

European Programme for **H**uman Rights **E**ducation for **L**egal **P**rofessionals

"HELP in the 28"

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Funded
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Overview

- Introduction
- Council of Europe virtuous cycle
- HELP methodology
- HELP in the 28

Why HR education is important?

- To prevent
- To protect
- To build culture of HR

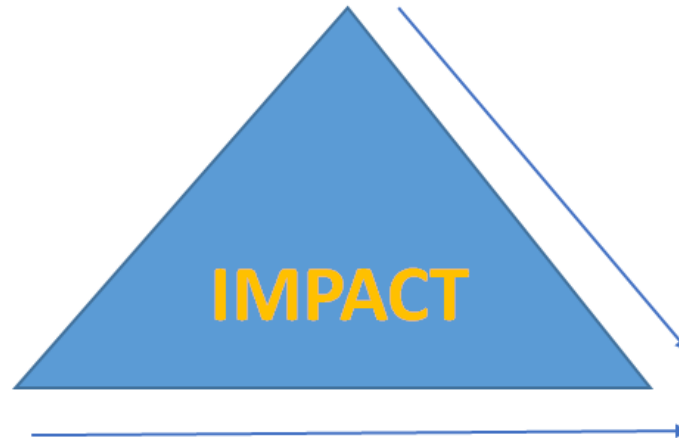
Overview



Standards
(ECHR or ESC)



Monitoring
(ECtHR, CPT, GRECO...)



Cooperation

What is HELP?

European Programme for Human Rights
Education for Legal Professionals

1) Pan-European HR Training Network!



2) Free e-learning platform

The screenshot displays the HELP website interface. At the top, there is a navigation bar with links for 'HOW IT WORKS', 'COURSES', 'SCHOOLS & PARTNERS', 'REGISTER', and 'SIGN IN'. Below this, the main header features the Council of Europe logo and the title 'Human Rights Education for Legal Professionals'. A secondary navigation bar includes 'Home', 'About HELP', 'HELP Network', 'HELP in the 28', and 'Training'. A breadcrumb trail shows 'You are here: HELP > Home'. The main content area features a large image of a training session with the headline '‘HELP in the 28’ Training of Trainers session' and the date 'STRASBOURG | 3-4/03/2016'. Below the headline, it states: 'The first Training of Trainers (ToT) organised under the EU-funded Programme “HELP in the 28” was...'. To the right of the main content is a sidebar with a 'HELP' logo and the URL 'www.coe.int/HELP'. Below the sidebar is a 'NATIONAL PAGES' section with a link for 'Access to National Websites'. At the bottom, there are two sections: 'HELP VIDEO' with a hand-drawn graphic of 'The European Convention' and 'ECAR TRAINING', and 'HELP IN A NUTSHELL' with a paragraph explaining the program's support for national implementation of the ECHR. A keyboard key with an 'E-learning' icon is also visible in the bottom right corner.

How to get access to HELP e-platform?

You are not logged in.

English (en) ▼


► Log in to the site

Log in

Username

Password

[Forgotten your username or password?](#)

Cookies must be enabled in your browser 

Is this your first time here?

Hi! For full access to courses you'll need to take a minute to create a new account for yourself on this web site. Each of the individual courses may also have a one-time "enrolment key", which you won't need until later. Here are the steps:

1. Fill out the [New Account](#) form with your details.
2. An email will be immediately sent to your email address.
3. Read your email, and click on the web link it contains.
4. Your account will be confirmed and you will be logged in.
5. Now, select the course you want to participate in.
6. If you are prompted for an "enrolment key" - use the one that your teacher has given you. This will "enrol" you in the course.
7. You can now access the full course. From now on you will only need to enter your personal username and password (in the form on this page) to log in and access any course you have enrolled in.
8. In your profile settings you can select your preferred language. However, only some text elements in the user interface will be displayed in the preferred language.

Disclaimer: Authorization to enter and use the web site is monitored by the Council of Europe. The Council of Europe reserves the right to check out any self-registered account. The HELP website is made available on a fair use policy. In case of any form of misuse, the Council of Europe reserves the right to suspend an existing user account.

