Objective

This training session has been commissioned under the European Union's Programme for Employment and Social Solidarity (PROGRESS 2007-2013).

This programme is managed by the Directorate-General for Employment, Social Affairs and Equal Opportunities and by the Directorate-General for Justice of the European Commission. It was established to provide financial support for the implementation of the objectives of the European Union in the employment and social affairs area, as set out in the Social Agenda, and thereby contribute to the achievement of the Lisbon Strategy goals in these fields.

The seven-year Programme targets all stakeholders who can help shape the development of appropriate and effective employment and social legislation and policies, across the EU-27, EFTA-EEA and EU candidate and pre-candidate countries.

PROGRESS’ mission is to strengthen the EU contribution in support of Member States’ commitment. PROGRESS is instrumental in:

- providing analysis and policy advice on PROGRESS policy areas;
- monitoring and reporting on the implementation of EU legislation and policies in PROGRESS policy areas;
- promoting policy transfer, learning and support among Member States on EU objectives and priorities; and
- relaying the views of the stakeholders and society at large.

For more information see: http://ec.europa.eu/progress

Contact email: JUST-D3-CFT@ec.europa.eu

Contents

The new European Disability Strategy sets out the European Commission’s work plan and priorities for the period 2010-20. It will ensure access to EU funding, raise public awareness about disability and fulfil the EU’s commitment to the UN Convention on the Rights of Persons with Disabilities, which has entered into force for the European Union on 22 January 2011.

The Convention is an important tool for promoting the human rights of people with disabilities. The Convention elaborates and clarifies existing obligations, providing within a single text the accepted global legal standards on disability rights. It recognises that equality, dignity, autonomy, independence, accessibility and inclusion are key to ensuring that people with disabilities are able to enjoy the same human rights across the world. In doing so, certain paradigm shifts are introduced changing the status of people with disabilities in international human rights law.

The seminar will offer participants the opportunity to understand the key principles and concepts contained in the Convention. Furthermore, the seminar will also analyse the European legislation adopted on disability issues in areas related to the application of the UNCRPD. The seminar will analyse European legislation adopted on disability issues in the areas of public procurement and state aid.

Speakers

Christopher Bovis, Professor of Law, University of Hull
Eilionóir Flynn, Senior Research Fellow, Centre for Disability Law and Policy, National University of Ireland, Galway
Aart Hendriks, Professor of Health Law, University of Leiden
Shivaun Quinlivan, Director of LLM in International and Comparative Disability Law and Policy, School of Law, National University of Ireland, Galway
Dieter Schindlauer, Freelance Human Rights Consultant and Diversity Trainer; Director, Sinnfabrik – Human Rights and Diversity, Vienna
Oliver Tolmein, Lawyer, Hamburg
Carsten Zatschler, Barrister (England and Wales); Former Legal Secretary, Court of Justice of the European Union, Luxembourg

For further information:
Jaroslav Opravil
Tel. +49 (0)651 937 37 841
Fax. +49 (0)651 937 37 773
E-mail: jopravil@era.int
Online application: www.era.int

Travel to Trier:
Shuttle services from Luxembourg airport to the ERA Conference Centre can be booked at special rates at: www.taxi-franken.de/era

EU DISABILITY LAW AND THE UN CONVENTION ON THE RIGHTS OF PERSONS WITH DISABILITIES

SEMINAR FOR MEMBERS OF THE JUDICIARY: FOCUS ON ADMINISTRATIVE PROCEEDINGS

Trier, 9-10 December 2013
ERA Conference Centre
Metzer Allee 4, Trier, Germany

Organiser:
ERA (Killian O’Brien) with the support of the EFC European Consortium of Foundations on Human Rights and Disability and in cooperation with the European Commission (Contracting Authority)

Language: English & German (simultaneous interpretation)

Event number: 413DV08
Monday, 9 December 2013

08:30 Arrival and registration of participants

09:00 Welcome and opening remarks
   Killian O’Brien

I. INTRODUCTION TO THE UNCRPD
   Chair: Killian O’Brien

09:15 Introduction to the key aspects of the UNCRPD: development, purpose, general principles, key definitions and concepts
   Shivaun Quinlivan

10:00 Q&A and discussion

10:15 Substantive obligations under the UNCRPD: education, health, participation, work and employment, standard of living, social protection
   • Focus on participation issues
   Eilionóir Flynn

11:00 Q&A and discussion

11:15 Coffee Break

11:45 Workshop 1 – Exchange session and preliminary case studies on the scope and application as well as the key concepts of the UNCRPD
   Shivaun Quinlivan

12:30 Discussion of results

13:00 Lunch

14:00 Non-discrimination, direct and indirect discrimination, reasonable accommodation and the burden of proof in disability proceedings in EU law: definitions, scope, interpretation and the impact of the UNCRPD
   Dieter Schindlauer

14:45 Discussion

15:00 Disability issues in public procurement and State aid: key notions and existing provisions
   Christopher Bovis

15:45 Discussion

16:00 Coffee Break

16:30 Disability issues in public procurement and State aid: the impact of the UNCRPD
   Christopher Bovis

17:15 Ensuring access to justice for persons with disabilities in EU law, UNCRPD and beyond
   Aart Hendriks

18:00 Discussion

18:15 End of first seminar day

18:45 Guided tour of the city of Trier

20:00 Seminar dinner

Tuesday, 10 December 2013

09:00 The legal capacity of persons with disabilities in light of the UNCRPD
   Oliver Tolmein

09:45 Discussion

10:00 The preliminary reference procedure in EU law and the role of the national judge in ensuring respect for the rights of persons with disabilities
   Carsten Zatschler

10:45 Discussion

11:00 Coffee

11:30 Workshop 2 – Substantive application of EU law and the impact of selected UNCRPD provisions: practical case study in groups (analysing and discussing the case in parallel language working groups)
   Eilionóir Flynn
   Dieter Schindlauer

12:45 Summary and discussion of workshop results

13:00 Summing-up and closing words

13:15 Light lunch and end of seminar

Programme may be subject to amendment.
For programme updates: www.era.int