

Time: 2-3 May 2024

Location: Wirtschaftsuniversität Wien
Building LC, Festsaal (Ceremony Hall) 2
Welthandelsplatz 1, 1020 Wien
Email: sek-wirtschaftsstrafrecht@wu.ac.at
<https://www.wu.ac.at/wirtschaftsstrafrecht>

Registration: Registration is **free** but **mandatory**.
Please register until **22 April 2024**. You can register on the **website of the Institute of Austrian and European Criminal Law under the following link:**
<https://www.wu.ac.at/wirtschaftsstrafrecht/aktivitaeten/eclan-conference>

If you do not want to receive invitations of the Institute for Austrian and European Economic Criminal Law for similar events, please send an email to sek-wirtschaftsstrafrecht@wu.ac.at.
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ECLAN Annual Conference

„Collection and Admissibility of Evidence in Europe“

2 – 3 May 2024

Vienna University of Economics and Business
Building LC, Festsaal 2



WIRTSCHAFTSUNIVERSITÄT
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Programme

Thursday, 2 May 2024

08.30 – 09.00 **Registration**

09.00 – 09.30 **Welcome addresses**

Robert Kert, Vienna University of Economics and Business
Anne Weyembergh, Université Libre de Bruxelles
Wolfgang Bogensberger, Representation of the European Commission in Austria
Fritz Zeder, Austrian Federal Ministry of Justice

Session I: Introduction – Collection and exclusion of evidence in the Member States

Chair: *Robert Kert*, Vienna University of Economics and Business

09.30 – 10.10 **Criminal procedural law across the Union in the field of investigations and evidence: comparative analysis of selected main differences and their impact on the development of EU legislation**

Anne Weyembergh, Université Libre de Bruxelles
Julia Burchett, Université Libre de Bruxelles

Discussion

Session II: Collection and use of evidence in trans-border cases and in EPPO cases

Chair: *Adam Lazowski*, University of Westminster, London

10.10 – 11.10 **European investigation order**

Martin Böse, University of Bonn

Admissibility of EncroChat evidence in criminal proceedings

Stefan Conen, Defence Lawyer, Strafrechtskanzlei Berlin

Discussion

11.10 – 11.30 *Coffee Break*

Programme

Thursday, 2 May 2024

11.30 – 12.30 **Rules on cross border investigations in Article 31 EPPO Regulation**

Hans-Holger Herrnfeld, formerly German Ministry of Justice

Collection of evidence in transnational cases by the EPPO – the practical experience

Ursula Schmudermayer, European Public Prosecutor's Office

Discussion

12.30 – 13.30 *Lunch Break*

13.30 – 14.30 **Admissibility of evidence and the EPPO – The European Commission's perspective**

Sveva Franco, DG Justice, European Commission

Admissibility of evidence under EU law in theory and practice – A need for more common rules?

András Csuri, Vienna University of Economics and Business

Discussion

Session III: Collection and admissibility of electronic evidence

Chair: *Valsamis Mitsilegas*, University of Liverpool

14.30 – 15.50 **Prerequisites for the admissibility of E-evidence in national cases**

Daniel Gilhofer-Lenglinger, Vienna University of Economics and Business

Access to electronic evidence: The E-evidence Regulation

Judith Herrnfeld, Austrian Federal Ministry of Justice

The E-evidence Regulation, Internet providers and fundamental rights – a Swiss perspective

Maria Ludwiczak Glassey, University of Geneva

Discussion

15.50 – 16.15 *Coffee Break*

Programme

Thursday, 2 May 2024

- Session IV: Use of evidence collected by administrative authorities or private enterprises**
Chair: Fritz Zeder, Austrian Federal Ministry of Justice
- 16.15 – 18.00 **Use of evidence collected by administrative authorities in national criminal proceedings**
Thomas Wahl, Max Planck Institute for the Study of Crime, Security and Law, Freiburg im Breisgau
- Use of evidence collected by European (administrative) authorities in national criminal proceedings: The case of OLAF**
Diana Riochet, European Anti Fraud Office (OLAF)
- Cooperation between Financial Intelligence Units in the EU: (mis)use of financial intelligence as evidentiary material?**
Maxime Lassalle, University of Burgundy
- Admissibility of privately gathered evidence in criminal proceedings**
Kristine Strada-Rozenberg, University of Latvia
- Discussion*
- 18.30 *Conference Reception*
Vienna University of Economics and Business
Building LC, Club Room
All participants are invited to finger food and beverages.

20th Anniversary



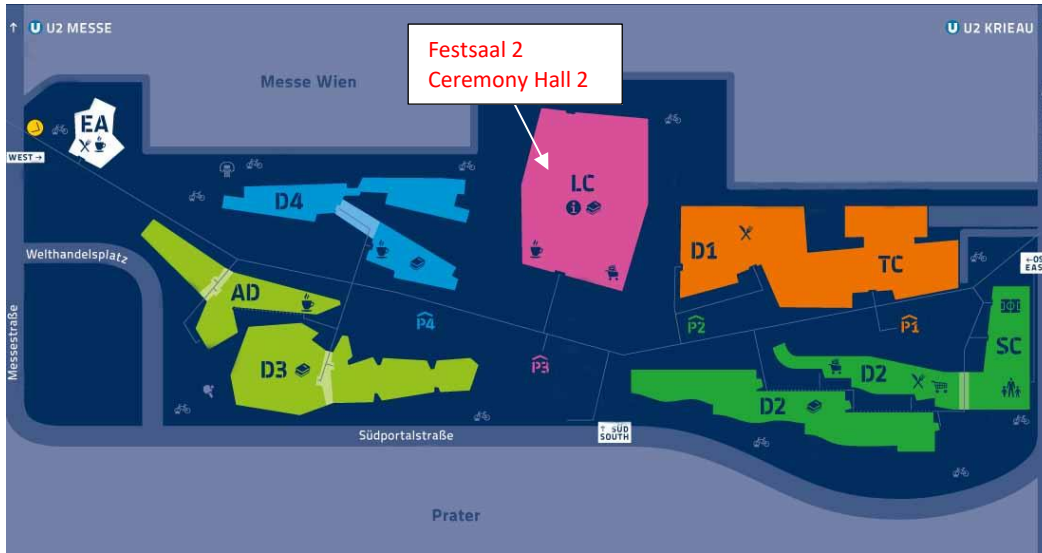
Programme

Friday, 3 May 2024

- Session V: Digital forensics and AI**
Chair: Gintaras Švedas, University of Vilnius
- 9.00 – 10.40 **Digital forensics – a European standard against tampering with digital evidence?**
Radina Stoykova, University of Groningen
- AI evidence and the right of the defence to discovery**
Katalin Ligeti, University of Luxembourg
- Digital evidence and the role of experts**
Karsten Theiner, Grant Thornton, Vienna
- Digital evidence collection at the International Criminal Court (ICC)**
Christine Gödl, International Criminal Court
- Discussion*
- 10.40 – 11.00 *Coffee Break*
- Session VI: Influence of EU law on the admissibility of evidence**
Chair: Pedro Caeiro, University of Coimbra
- 11.00 – 12.30 **Influence of EU law on evidence admissibility in criminal proceedings**
Stephanie Öner, Austrian Federal Ministry of Justice
- Proposal for a Directive of the European Parliament and the Council on Mutual Admissibility of Evidence and Electronic Evidence in Criminal Proceedings**
Lorena Bachmeier Winter, Universidad Complutense Madrid
Farsam Salimi, University of Vienna
- Discussion*

End of conference

WU Campus Map



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