Enhancing the Rights of Defendants and Detainees with Intellectual and/or Psychosocial Disabilities: EU Cross-Border Transfers, Detention and Alternatives

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Project Overview

**Overall aim:** Enhancing the rights of defendants and detainees with intellectual and/or psychosocial disabilities

Co-funded by the Directorate-General for Justice and Consumers of the European Commission

- January 2022 – December 2023
- National and international/regional research
Consortium

Lead: Ludwig Boltzmann Institute of Fundamental and Human Rights

Partner organisations in 6 EU Member States

- Associazione Antigone (Italy)
- Bulgarian Helsinki Committee (Bulgaria)
- FH Dortmund (Germany)
- Mental Health Perspectives (Lithuania)
- Peace Institute (Slovenia)
Project Background

• Judicial cooperation in criminal proceedings is based on principle of mutual recognition and approximation of laws

• EU-framework decisions (EAW, Transfer of Prisoners, etc.) should strengthen and facilitate judicial cooperation

• Mutual recognition and EU cross-border cooperation are based on mutual trust


• Lack of data and research on specific challenges regarding application of EU cross-border instruments in proceedings concerning defendants and detainees with intellectual and/or psychosocial disabilities
Thematic Focus

• Procedural rights and safeguards
• Deprivation of liberty, conditions of detention and reasonable accommodation
• Alternatives to deprivation of liberty and probation measures

Final beneficiaries: defendants and detainees with intellectual and/or psychosocial disabilities
Objectives

• Overview and analysis of applicable international and EU-wide standards
• Identify gaps, challenges and good practices in cross-border proceedings
• Strengthen judicial cooperation among EU Member States
• Raise awareness
Activities

- National Consultations
- Regional Consultations

Outputs

- 6 National Reports
- 1 Comparative Report & Key Recommendations
- Final Conference & National Dissemination Events
- Video

Justice for All I Workshop with Lawyers
25 October 2022
Thank you for your attention!

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