Please create a new account here

Self-Learning Courses/Resources

Self learning



Distance learning



List of main materials for self training - [English](#)

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Human Rights Education
for Legal Professionals

LOG OUT

My home ▶ Courses ▶ Self-Training documents ▶ Languages ▶ English

Search courses: Go

Navigation

My home

- ▶ Site home
- ▶ Site pages
- ▶ My profile
- ▶ My courses
- ▼ Courses
 - ▶ Cooperation HELP - Case-law Information and Public...
 - ▶ Distance learning courses

Course categories:
Self-Training documents / Languages / English

- ▶ Articles
- ▶ Case studies on the ECHR
- ▶ Course Outlines
- ▶ Handbooks
- ▶ Human Rights Themes
- ▶ Articulate Courses

[Add a new course](#)

▼ Collapse all

Example: click this [asylum course](#)

Check also this video by HELP/ECtHR on [admissibility criteria](#) !

Tutored Courses – leading to certification



*Available only to legal professionals
participating in HELP-tutored courses!*

Courses available

LIST OF DISTANCE COURSES

1. Introduction to the European Convention on Human Rights and the European Court of Human Rights
2. Admissibility criteria
3. Asylum
4. Family Law and Children Rights
5. Anti-Discrimination
6. Hate Crime and Hate Speech
7. Community Sanctions and Alternative Measures to Detention
8. International Co-operation in Criminal Matters
9. Business and Human Rights
10. Chemical precursors and international cooperation to combat illicit drugs production and traffic
11. Counterfeiting of Medical Products and Crimes against Public Health
12. Transitional Justice
13. Deliberate Ill Treatment In The Light Of The ECHR
14. Pre-trial investigation in the light of the ECHR
15. Property Law



List of most viewed courses

Introduction to ECHR and ECtHR



Admissibility criteria



Asylum



What is HELP in the 28?

- Built on the European Programme for Human Rights Education for Legal Professionals

Watch this
and visit [HELP website](#)



- Funded by a EU grant – DG Justice (1.6 M)
- Reinforces "HELP" **Network in the 28 EU MS**

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Goal of HELP in the 28?

HELP EU legal professionals (*) to apply EU Charter, ECHR and ESC in their daily work



(*) Judges prosecutors and lawyers

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"HELP in the 28" courses

- Four (4) new courses :
 - Fight against **racism, xenophobia and homophobia/transphobia**
 - **Labour rights**
 - **Data protection and privacy rights**
 - Right to the integrity of the person (**bioethics**)



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Fight against racism, xenophobia and homophobia/transphobia

- **Introduction** – Perceptions and bias / key concepts
- **Legal Framework:**
 - ECHR/ESC - EU Law
 - Role of different actors
 - **Extensive ECtHR & CJEU case-law!!**
- **Racism and xenophobia**
 - Hate crime/Hate speech/harassment
 - Discrimination
- **Homophobia/transphobia**
 - Hate crime/hate speech/harassment
 - Respect for private and family life
 - Discrimination



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Data Protection and privacy rights

Challenges



Threats linked to technological development
(faster than laws)

Threats from both public and private actors

Different sources of law, different legal regimes

Protecting the data ?
Protecting the persons ?

"Personal data" = any information relating to an identified or identifiable individual

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Data Protection and privacy rights

EUROPEAN STANDARDS

EU system:

- Charter of Fundamental Rights
- Data Protection Directive
- CJEU jurisprudence
- WP29 opinions
- EDPS opinions

CoE system

- ECHR
- Convention 108
- ECtHR jurisprudence
- Soft law by CoE institutions

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Data Protection and privacy rights

Basic knowledge:

- Legal framework
- Role of European institutions
- concepts, principles and rules

Problematic Areas:

- health
- media
- e-communications & marketing
- new technologies
- work place surveillance

Enforcement:

- Remedies and **enforcement** (administrative, criminal and civil law)
- **Transborder data flows**



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Right to the integrity of the persons (bioethics)

- **RIOP:** linked to human dignity and protection of everyone's physical and mental space
- **Broad right:**
 - Prohibition of torture
 - Less grave forms of interference with a person's body and mind
- Existing **case law:**
 - disclosure of medical data without consent
 - unwanted medical interventions
 - physical abuse
 - treatment of people with disabilities
 - end of life situations
 - mental health
 - sexual and reproductive health



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Right to the integrity of the persons (bioethics)

I. Right to integrity

II. Right to integrity in the fields of medicine and biology:

- **Principle** of free and informed consent
- **Prohibition** of eugenics
- **Prohibition** of human reproductive cloning
- **Prohibition** of financial gain



ECHR

Article 8 (right to private life)

Article 3 (prohibition of torture)

Article 2 (right to life)

The Charter

Article 3 (right to integrity of the person)

Article 4 (prohibition of torture)

