



OECD-GREECE ANTI-CORRUPTION TECHNICAL ASSISTANCE PROJECT

MUTUAL LEGAL ASSISTANCE CAPACITY-BUILDING WORKSHOP

DRAFT AGENDA

26-28 JUNE 2017

VENUE: National Center for Public Administration and Local Government (EKDDA),
Pireos 211, Tavros 177 78 – Conference Room “Kosmas Psychopaidis”

The OECD Anti-Corruption Division will organise a 1½-day Workshop in Athens for prosecutors and judges on mutual legal assistance in criminal matters (MLA) in corruption cases. Together with the European Commission, and in cooperation with the General Secretariat against Corruption of the Hellenic Ministry of Justice, Transparency & Human Rights, the OECD has committed to supporting the implementation of Greece’s National Anti-Corruption Action Plan (NACAP) by providing technical guidance to implement the reform agenda in a series of pre-identified areas.

The Workshop will bring together experts from the United States, Switzerland and Germany to provide insights on how to obtain MLA, especially from these jurisdictions. The workshop will also bring together Greek authorities with extensive experience in MLA matters. The Workshop’s focus will be on practical issues that prosecutors and investigative judges face when seeking MLA from foreign countries. All sessions will be interactive. Topics will be further developed through case studies and hypothetical examples. Sessions will draw from two draft OECD documents: Mutual Legal Assistance Guidelines and Best Practices for Greece, and the Assessment and Revision of Legal and Regulatory MLA Framework. These materials will be made available to participants the week before the Workshop.

The Workshop is open to participation by invitation for Greek prosecutors and judges who may seek MLA in corruption cases, namely:

- Public Prosecutor against Crimes of Corruption (Athens)
- Court of Appeals Prosecutors (Athens and Piraeus)
- Presidents of Appeals Judicial Councils (Athens and Piraeus)
- Prosecutors of Court of First Instance (Athens and Piraeus)
- Investigative Judges of Law 4022
- Special Investigative Judge for MLA (Athens)
- Eurojust National Member of Greece
- Ministry of Justice, Transparency and Human Rights (Central Authority for MLA)

The Workshop will be offered twice to allow practitioners to choose the Workshop that best fits with their schedule. You are cordially invited to register for either:

- **Workshop 1:** full day on Monday 26 June and morning of Tuesday 27 June; or
- **Workshop 2:** afternoon of Tuesday 27 June and the full day on Wednesday 28 June

Participants who would like to attend the Workshop should fill out the attached registration form and send it to Christina Anagnostopoulou (Christina.Anagnostopoulou@oecd.org / +302103401226) before **21 June 2017**. For further information about the Workshop, please contact Efstathios Tsirmpas

(efstathios.tsirmpas@oecd.org / +30 210 3401226), Mark de Barros (mark.debarros@oecd.org / +33145248200), or Apostolos Zampounidis (apostolos.zampounidis@oecd.org / +33145248309).

