands with experience leading one of the first terrorism investigations in the Netherlands and instituting successful prosecutions. Over the past four weeks he has undertaken extensive fieldwork in Australia, examining the different legal approaches to the prosecution in terrorism cases and consulting widely with law enforcement and lawyers at the federal, state and territory level. In his presentation, Rutger will reflect on the points of comparison and divergence, offering some evaluation of the effectiveness of the respective approaches in Australia and the Netherlands.