



ALMA MATER STUDIORUM
UNIVERSITÀ DI BOLOGNA
DEPARTMENT OF LEGAL STUDIES



Young Penalists



CRIMINAL JUSTICE IN THE PRISM OF HUMAN RIGHTS

X AIDP INTERNATIONAL SYMPOSIUM FOR YOUNG PENALISTS

27-28 October 2022 – University of Bologna, via Zamboni 22, Sala Armi

THURSDAY 27 OCTOBER

14.00 - OPENING

Introductory remarks

Francesco Mazzacua - President of the Young Penalists of AIDP

Welcome addresses

Michele Caianiello - Head of the Department of Legal Studies

Antonio Gullo - Secretary General of the Italian Group of AIDP

Stanislaw Tosza - Secretary General of AIDP

Keynote Speech

Rosario S. Aitala - Judge of the International Criminal Court

The unfinished revolution of international criminal justice in the prism of human rights protection

15.00 - PANEL 1: GENERAL TRENDS OF HUMAN RIGHTS IN CRIMINAL JUSTICE

Chair: **Stanislaw Tosza** - University of Luxembourg

Mattia Pinto - University of York

Human rights as penal drivers across the world

Jakob Hajszan - University of Vienna

Criminal prosecutions as an abuse of power and art. 18 ECHR

Olimpia Barresi - University of Bologna

The controversial framing of positive obligations of criminal protection: the right to truth in the silent dialogue between Courts

16.30 - PANEL 2: WOMEN'S HUMAN RIGHTS AND CRIMINAL LAW

Chair: **Elisabetta Rosi** - President of the III Criminal Chamber of the Court of cassation, Vice-President of the Italian Group of AIDP

Sofia Braschi - University of Pavia

Protecting women from violence: the impact of international human rights law

Bruna Diniz - University of São Paulo

The tumultuous relationship between the feminist movement and criminal law: the case of Brazil

Giordana Pepè - University of Milan Bicocca

Protecting women's human rights through criminalisation: some considerations about the case of forced marriages in Italy

18.00 - PANEL 3: THE QUEST FOR HUMANIZATION OF DETENTION CONDITIONS

Chair: **Alessandra Santangelo** - University of Bologna

Christos Papachristopoulos - University of Birmingham

Criminal law, inmate rights, and detention conditions in the EU: When such strings jar, what hope of harmony?

Noelia Corral Maraver - National University of Distance Education, Spain
Social Exclusion and Life Imprisonment Sentences. Some Reflections on the Recent Criminal Reforms in Poland

Eduardo Bernabé Toledo - INEPPA, Mexico City

Perfectible may not only be an adjective: maximum imprisonment of thirty years and life imprisonment in the Rome Statute

AIDP International Symposia for Young Penalists are a focal point for exchange on current issues of criminal justice. For further information, visit the AIDP Young Penalists website: www.youngpenalists.com. The Scientific Committee of the X AIDP International Symposium for Young Penalists is composed by Luyuan Bai, Francesco Mazzacua, Miren Odriozola Gurrutxaga, Nicola Recchia and Alessandra Santangelo.

FRIDAY 28 OCTOBER

9.00 - PANEL 4: THE CRIMINAL LAW PROTECTION OF MIGRANTS, MINORITIES AND VICTIMS OF MODERN SLAVERY

Chair: **Nicola Recchia** - Goethe University of Frankfurt

Filomena Pisconti - University of Bari

The detention of migrants and the debate on criminality, deceitful descriptions and underlying guarantees

Sara Bianca Taverriti - University of Milan

"Gimme shelter": the right to silence for silenced migrant victims

Ayla Çalışkan - Izmir University of Economics

The principle of non-refoulement in relation to protection from the threat of punishment and execution of sentence

Clara Rigoni - University of Lausanne & Max Planck Institute

Disentangling the securitization of society from the criminalization of minorities

Joao Gianecchini & Eduardo Saad-Diniz - University of São Paulo

Modern slavery, individual accountability and corporate complicity: the Brazilian case

11.30 - PANEL 5: FREEDOM OF EXPRESSION AND CRIMINAL LAW

Chair: **Emanuela Fronza** - University of Bologna

Athina Sachoulidou - NOVA School of law, Lisbon

Crime in the news and the interplay between freedom of expression, access to justice and presumption of innocence

Ezgi Cirak - Izmir University of Economics & University of Heidelberg

Balancing public interest and freedom in preventing disinformation: is it necessary to criminalize disinformation?

Dóra Ripszám - University of Pécs

Freedom of expression and the blasphemy of national symbol

13.00 - LUNCH BREAK

14.30 - PANEL 6: THE IMPACT OF NEW TECHNOLOGIES ON HUMAN RIGHTS IN THE CRIMINAL SPHERE

Chair: **Vittorio Manes** - University of Bologna

Mónika Nogel - Széchenyi István University, Győr

Forensic familial DNA searching in Hungary: human rights challenges vs effective crime fighting tool

Bartolomé Torralbo Muñoz - University of Cordoba

The risk of strict liability due to the introduction of AI in the medical practice

15.30 - PANEL 7: HUMAN RIGHTS AND CRIMINAL PROCEDURE

Chair: **Michele Caianiello** - University of Bologna

Michał Wawrzyńczak - Adam Mickiewicz University, Poznań

Crisis of EU's mutual trust - a call for Harmonization in the area of freedom, security and justice?

Dawid Marko - University of Gdańsk

The unclear picture of the habeas corpus? Remote detention hearing in light of the ECHR and the EU standard

Aze Kerte Amoulgam - Laval University, Quebec

The right to liberty pending trial in the criminal proceedings of the International Criminal Court