

Summer Course on Cross-Border Civil Litigation

Online, 28 June – 2 July 2021
Afternoons, 13:30-18:00 (CEST)

**UP
GRADE**
YOUR LEGAL
EXPERTISE



Speakers

Geert van Calster, Attorney-at-Law, Member of the Belgian Bar; Professor and Head of the Institute of Private International Law, KU Leuven

Renate Dendorfer-Ditges, Attorney-at-Law, Arbitrator and Commercial Mediator, Ditges Rechtsanwälte, Bonn

Sarah Garvey, Counsel, Allen & Overy; Chair of the Law Society's Working Group on Private International Law, London

Ana Gonçalves, Mediation Trainer, Online Dispute Resolution Professional, Kuala Lumpur

Wolfgang Hau, Professor at the Ludwigs-Maximilian-University of Munich; Judge at the Higher Regional Court of Munich

Jens Haubold, Lawyer, Thümmel, Schütze and Partner, Stuttgart

Christian Herrera Petrus, Attorney-at-Law, Herrera Advocats; Senior Lecturer at the University Pompeu Fabra of Barcelona

Brian Hutchinson, Arbitrator, Mediator, Barrister, GBH Dispute Resolution Consultancy; Associate Professor at University College Dublin

Jens Kleinschmidt, Professor at the University of Trier

Xandra Kramer, Part-Time Professor at the Universities of Rotterdam and Utrecht; Deputy Judge at the District Court of Rotterdam

Ivana Kunda, Head of European and Private International Law, Vice-Dean for Research at the University of Rijeka

Alexander Layton QC, Barrister, Twenty Essex; Deputy High Court Judge; Visiting Professor at King's College, London

Pavel Simon, Judge at the Supreme Court of the Czech Republic, Brno

Eva Storskrubb, Counsel, Roschier, Stockholm; Associate Professor of Procedural Law, Uppsala University

Denise Wiedemann, Senior Research Fellow, Max Planck Institute for Comparative and International Private Law, Hamburg

Anna Wysocka-Bar, Senior Lecturer at Jagiellonian University Kraków

Key topics

- Which court has jurisdiction?
- Cross-border enforcement of judgments
- Specific procedures that help to obtain a judgment abroad faster and more easily
- Service of documents and taking of evidence
- Freezing monies in bank accounts abroad
- International contracts and torts
- Civil litigation after Brexit
- Mediation, alternative and online dispute resolution

Language
English

Event number
121B05e

Organiser
Dr Angelika Fuchs, ERA

*Online Wine-Tasting
included on the evening
of 30 June 2021*



With the support of the Erasmus+
programme of the European Union

Summer Course on Cross-Border Civil Litigation

Monday, 28 June 2021

13:00 Connecting to the videopatform

13:30 **Introduction to the summer course**
Angelika Fuchs

I. CROSS-BORDER LITIGATION: JURISDICTION

13:50 **Setting the scene: Key aspects of the EU *acquis* & interplay with international conventions in civil procedure matters**
Eva Storskrubb

14:10 **Applying Brussels Ibis in legal practice: scope, general rule, contract and tort**
Eva Storskrubb

14:30 Discussion

14:45 **The protection of the weaker party**
Anna Wysocka-Bar

15:15 Discussion and short break

15:45 **Prorogation and *lis pendens***
Wolfgang Hau

16:15 Discussion and short break

16:45 **WORKSHOP: International contracts in CJEU case law**
Jens Kleinschmidt

17:30 Results of the workshop and discussion

18:00 End of the first course day

19:00 Digital champagne reception in small groups

Tuesday, 29 June 2021

13:15 Connecting to the videopatform

13:30 **Hands-on experience: International litigation issues**
Alexander Layton QC

14:00 **WORKSHOP: Cross-border civil litigation in judicial practice**
Alexander Layton QC

14:45 Results of the workshop and short break

II. ENFORCEMENT OF JUDGMENTS AND DEBT RECOVERY

15:30 **How to enforce a judgment abroad**
Brussels Ibis and the European Enforcement Order
Jens Haubold

