

Final Agenda 23 November 09

ASEAN WORKSHOP ON INTERNATIONAL LEGAL COOPERATION IN TRAFFICKING IN PERSONS CASES 23-25 NOVEMBER 2009

WORKSHOP OBJECTIVES AND ANNOTATED DRAFT OUTLINE AGENDA

The objective of the Workshop is to contribute to improvements in legal cooperation between ASEAN Member States in the investigation and prosecution of trafficking in persons cases by:

- Ensuring that practitioners are aware of recent legal and policy developments and effective practices in international legal cooperation in TIP cases;
- Ensuring, through practitioner input, the relevance and technical quality of the draft *ASEAN Handbook on International Legal Cooperation in Trafficking in Persons Cases*.

MONDAY 23TH NOVEMBER

0830 - 0900 Participant registration
0830 – 0900 Chair meets with opening speakers

0900 - 0930 Opening of the Workshop

Session structure: three opening speakers

Presenter names: Melchor Rosales (SOMTC); Gary Lewis (UNODC); Phillippe Allen (AusAID)

Session timing: brief opening / welcoming remarks, 10 minutes each

0930 – 0945 Keynote address: *International cooperation in TIP cases: challenges and opportunities for the ASEAN region*

Session structure: single presenter

Presenter name: H.E. Undersecretary General Sayakane Sisouvang (ASEAN)

Session timing: 15 minute speech

0945 – 1015 Introduction to the Workshop: objectives and expected outcomes

Session structure: single presenter

Presenter profile: one of the Handbook authors

Presenter name: Dr Anne Gallagher (ARTIP)

Session overview: Presenter provides brief overview of the Workshop structure, objectives and expected outcomes. Introduces the draft Handbook and places it in the context of ASEAN responses to TIP.

Session timing: 30 minutes

1015 - 1040 *Coffee break*

1040 – 1045 Official Workshop Photo

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Workshop Theme for Day 1:

"Law, policy and practice of mutual legal assistance"

1045 - 1245

Introductory Panel: The law, policy and practice of mutual legal assistance in criminal matters including TIP

Session structure: Six-person panel

Session timing: 15 minutes each presenter followed by moderator-led discussion and Q&A

Presenter profile: one UN official (Confirmed: Mr Michel Bonnieu, UNODC) one AMS official (Confirmed: Ms Baizura Haji Kamal, Malaysia); two AMS practitioners (Confirmed: Dr Wanchai Roujanavong, Thailand and Confirmed: Mr Kow Keng Siong, Singapore); one prosecutorial expert (Confirmed: Mr Albert Moskowitz, ARTIP); one expert on informal cooperation (Confirmed: Pol. Lt. Col. Chanchai Chaokasem, Thailand)

Session overview: UN official to provide a broad overview of the international legal framework around MLA with a special focus on the CTOC and on TIP offences; AMS official to introduce the ASEAN law and policy on MLA with a special focus on the AMLAT; AMS practitioner to provide insight, using case-based examples, of how MLA works (or doesn't) in the region: highlighting areas requiring attention; prosecutorial expert to consider the role of the prosecutor in mutual legal assistance; expert on informal cooperation to highlight role of informal mechanisms in facilitating cross-border cooperation in TIP cases.

Moderator: Mr. Willem Pretorius (ARTIP)

1245 - 1415 *Lunch break (1345-1415 - Country Rapporteur meeting)*

1415 - 1615

Working Group Discussions on MLA (incl. coffee break)

Structure: Three working groups, each with delegations of 3-4 AMS

Task: Each Working Group to: (i) discuss case study using the questions provided and the answers prepared by national delegations, preparing its general responses for presentation to the plenary; and (ii) review the relevant chapter of the Handbook preparing specific points for presentation to the plenary

Session timing: 2 hours including coffee break

Outcome: Detailed information on AMS law and practice with regard to TIP cases for possible inclusion in handbook; participant feedback on MLA Chapter of Handbook

1615 – 1630

Reconvene in Plenary to confirm program for Day 2

1730-1900

Official Welcome Cocktail

END OF DAY ONE

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TUESDAY 24TH NOVEMBER:

0900 – 10.00 *Plenary session - Feedback and Recommendations from MLA Working Groups*

1000 - 1030 *Coffee break*

Workshop Theme for Day 2:

"MLA in recovery of proceeds"

1030 – 1200 *Panel 2: International Cooperation for purposes of confiscation of proceeds of TIP related crimes*

Session structure: Three-person panel

Session timing: 20 minutes each presenter followed by moderated panel discussion and Q&A.

Presenter profile: one international expert on confiscation of proceeds (Confirmed: Ms Candice Welsch, UNODC); two experienced international practitioners (Confirmed: Dr Jayampathy Wickramaratne, Sri Lanka; Mr Joonmyung Lee, Korea, UNODC)

Session overview: UN official or international expert to provide a broad overview of the international legal and policy framework around recovery of proceeds with special reference to TIP offences. Two international practitioners to provide case-based insights on recovery of proceeds in other jurisdictions.

Moderator: Mr Michel Bonnieu (UNODC)

1200 - 1330 *Lunch break*

1330 - 1530 *Working Group Discussions on recovery of proceeds*

Structure: Three working groups, each with delegations of 3-4 AMS

Task: Each Working Group to: (i) discuss case study using the questions provided and the answers prepared by national delegations, preparing its general responses for presentation to the plenary; and (ii) review the relevant chapter of the Handbook preparing specific points for presentation to the plenary

Session timing: 2 hours

Outcome: Detailed information on national law and practice as it relates to recovery of proceeds for possible inclusion in handbook; participant feedback on Recovery of Proceeds Chapter of Handbook.

1530 – 1600 *Coffee break*

1600 - 1700 *Plenary session - Feedback and Working Group Recommendations on recovery of proceeds*

END OF DAY TWO

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WEDNESDAY 25TH NOVEMBER:

Workshop Theme for Day 3:

“Extradition in TIP cases”

0830 – 1030

Panel 3: Extradition: a legal and policy overview

Session structure: Three-person panel

Session timing: 20 minutes each presenter followed by moderated panel discussion and Q&A.

Presenter profile: two international experts / practitioners (Confirmed: Ms Candice Welsch, UNODC; Confirmed: Dr Jayampathy Wickramaratne, Sri Lanka, UNODC); one AMS practitioner (Confirmed: Mr. Pravit Roykaew, Thailand)

Session overview: International experts to provide a broad overview of the international legal and policy framework around extradition with a special focus on the CTOC and on TIP offences as well as insights from practical experience. AMS practitioner to provide insight, using case-based examples, of how extradition operates as a tool of international cooperation in the region with a special focus on common obstacles and how they are / could be overcome.

Moderator: Mr Albert Moskowitz (ARTIP)

1030 - 1100 *Coffee break*

1100 - 1300

Working Group Discussions on Extradition

Structure: Three working groups, each with delegations of 3-4 AMS

Task: Each Working Group to: (i) discuss case study using the questions provided and the answers prepared by national delegations, preparing its general responses for presentation to the plenary; and (ii) review the relevant chapter of the Handbook preparing specific points for presentation to the plenary.

Session timing: 2 hours

Outcome: Detailed information on extradition law and practice with regard to TIP cases for possible inclusion in handbook; participant feedback on Extradition Chapter of Handbook.

1300 – 1430 *Lunch break*

1430 - 1530

Plenary session - Feedback and Working Group Recommendations on Extradition

1530 – 1600 *Coffee Break*

1600 - 1630

Chairperson's Report - Presentation by the Workshop Chair of the final composite recommendations and adoption of the same

Chairperson's Closing Remarks and Closure of the Workshop