Article 2 (right to life)

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Labour rights

Glossary

1. Introduction: labour rights as **human rights**
2. **Right to work** and **employment relationship**
3. **Working time**
4. Fair **remuneration** and protection of **wages**
5. **Termination** of employment
6. Equality and **non-discrimination**
7. **Collective labour rights**
8. **Freedom of association** – the right to negotiate
9. **Occupational safety and health**



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HELP/UNHCR Course “Asylum”

GOAL: to strengthen and harmonise ECHR standards on asylum across the CoE MS
ECHR does not contain a right to asylum. But any asylum-seeker under CoE MS jurisdiction is entitled to all ECHR rights

Joint HELP/UNHCR [e-learning course](#)

CONTENT: main ECHR provisions relating to asylum and developing ECtHR case law

Introduction

Article 3 - Prohibition of torture

Article 5 - Right to liberty and security

Article 8 - Right to respect for private and family life

Article 13 - Right to an effective remedy

Article 2, Protocol 4 - Freedom of movement

Case-law provides also protection for asylum seekers:

Art. 3 and non-admission at the border

Art. 13 and 3 on the right to an effective remedy

Art. 8 and family unity/reunification

National versions can also include the interactions between ECHR and EU law, the right to an effective remedy as well as Dublin cases



HELP/UNHCR Course “Asylum”

Practical learning tool to be followed by participants with an average of 3-4 hours within a 2-week period for a 3-month period

TARGET in the CoE member States:

- Judges of administrative/specialised courts (asylum and/or expulsion)
- Administrative authorities
- Lawyers
- UNHCR staff

Model course: general tool which is meant to be adjusted to the national context of the concerned State where it is being implemented

National adaptation: different forms and relatively flexible



"HELP in the 28" courses piloted in 13 EU MS

Country	Partner	Course
Austria	Bar Association	Data protection
Belgium	Flemish Bar Association	Integrity person -bioethics
	Judicial Training Institute	Integrity person -bioethics
Croatia	Judicial Academy	Racism, xenophobia, homophobia
Estonia	The Supreme Court of Estonia	Data protection
France	Ecole Nationale de la Magistrature	Data protection
	Institut des Droits de l'Homme du Barreau de Paris	Integrity person -bioethics
	Ordre des avocats de Paris	Integrity person -bioethics
	Service Juridique Ligue Internationale Contre le Racisme	Racism, xenophobia, homophobia
Greece	School of Judges	Labour rights
Italy	Bar Association	Racism, xenophobia, homophobia
	Bar Association	Data protection
	Italian School of Judiciary	Integrity person -bioethics
Latvia	Bar Association	Data protection
Lithuania	Bar Association	Data protection
	National Court Administration	Labour rights
Poland	National School of Judiciary and Public Prosecution	Integrity person -bioethics
	Polish Bar Council	Data protection
Portugal	Centre for Judicial Studies	Labour rights
Slovenia	Judicial Training Centre	Labour rights
Spain	General Council of the Judiciary	Racism, xenophobia, homophobia
	Spanish Bar Council	Data protection
UK	Bar Council	Data protection

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“HELP in the 28”



HELP in the 28 – I

Not yet

Austria
Belgium
Croatia
Estonia
France
Greece
Italy
Latvia
Lithuania
Poland
Portugal
Slovenia
Spain
UK

Bulgaria
Cyprus
Czech R.
Denmark
Finland
Germany
Hungary
Ireland
Luxembourg
Malta
Netherlands
Romania
Slovakia
Sweden

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"HELP in the 28" seminars in 2016:

- **Data protection and privacy rights** – France June 2015 – ENM
- **Fight against racism, xenophobia, homophobia and transphobia** – Spain, 25-26 July
- **Labour rights** – Slovenia, 26-27 September
- **Right to the integrity of the person (bioethics)** – Belgium, 6-7 October

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Six strenghts of "HELP in the 28"

- a **HELP Network** of EU judicial training institutions & Bar Associations
- Partnership with **EJTN**
- “**a la carte**” -adapted to national language & law
- “Train the trainers” for **national ownership**
- **quality** content merging the EU Charter, ECHR and ESC with national law
- **modern technologies**

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Goal: Integration of HELP courses in national curricula

- Legal practitioners as **guardians of human rights**, including European system of HR
- HR **complaints solved at national level**
- **Implementation of ECHR- shared responsibility**
- Direct link between **good training and good judgments**

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Thank you very much for your attention!

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