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International Conference

“Criminal Justice and Human Rights – Emerging Trends and Challenges”

20 October 2023, 09:00 – 17:30 (UTC+4)
Jannat Resort, Bishkek (Koy-Tash)

Organisers:

- **Supreme Court of the Kyrgyz Republic**
- **European Commission for Democracy through Law (Venice Commission)**

09:00 - 09:30	Registration of participants
	Connecting to the platform and registering participants
Opening Welcoming speeches	
09:30 - 09:45	• Mr Nurlan Alisherovich Musaev , Deputy Chairman of the Supreme Court of the Kyrgyz Republic
	• Ms Lene Volkersen , Head of the Political Section, European Union Delegation to the Kyrgyz Republic
	• Ms Zarema Kambaralievna Kongantieva , Deputy Head of Department, Co-operation with the Courts and the Prosecutor's Office, Administration of the President of the Kyrgyz Republic
	• Mr Bilim Sardalbekovich Raiymkulov , Chairman of the Council of Lawyers of the Bar of the Kyrgyz Republic
	• Mr Mamuka Longurashvili , Venice Commission
First session: Prosecutorial bias in criminal proceedings and problems in ensuring the principle of adversarial proceedings	
09:45-11:00	Moderator: <ul style="list-style-type: none">• Mr Keneshbek Bozhokoevich Toktomambetov, Judge of the Supreme Court of the Kyrgyz Republic
	Presentations (10-15 min): <ul style="list-style-type: none">• Ms Madeniet Zhakanovna Omarbekova, Judge of the Supreme

	<p>Court of the Republic of Kazakhstan <i>"On the Role of the Public Prosecutor in Adversarial Criminal Proceedings"</i></p> <ul style="list-style-type: none"> • Mr Bekbolot Bolotbekovich Dzhanaliev, Judge of the Alumudun district court of the Chui region, Kyrgyz Republic <i>"Accusatory Bias in Criminal Proceedings and Problems of Ensuring the Principle of Adversarial Parties"</i> • Mr Eric Svanidze, Venice Commission Expert <i>"Adversarial Procedure at the Pre-trial Stage from the Angle of Admissibility of Evidence"</i> • Mr Azizbek Sharipovich Shukurbekov, Head of Department, General Prosecutor's Office of the Kyrgyz Republic <i>"Institutional and Operational Independence of Prosecutors (vs. Independence of Judges), Impartiality and Accountability"</i>
11:00-11:15	Discussion
11:15-11:30	Coffee break
Second session:	
Judicial control in pre-trial proceedings - Problems and ways of their solution	
11:30-12:40	<p>Moderator: Mr Keneshbek Bozhokoevich Toktomambetov, Judge of the Supreme Court of the Kyrgyz Republic</p> <p>Presentations (10-15 min):</p> <ul style="list-style-type: none"> • Mr Samatbek Abdullaevich Sheraliev, acting Chairman of the Alumudun District Court of Chui region, Kyrgyz Republic <i>"The right of a detained person to a prompt court review of the lawfulness of detention"</i> • Mr Erkebek Dzhumabekovich Ashirkhodjaev Deputy Minister of Internal Affairs of the Kyrgyz Republic, Major General of Police <i>"Grounds for extending the period of detention"</i> • Mr Joo-hee Jung, Judge of the Daegu District Court, Republic of Korea (<i>online</i>) <i>"Discussion on the Status of Search and Seizure of Electronic Information in Korea and Its Improvement Plan: In Relation to the Principle of Equality of Arms"</i> • Mr Nicolae Esanu, Venice Commission Expert <i>"The Evolution of the Institution of Investigative Judges in the Republic of Moldova"</i>
12:40-13.00	Discussion
13.00-14.00	Lunch break
Third session:	
Implementation of the presumption of innocence in modern criminal proceedings	

14:00 – 15.30	<p>Moderator:</p> <ul style="list-style-type: none"> • Ms Inara Ilgizovna Gilyazetdinova, Judge of the Supreme Court of the Kyrgyz Republic <p>Presentations (10-15 min):</p> <ul style="list-style-type: none"> • Mr Akram Polvonovich Rakhimov, Judge, Supreme Court, Republic of Uzbekistan <i>“The Importance of Fundamental Reforms in Uzbekistan aimed at Protecting Human Rights and Freedoms in the Judicial and Legal Sphere”</i> • Ms Kimbat Kadyrovna Arkharova, Chairman of the Leninsky District Court of Bishkek <i>“Burden of Proof”</i> • Mr James Murdoch, Venice Commission Expert (online) <i>“The Proof of Guilt in the Adversarial Process”</i> • Mr Aslan Kasymalievich Kulbaev, Lawyer <i>“Exclusion of evidence at a preliminary hearing: theoretical and practical problems”</i>
15:10-15:30	Discussion
15:30-15:45	Coffee break
	Fourth session: Problems of exemption from criminal liability
15:45-17:00	<p>Moderator:</p> <ul style="list-style-type: none"> • Ms Inara Ilgizovna Gilyazetdinova, Judge of the Supreme Court of the Kyrgyz Republic <p>Presentations (10-15 min):</p> <ul style="list-style-type: none"> • Mr Askat Sharshekovich Sydykov, Judge of the Supreme Court of the Kyrgyz Republic <i>“Punishment: Problems of Assigning and Establishing Exemption from it”</i> • Mr Talaipek Kaparovich Abykeev, Chairman of the Sverdlovsk District Court of Bishkek • Mr Zaza Meishvili, Venice Commission Expert <i>“Plea-bargaining in the Adversarial Process and the right to a fair trial - the Experience of Georgia”</i> • Ms Gulnara Sultanbekovna Duishenbekova, Professor at the High School of Justice under the Supreme Court of the Kyrgyz Republic, former judge <i>“Reopening of the Proceedings”</i> • Ms Aizhan Zhumagulovna Orozakunova, Lawyer <i>“Current issues of probation implementation in the Kyrgyz”</i>

	<i>Republic”</i>
17:00-17.15	Discussion
17:15-17:30	<p>Conclusions of the conference</p> <ul style="list-style-type: none"> • Mr Nurlan Alisherovich Musaev, Deputy Chairman of the Supreme Court of the Kyrgyz Republic • Mr Mamuka Longurashvili, Venice Commission