WORKSHOP 1 (DAY 1) – MONDAY 26 JUNE 2017	
9.00 – 9.30	Registration of participants & coffee
9.30 – 10.30	<p>Session 1: MLA Legal Framework in Greece</p> <p>This session will provide an overview of the existing MLA legal framework in Greece, including bilateral MLA treaties, multilateral conventions and European instruments. The session will help Greek practitioners learn to match the needs of their cases to the available instruments, including issues such as how evidence is gathered and transmitted, the types of criminal activity covered, and what to expect when requesting non-treaty-based MLA. The OECD will also present draft proposals for reforming Greece’s MLA legislative framework.</p> <p>Moderator: Apostolos Zampounidis, Legal Analyst, OECD Anti-Corruption Division</p> <p>Speakers:</p> <ul style="list-style-type: none"> • Aikaterini Papanikolaou, Head, Department of International Judicial Cooperation in Civil and Criminal Cases, Ministry of Justice, Transparency and Human Rights
10.30 – 10.45	Coffee break
10.45 – 12.15	<p>Session 2: Essential elements of MLA requests</p> <p>How an MLA request is drafted can be critical for success. This session will cover issues that practitioners should consider when drafting requests, such as how to meet the evidentiary standards and practices of the requesting state, urgent or confidential requests, dual criminality, and limitations on the evidence provided. Tools for drafting requests, including a draft request template, will also be discussed.</p> <p>Speakers:</p> <ul style="list-style-type: none"> • Monica Danciu, Prosecutor, Judicial Section, National Anti-Corruption Directorate of Romania (DNA) • Mark de Barros, Legal Analyst, OECD Anti-Corruption Division (Mr. de Barros will also elaborate further on themes addressed in the Guidelines and Best Practices document)
12.15 – 13.00	Lunch break
13.00 – 14.00	<p>Session 3: Requests for “Cyber MLA”</p> <p>As the digital age permeates most aspects of human activities, the evidence required in corruption investigations and prosecutions are likewise increasingly digital. This session will examine some unique issues facing practitioners when they seek “cyber MLA” in corruption cases.</p> <p>Moderator: Mark de Barros, Legal Analyst, OECD Anti-Corruption Division</p> <p>Speaker:</p> <ul style="list-style-type: none"> • Sheri Shepherd-Pratt, Trial Attorney (Cyber Unit), Office of International Affairs, Department of Justice, United States

WORKSHOP 1 (DAY 1) – MONDAY 26 JUNE 2017

14.00 – 15.00	Hypothetical case study on preparing MLA requests Participants will be divided into small groups to work on a hypothetical case study where they will be asked to draft a MLA request to obtain different types of assistance from foreign jurisdictions.
15.00 – 16.00	Workshop Hypothetical case study (presentation of findings) Participants will return from the small groups and reconvene to discuss their approaches.
16.00	End of the Day

WORKSHOP 1 (DAY 2) - TUESDAY 27 JUNE 2017

09.00 – 10.30	<p>Session 4: Learning from foreign jurisdictions receiving requests from Greece</p> <p>This session will bring foreign law enforcement officials who specialize in executing MLA requests from Greece and other jurisdictions. Said practitioners will highlight best practices and also explain their specific country requirements for MLA requests with a view to addressing recurring problems and identifying specific successful tactics. Greek practitioners will be able to put their experiences into context and gain a better understanding of how their MLA requests are handled by foreign authorities.</p> <p>Moderator: Mark de Barros, Legal Analyst, OECD Anti-Corruption Division</p> <p>Speakers:</p> <ul style="list-style-type: none">• Mandy Gardner, Trial Attorney, Office of International Affairs, Department of Justice, United States• Andreas Papadopoulos, Deputy Director for European Union & International Police Cooperation, Cyprus• Monica Danciu, Prosecutor, Judicial Section, National Anti-Corruption Directorate of Romania (DNA)
10.30 – 10.45	Coffee break
10.45 – 12.15	<p>Session 5: Is MLA the best tool to meet your needs? How to obtain the assistance and information you need using alternative channels</p> <p>Before resorting to MLA channels it is important for practitioners to consider whether MLA is the appropriate tool. This session will look at existing alternatives in lieu of making an MLA request and specific tactics and strategies that have been successful in the past.</p> <p>Moderator: Efstathios Tsirmpas, Legal Analyst, OECD Anti-Corruption Division. Mr. Tsirmpas will cover relevant sections of the Guidelines and Best Practices document and discuss how MLA practitioners in Greece should go about determining the need for MLA and taking advantage of alternative methods of obtaining assistance. (10 minutes)</p> <p>Speakers:</p> <ul style="list-style-type: none">• Nikolaos Ornerakis, Prosecutor, Eurojust National Member of Greece• Georgia Bei, International Economic Relations Directorate (DDOS), Independent Authority for Public Revenue
12.15	Lunch and End of Workshop 1