16:00 Discussion

16:15 **European Payment Order & Small Claims Procedure**
Xandra Kramer

17:00 Discussion and short break

17:15 **WORKSHOP: Cross-border debt recovery – which path to take?**
Xandra Kramer

17:45 Results of the workshop

18:00 End of the second course day

Wednesday, 30 June 2021

13:15 Connecting to the videopatform

III. SERVICE OF DOCUMENTS AND TAKING OF EVIDENCE

13:30 **Cross-border service of documents**
Pavel Simon

14:00 **WORKSHOP: Service of documents and digitalisation of justice**
Pavel Simon

Objective

This course will provide you with hands-on experience on cross-border civil litigation cases and the recent jurisprudence of the Court of Justice of the European Union. All relevant EU instruments in this field will be presented and analysed, by way of both lectures and case studies. You will benefit from daily workshops where active participation is encouraged.

Who should attend?

The course is aimed at legal practitioners seeking a thorough introduction to the various instruments in EU civil law and the different methods of cross-border debt recovery within the EU and beyond.

You will learn...

- ...which court is competent to hear your case
- ...to advise on how to enforce a judgment abroad
- ...which way to choose to recover money owed to your client
- ...how to serve a judicial document
- ...how to take evidence abroad
- ...to provide guidance on how to freeze monies efficiently in foreign bank accounts
- ...how best to apply the Rome I & Rome II Regulations
- ...about civil litigation post-Brexit
- ...what is the added value of ADR & mediation
- ...to apply the recent CJEU case law in this field of law

Interactive Online Course

The summer course will be hosted on ERA's own online training platform. **You will be able to interact immediately and directly with our top-quality speakers and other participants, break out into working groups and work collaboratively on case studies and quizzes.** We will make the most of the technical tools available to deliver an intensive, interactive training experience. As the platform is hosted on our own server, the highest security settings will be applied to ensure that you can participate safely in a high-quality online training environment.

CPD

ERA's programmes meet the standard requirements for recognition as Continuing Professional Development (CPD). This event corresponds to **20 CPD hours**.

- 14:45 Results of the workshop and short break
- 15:15 **Taking of evidence abroad**
Christian Herrera
- 15:45 **WORKSHOP: Key issues on cross-border taking of evidence**
Christian Herrera
- 16:30 Discussion and short break

IV. FREEZING BANK ACCOUNTS ACROSS EUROPE

- 17:00 **The European Account Preservation Order (EAPO)**
Denise Wiedemann
- 17:30 Discussion
- 18:00 End of the third course day
- 19:00 Online wine tasting

Thursday, 1 July 2021

- 13:15 Connecting to the videoplatform

V. INTERNATIONAL CONTRACTS AND TORTS

- 13:30 **Which law applies to international contracts?**
Geert van Calster
- 14:00 Discussion
- 14:15 **WORKSHOP: Choice of law in international contracts**
Geert van Calster
- 15:00 Results of the workshop and short break
- 15:45 **Which law applies to cross-border torts?**
Ivana Kunda
- 16:15 Discussion and short break
- 16:45 **WORKSHOP: International tort law**
Ivana Kunda
- 17:30 Results of the workshop and discussion
- 18:00 End of the fourth course day

Friday, 2 July 2021

- 13:15 Connecting to the videoplatform

VI. THE LEGAL SITUATION POST-BREXIT

- 13:30 **Cross-border civil litigation EU-UK: which rules apply?**
Sarah Garvey
- 14:00 Discussion

VII. MEDIATION, ADR & ODR

- 14:15 **The mediation landscape in the EU: legal framework, concepts and practice**
Brian Hutchinson
- 14:45 Discussion and short break
- 15:15 **Mediation in transnational business disputes: experiences**
Renate Dendorfer-Ditges
- 16:00 Discussion and short break
- 16:30 **WORKSHOP: Solving international commercial cases online**
Ana Gonçalves
- 17:30 End of the summer course

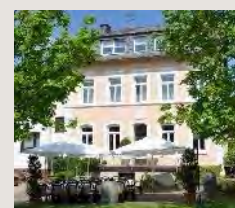
Social programme

After an afternoon's intensive training, enjoy our online cultural programme:

A champagne reception in small groups
– getting to know each other on the first evening ...online!



