

**Time:** 2-3 May 2024

**Location:** Wirtschaftsuniversität Wien  
Building LC, Festsaal (Ceremony Hall) 2  
Welthandelsplatz 1, 1020 Wien  
Email: [sek-wirtschaftsstrafrecht@wu.ac.at](mailto: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 Criminal Law for similar events, please send an email to [sek-wirtschaftsstrafrecht@wu.ac.at](mailto:sek-wirtschaftsstrafrecht@wu.ac.at).  
At the conference photos are taken. Photos may be published on the website of the Institute for Austrian and European Criminal Law or on the ECLAN Homepage. If you do not agree, please send an email to [sek-wirtschaftsstrafrecht@wu.ac.at](mailto:sek-wirtschaftsstrafrecht@wu.ac.at) or contact us at the conference. For further details concerning data protection at the Vienna University of Economics and Business and your personal rights see <https://short.wu.ac.at/Datenschutzerklaerung>.

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UNIVERSITY OF  
ECONOMICS  
AND BUSINESS

## ECLAN Annual Conference

# „Collection and Admissibility of Evidence in Europe“

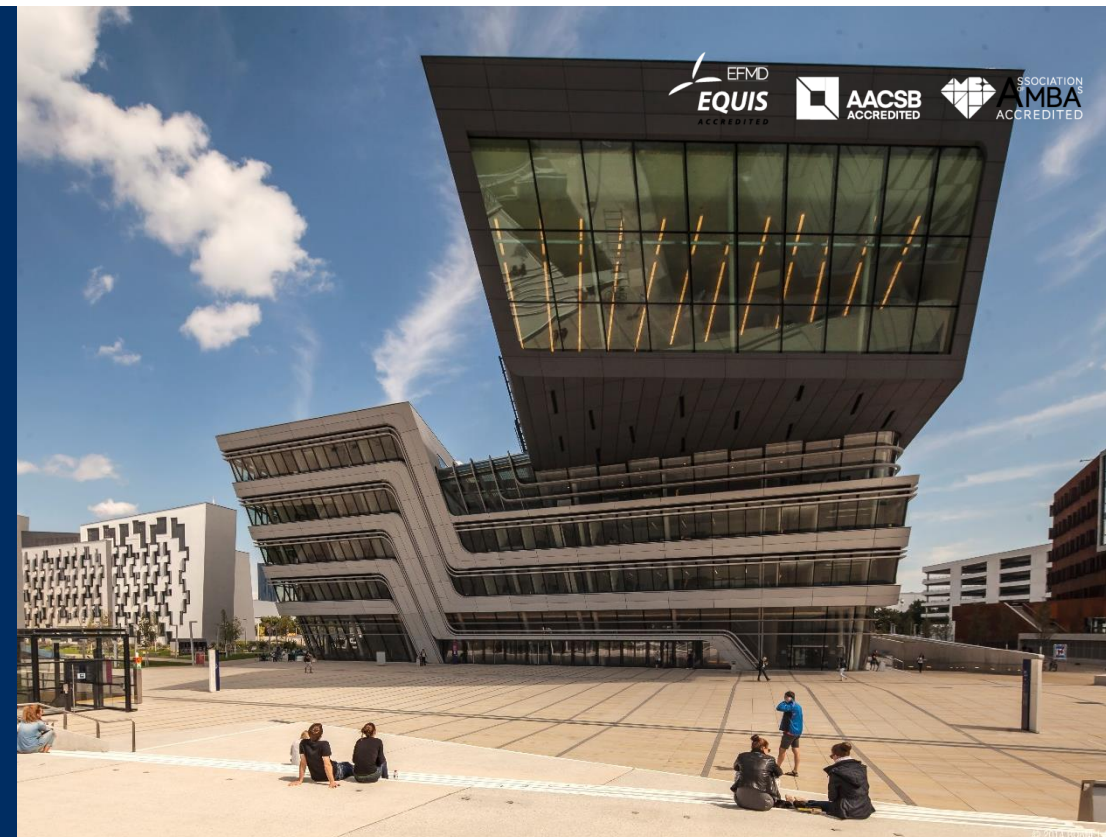
2 – 3 May 2024

Vienna University of Economics and Business  
Building LC, Festsaal 2



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# Programme

Thursday, 02 May 2024

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- 08.30 – 09.00 **Registration**
- 09.00 – 09.30 **Welcome addresses**
- 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 over 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: Fritz Zeder, Ministry of Justice, Vienna*
- 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 – 11.25 *Coffee Break*
- 11.25 – 12.25 **Rules on cross border investigations in Article 31 EPPO Regulation**  
*Hans-Holger Herrmfeld, formerly Ministry of Justice, Germany*
- Collection of evidence in transnational cases by the EPPO – the practical experience**  
*Ursula Schmudermayer, European Public Prosecutor's Office*
- Discussion*
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# Programme

Thursday, 02 May 2024

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- 12.25 – 13:30 *Lunch Break*
- 13.30 – 14.30 **Admissibility of evidence and the EPPO – The European Commission's perspective**  
*Peter Csonka, 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 Herrmfeld, Federal Ministry of Justice Austria*
- The E-Evidence Regulation, Internet providers and fundamental rights – a Swiss perspective**  
*Maria Ludwiczak Glassey, University of Geneva*
- Discussion*
- 15.50 – 16.10 *Coffee Break*
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# Programme

Thursday, 02 May 2024

- Session IV: Use of evidence collected by administrative authorities or private enterprises**  
*Chair: Adam Lazowski, University of Westminster, London*
- 16.10 – 17.50 **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*  
*Building LC, Club Room*  
All the participants are invited to snacks and beverages.

# Programme

Friday, 03 May 2024

- Session V: Digital forensics and AI**  
*Chair: Gintaras Svedas, 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 (tbc)*
- Discussion*
- 10.40 – 11.00 *Coffee Break*
- Session VI: Influence of EU law on the admissibility of evidence**  
*Chair:*
- 11.00 – 12.30 **Influence of EU law on evidence admissibility in criminal proceedings (CJEU Dzivev etc)**  
*Stephanie Öner, Federal Ministry of Justice, Austria*
- 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**