



Strasbourg, 3 December 2015

CDL-JU(2015)025prog  
CDL-LA(2015)001prog  
Or. Spa.

**EUROPEAN COMMISSION FOR DEMOCRACY THROUGH LAW**  
**(VENICE COMMISSION)**

in co-operation with

**THE CONSTITUTIONAL TRIBUNAL OF CHILE**

**CONFERENCE ON**  
**THE CONSTITUTIONAL PROTECTION OF VULNERABLE GROUPS :**  
**A JUDICIAL DIALOGUE**

**Santiago, Chile**

**4 December de 2015 (9:00 am) – 5 December de 2015 (5:00 pm)**

**PROGRAMME**

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### **THURSDAY, 3 DECEMBER 2015**

**AM-PM** Arrival of foreign Authorities and panellists at Arturo Merino Benítez International Airport

Transfer to W Hotel

Hotel Check-in

**19.00 - 21.00 Opening Dinner at W Hotel**

### **FRIDAY, 4 DECEMBER 2015**

#### **OPENING SESSION**

**9:00-9:20** *Opening address*

**Mr. Carlos CARMONA, President, Constitutional Court, Chile**  
**Mr Gianni BUQUICCHIO, President, Venice Commission**

#### **SESSION I - Introducing debate: defining vulnerable groups**

Chair: Mr Nelson Pozo Silva, Judge, Constitutional Court, Chile

**9:20-10:00 Introducing the debate concerning the definition of vulnerable groups in the Constitutions in Europe and America: a comparative perspective**

*Limits and challenges regarding the constitutional definition of vulnerable groups: the Latin American experience*

**Mr Juan José ROMERO GUZMAN, Judge, Constitutional Court, Chile, Member of the Venice Commission**

*Protecting vulnerable groups in Europe: the constitutional challenges*

**Mr Josep CASTELLA, Spain, Member of the Venice Commission**

**10:00-10:40 The European and the Inter-American Courts of Human Rights' approach towards the protection of vulnerable groups: definition and case-law.**

**Mr Michael O'BOYLE, Former Deputy Registrar, European Court of Human Rights**

**Mr Roberto CALDAS, Vice-President, Judge at the Inter-American Court of Human Rights**

**10:40 Discussions**

**11:00 Family photo and Coffee break**

**SESSION II – Protection of migrants as a vulnerable group**

Chair: Josep Castella, member of the Venice Commission, Spain

**11:20-12:00 The case-law of the European and the Inter-American Courts on the protection of migrants**

**Mr Vio GROSSI, Judge, Inter-American Court of Human Rights**

**Mr Luis LOPEZ GUERRA, Judge, European Court of Human Rights**

**12:00-13:00 Protection of migrants at the national level: case studies**

The case of Chile

**Mr Domingo HERNÁNDEZ EMPARANZA, Judge, Constitutional Court, substitute member of the Venice Commission, Chile.**

The case of Mexico:

The case of Mexico

**Mr Manuel GONZALEZ OROPEZA, Judge, Federal Electoral Court, Mexico, Substitute Member of the Venice Commission**

The case of Costa Rica

**Mr. Ernesto JINESTA LOBO, President, Constitutional Chamber of the Supreme Court of Justice, Costa Rica.**

**13:00-13:20 Debate**

**13:30-15:00 Lunch at Hotel W**

**SESSION III - Minorities and indigenous peoples as vulnerable groups**

Chair: Mr Gonzalo García, Judge, Constitutional Court, Chile

**15:00-15:40 The case-law of the European and the Inter-American Courts on the protection of minorities and indigenous peoples: redefining vulnerability**

**Mr Manuel VENTURA ROBLES, former President of the Inter-American Court of Human Rights**

**Ms MCMORROW, Senior Counsel, substitute member, Venice Commission, Ireland**

**15:40-16:00 Coffee break**

**16:00-17:00 The protection of minorities and indigenous populations at the national level: case studies**

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The protection of indigenous peoples in **Bolivia**

**Mr. Zenón Hugo BACARREZA MORALES, President, Constitutional Court of Bolivia**

The constitutional protection of indigenous peoples in **Ecuador**

**Mr. Francisco BUTIÑÁ MARTÍNEZ, judge, Constitutional Court of Ecuador**

**Brazil and the Federal Supreme Court's case-law**

**Mr Ricardo Enrique LEWANDOWSKI, President, Federal Supreme Court, Brazil, Member of the Venice Commission**

17:00-17:20 Discussions

## **SATURDAY, 5 DECEMBER 2015**

### **SESSION IV – Persons with disabilities as a vulnerable group: mechanisms of protection**

Chair: Mr. José Luis López Guerra, Judge, European Court of Human Rights

**09:30-10:10 The case-law of the European and the Inter-American Courts on persons with disabilities**

**Ms Cecilia MEDINA QUIROGA, Former President, Inter-American Court of Human Rights.**

**Ms Veronika BILKOVA, Member of the Venice Commission, Czech Republic**

**10:10-11:10 The protection of persons with disabilities at the national level: case studies**

The case of **Peru**

**Mr Oscar URVIOLA HANI, President, Constitutional Court of Peru, member of the Venice Commission**

The case of **Colombia**

**Ms María Victoria CALLE CORREA, President, Constitutional Court of Colombia**

The case of **El Salvador**

**Ms Rodolfo GONZÁLEZ BONILLA, Judge, Constitutional Chamber, Supreme Court of Justice, El Salvador.**

11:10-11:30: Coffee break

**SESSION V – The constitutional protection of vulnerability based on age: the protection of children and elderly people**

**11:30-12:10 The case-law of the European and the Inter-American Court on children and elderly people**

Chair: Mr Roberto CALDAS, Vice-President, Inter-American Court of Human Rights

**Mr Alberto PÉREZ PÉREZ, Judge, Inter-American Court of Human Rights**

**Ms Herdis KJERULF THORGEIRSDÓTTIR, Vice-President of the Venice Commission, Iceland**

**12:10-13:10: The protection of children and the elderly at the national level: case studies**

The case of **Paraguay**

**Ms Irma ALFONZO DE BOGARÍN, Appeal Court specialised in minors, Supreme Court, Paraguay**

The case of **Uruguay**

**Mr. Edgardo ETTLIN GUAZZO, Judge, Civil Appeals Court, Uruguay**

The case of **Mexico**

**Ms Carmen ALANIS, Judge, Federal Electoral Court, Substitute Member of the Venice Commission, Mexico**

**13:10-13:30 Debate**

**13:30 Conclusions and closing of the Conference**

**Mr Carlos CARMONA, President, Constitutional Court of Chile**  
**Mr Oscar URVIOLA, President, Constitutional Court of Peru**

**14.00 – 15.30: Closing lunch at W Hotel.**  
Recorded copies of the Conference will be distributed

**16.00 – 18.00: Meeting of the Sub-Commission on Latin America at W Hotel**

**SUNDAY, 6 DECEMBER 2015**

**12.00** Hotel Check-out

**AM-PM** Transfer to Arturo Merino Benítez International Airport