A wine-tasting with famous Mosel wines......of course online and with lots of fun!



e-Learning

In addition to seminars and workshops, the Academy of European Law also offers a wide range of e-learning courses and e-presentations on the most varied legal areas:

www.era.int/elearning

Your contact persons



Dr Angelika Fuchs
Head of Section
E-Mail: afuchs@era.int



Judith Morandini
Assistant
E-Mail: jmorandini@era.int

For programme updates: www.era.int
Programme may be subject to amendment

Registration

Summer Course on Cross-Border Civil Litigation

Online, 28 June – 2 July 2021 / Event Number: 121B05e



Registration

Fax: +49 (0) 651 93737-773

E-mail: info@era.int

Online registration:
www.era.int/?130304&en



Postal address:

ERA
Postfach 1640
D-54206 Trier

Contact Person

Judith Morandini
Assistant
jmorandini@era.int
+49 651 93737123

I would like to register for the ERA event mentioned above.

☐ Please update my address (see below) ☐ My address (above) is correct ☐ Please delete my address

PLEASE USE BLOCK CAPITALS:

Title	<input type="checkbox"/> Ms	<input type="checkbox"/> Mr	Other	<input type="text"/>
First Name	<input type="text"/>			
Surname	<input type="text"/>			
Organisation	<input type="text"/>			
Position	<input type="text"/>		Tel.	<input type="text"/>
Department	<input type="text"/>			
E-Mail	<input type="text"/>			
Street	<input type="text"/>			
Postcode/City	<input type="text"/>		Country	<input type="text"/>

☐ I would like to take part in the reception on 28 June and the online wine tasting on 30 June 2021. Please send the parcel free of charge (if different to the address above) to:

Registration fee

Fee	Standard	EU & ERA patrons*	Lawyers in private practice & other groups**	Discount Voucher**
Registration by 28/04/2021	€ 600.00 <input type="checkbox"/>	€ 450.00 <input type="checkbox"/>	€ 450.00 <input type="checkbox"/>	€ 450.00 <input type="checkbox"/>
Registration by 28/05/2021	€ 675.00 <input type="checkbox"/>	€ 506.25 <input type="checkbox"/>	€ 506.25 <input type="checkbox"/>	€ 506.25 <input type="checkbox"/>
Registration after 28/05/2021	€ 750.00 <input type="checkbox"/>	€ 562.50 <input type="checkbox"/>	€ 562.50 <input type="checkbox"/>	€ 562.50 <input type="checkbox"/>

* EU and ERA Patrons

- Staff of European Union institutions and agencies;
- Staff of ERA's patrons (Austria, Belgium, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany and the German states, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, the Netherlands, Poland, Portugal, Romania, Scotland, Slovakia, Slovenia, Spain, Sweden, United Kingdom, City of Trier).
- Fellows of the European Law Institute

**Lawyers in private practice, young lawyers & other groups

- For young lawyers up to 30 years of age (important: the participant must provide a copy or details of his or her passport or identity card on registration);
- For lawyers in private practice
- Full-time staff of universities or comparable academic institutions;
- Staff of charitable organisations or comparable institutions
- Registration of three or more employees from the same organisation
- If you have a discount voucher code, please enter the code in the voucher field when you register.

Method of payment

☐ Credit card For registration with credit card payment please go to our website www.era.int/?130304&en

☐ Bank transfer I will transfer the registration fee to ERA's account at Deutsche Bundesbank Saarbrücken:
IBAN: DE145900 00 00 58501900 – BIC: MARKDEF1590

Important! Please state your name and the event number on the bank transfer.

Different billing address:

I confirm my registration and accept the general terms and conditions: www.era.int/legalnotice

Place, Date

Signature