Tuesday 17 June 2025
5.00-6.30pm

Procedural rights in criminal proceedings under EU law

Between 2010 and 2016, the EU adopted the six 'Roadmap' Directives on the protection of procedural rights in criminal proceedings, all of which should have been fully implemented by the Member States to which they apply by 11 June 2019. In addition, Articles 47 and 48 of the EU's Charter of Fundamental Rights also safeguard relevant rights. Like these provisions of the Charter, the content and scope of the Directives is heavily influenced by the ECHR and its case law. They also establish a complex interaction with the latter while nevertheless maintaining the primacy of EU law and respecting the formal separation between the two European legal orders. On the Convention side, the European Court of Human Rights now refers to the Directives as relevant materials in its own rulings on procedural rights in criminal proceedings. The seminar will provide an update on developments in this important field, including the state of implementation of the Directives, the growing body of related case law of the CJEU (over 40 preliminary rulings to date) and the dynamic relationship between EU and Convention protections.

In the Chair

Caroline Morgan

Speakers

Professor Estella Baker
Alex Tinsley

Register for the event at https://events.teams.microsoft.com/event/1b7d9ee1-2c78-471c-aa35-7ccd364ba5ec@7250d88b-4b68-4529-be44-d59a2d8a6f94

Biographies

Caroline Morgan is a solicitor and a magistrate. Until 2024, she worked for the European Commission, including in what is now DG Justice and Consumers. She has a long-standing interest in the protection of procedural rights in criminal proceedings under EU law and was centrally involved in the Commission's unsuccessful proposal for the adoption of a Framework Decision on this subject under the Amsterdam Treaty settlement.

Estella Baker has been delivering training on procedural rights in criminal proceedings under EU law for the EJTN since 2016. Prior to Brexit, she was a member of the European Commission's Expert Group on EU Criminal Policy. She was formerly Professor of European Criminal Law and Justice at the University of Sheffield and is now a Co-Executive Director of the Sentencing Academy.

Alex Tinsley is a barrister at Doughty Street Chambers, specialising in international human rights, INTERPOL, extradition and the law of the sea. He is also a consultant for UN agencies in the area of criminal justice and human rights. On behalf of the NGO, Fair Trials, he made *amicus* submissions in *Beuze* v *Belgium* (2018), *Ibrahim and others* v *UK* (2016) and *A.T.* v *Luxembourg* (2015); cases under the ECHR in which the European Court of Human Rights has drawn upon the Roadmap Directives in its judgments.