WORKSHOP 2 (DAY 1) – TUESDAY 27 JUNE 2017	
12.15 – 13.00	Registration of participants & lunch
13.00 – 14.00	<p>Session 1: MLA Legal Framework in Greece</p> <p>This session will provide an overview of the existing MLA legal framework in Greece, including bilateral MLA treaties, multilateral conventions and European instruments. The session will help Greek practitioners learn to match the needs of their cases to the available instruments, including issues such as how evidence is gathered and transmitted, the types of criminal activity covered, and what to expect when requesting non-treaty-based MLA. The OECD will also present draft proposals for reforming Greece’s MLA legislative framework.</p> <p>Moderator: Apostolos Zampounidis, Legal Analyst, OECD Anti-Corruption Division</p> <p>Speakers:</p> <ul style="list-style-type: none"> • Aikaterini Papanikolaou, Head, Department of International Judicial Cooperation in Civil and Criminal Cases, Ministry of Justice, Transparency and Human Rights
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15.30	End of the Day

WORKSHOP 2 (DAY 2) – WEDNESDAY 28 JUNE 2017

09.00 – 10.30	<p>Session 3: Learning from foreign jurisdictions receiving requests from Greece</p> <p>This session will bring foreign law enforcement officials who specialize in executing MLA requests from Greece and other jurisdictions. Said practitioners will highlight best practices and also explain their specific country requirements for MLA requests with a view to addressing recurring problems and identifying specific successful tactics. Greek practitioners will be able to put their experiences into context and gain a better understanding of how their MLA requests are handled by foreign authorities.</p> <p>Moderator: Mark de Barros, Legal Analyst, OECD Anti-Corruption Division</p> <p>Speakers:</p> <ul style="list-style-type: none">• Mandy Gardner, Trial Attorney, Office of International Affairs, Department of Justice, United States• Andreas Papadopoulos, Deputy Director for European Union & International Police Cooperation, Cyprus• Monica Danciu, Prosecutor, Judicial Section, National Anti-Corruption Directorate of Romania (DNA)
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10.45 – 12.15	<p>Session 4: Is MLA the best tool to meet your needs? Assistance using alternative channels</p> <p>Before resorting to MLA channels it is important for practitioners to consider whether MLA is the appropriate tool. This session will look at existing alternatives in lieu of making an MLA request and specific tactics and strategies that have been successful in the past.</p> <p>Moderator: Efstathios Tsirmpas, Legal Analyst, OECD Anti-Corruption Division. Mr. Tsirmpas will cover relevant sections of the Guidelines and Best Practices document and discuss how MLA practitioners in Greece should go about determining the need for MLA and taking advantage of alternative methods of obtaining assistance. (10 minutes)</p> <p>Speakers:</p> <ul style="list-style-type: none">• Evdokia Koutsouba, Hellenic Financial Intelligence Unit-FIU• Georgia Bei, International Economic Relations Directorate (DDOS) Independent Authority for Public Revenue (TBC)
12.15 – 13.00	Lunch break

WORKSHOP 2 (DAY 2) – WEDNESDAY 28 JUNE 2017

13.00 – 14.00	<p>Session 5: Requests for “Cyber MLA”</p> <p>As the digital age permeates most aspects of human activities, the evidence required in corruption investigations and prosecutions are likewise increasingly digital. This session will examine some unique issues facing practitioners when they seek “cyber MLA” in corruption cases.</p> <p>Moderator: William Loo, Deputy Head, OECD Anti-Corruption Division</p> <p>Speaker:</p> <ul style="list-style-type: none">• Sheri Shepherd-Pratt, Trial Attorney (Cyber Unit), Office of International Affairs, Department of Justice, United States
14.00 – 15.00	<p>Hypothetical case study on preparing MLA requests</p> <p>Participants will be divided into small groups to work on a hypothetical case study where they will be asked to draft a MLA request to obtain different types of assistance from foreign jurisdictions.</p>
15.00 – 16.00	<p>Workshop Hypothetical case study (presentation of findings)</p> <p>Participants will return from the small groups and reconvene to discuss their approaches.</p>
16.00	<p>End of Workshop 2</p>