



Secrétariat des Commissions

REPORT ON FBE COMMISSIONS

Presidency Meeting - Barcelona, February, 22nd , 2018

PERMANENT COMMISSIONS

COMMISSION ACCESS TO JUSTICE - LUCCA

President : Enrico Lattanzi - Vice President : Suzanne Stern - Secretary : Elena Picchetti

There was no new information sent to the Secretariat of the Commissions since the Presidency meeting in Brussels.

HUMAN RIGHTS COMMISSION - MADRID

President : To be determined - No Vice President - Secretary : To be determined

There was no new information sent to the Secretariat of the Commissions since the Presidency meeting in Brussels. The new Decano and Board shall send shortly more information about the chair of the commission.

ETHICS COMMISSION – BILBAO

President : Michael Auer - Vice President : Rod Mole - Secretary : Nazario de Oleaga

The commission will meet in Barcelona on Friday, 23rd of February 2018.

Following report regarding the meeting of the 9th of November 2017 has been sent to the Secretariat of the Commissions :



MEMBERS PRESENT:

- *President of the Commission: Michael Auer (Wien)*
- *Vice-President of the Commission: Rod Mole (Devon&Somerset)*
- *Secretary of the Commission: Nazario Oleaga (Bilbao-Biscay)*
- *Nicolettá Capone (Padova)*
- *Kinga Konopka (Krakow)*
- *Józef Fox (Katowice)*
- *Michael Cosgrave (Devon&Somerset)*
- *Maria Begoña Angulo (Bilbao-Biscay)*

1.- Actualization and increasing of the members of the Commission.

In the meeting was actualized the list of members of our Commission.

FBE contact in each country: The Secretary will invite other Bar Associations members of the FBE to participate in the meetings and activities of our Commission. And the Secretary will also invite other Bar Associations to become members of the FBE and to participate in the meetings and activities of our Commission in order to have one or two Bars members in each country, so that they are notifying us both legislative developments that may arise in each country in terms of Ethics, to try to establish, as far as possible, common guidelines.

2.- Discussion on the future work of the Commission.

- *Independence of Lawyers (situation in every UE Country)*
- *Professional secrecy/confidentiality (situation in every country)*
- *Professional self-administration and professional self-regulation (PANA Committee of the European Parliament, Committee of Inquiry into Money Laundering, Tax Avoidance and Tax Evasion recommends a separate and independent national regulator/supervisor to control self-regulated professions...)*

3.- Attendance to the Congresses. Agenda.

According to FBE Agenda we could meet in Barcelona, 22-24 February 2018 for "Festivat de Sant Raimon de Penyafort". Many members of this Commission will attend Barcelona's Festivat de Sant Raimon de Penyafort, and it will be a good occasion to meet and discuss on the work of the Commission.

Therefore, every member of the Commission is asked to report about the regulation and situation of Independence of Lawyers and Professional Secrecy-Confidentiality in his/her country) before the end of January 2018.

In Barcelona we will also discuss and work on the final decisions of PANA Committee affecting our profession.

After Barcelona, we will meet in Bologna, 17-19 May, with occasion of the General Congress of the FBE.

LEGAL EDUCATION COMMISSION - PARIS

President : To be determined - No Vice President - Secretary : To be determined

There was no new information sent to the Secretariat of the Commissions since the Presidency meeting in Brussels. A meeting should be organized with the Paris Bar in the next months.

AD HOC COMMISSIONS

ARBITRATION COMMISSION - NAPOLI

President : Alessandro Senatore - Vice President : No information - Secretary : No information

There was no new information sent to the Secretariat of the Commissions since the Presidency meeting in Brussels.

COMMISSION PROFESSIONAL INSURANCE - ANTWERP

President : Leo Bouteligier - Vice President : Luc De Somer - Secretary : Stefanie Verstraete

There was no new information sent to the Secretariat of the Commissions since the Presidency meeting in Brussels.

EASTERN BARS COMMISSION - CLUJ

President : Stanca Gidro - Vice President : Christoph Munz - Secretary : Diana Andrasoni

There was no new information sent to the Secretariat of the Commissions since the Presidency meeting in Brussels.

MEDIATION COMMISSION - BARCELONA

President : Eugenia Gay - Vice President : No information - Secretary : Marta Isern

There was no new information sent to the Secretariat of the Commissions since the Presidency meeting in Brussels.

**COMMISSION ORGANISATION AND OPERATION
OF THE BAR ASSOCIATIONS AND LAW SOCIETIES - FFM**

President : Andrea Griem - Vice President : Rudolf Lauda - Secretary : Heike Steinbach-Rohn

The following message has been sent by President Griem to the Secretariat of the Commissions :

*Lieber Philippe,
anbei übersende ich ein Thesepapier, das als erste Grundlage für den Rechtsvergleich dienen soll sowie die um zwei Länderberichte erweiterte Tabelle.
Leider stehen immer noch die Antworten von zwei Mitgliedsländern (England und Polen) aus, ich hoffe aber, dass diese bis Bologna vorliegen werden.
Mit freundlichen Grüßen
Andrea Griem*

First attached document :

COMMISSION ORGANISATION AND OPERATION OF THE BAR ASSOCIATIONS AND LAW SOCIETIES

Kernwerte der anwaltlichen Selbstverwaltung

*----- Unabhängigkeit
d.h. keinen staatlichen Weisungen unterworfen, keine staatlichen
Bedürfnis- und Zuverlässigkeitsprüfungen,
frei von staatlicher Exekutive
Disziplinargewalt*

*----- Gewaltenteilung
Demokratie als Grundprinzip
Legislative
Exekutive
Judikative*

----- Pflichtmitgliedschaft

Second attached document :

Lawyers Organizations in Europe (Excel file)

COMMISSION FUTURE OF THE PROFESSION – THE HAAGUE

President : Bas Martens - Vice President : David de Knijff - Secretary : Saskia van der Toorn

There was no new information sent to the Secretariat of the Commissions since the Presidency meeting in Brussels.

COMMISSION NEW TECHNOLOGIES - WROCLAW

President : Iza Konopacka - Vice President : Franceso Tregnaghi - Secretary : Anna Materla

There was no new information sent to the Secretariat of the Commissions since the Presidency meeting in Brussels.

HUMAN RIGHTS FREEDOM COMMISSION - POZNAN

President : Artur Wierzbicki - Vice President : Marc Wesser - Secretary : Renata Karbowska-Kuźma

The commission will meet in Barcelona the 23rd of February 2018.

President Wierzbicki has sent, the 19th of February, several documents (Flyer, Rules, Application form and President Letter) regarding the FBE First International Oratory HR Competition which will be held in Poznan, the 23rd and 24th of March 2018. The event has already been put on the website. The Secretary of the Presidency will also send it by email to the member Bars.

COMMISSION LAW WITHOUT BORDERS - FFM

President : Rudolf Lauda - Vice President : Sergiusz Foltynowicz - Secretary : Tanja Wolf

The following information has been sent to the Secretariat of the Commissions.

Dear Philippe,

Unsere Commission „Law without boarders“ möchte gerne auf der website der FBE ein Modul integrieren, das den Mitgliedern der FBE und allen von ihnen vertretenen Rechtsanwälten eine europäische Plattform bietet. Diese Plattform soll die europäische Anwaltschaft über alle internationalen events und Fortbildungsmassnahmen der Mitglieder du die internationalen Engagements von Rechtsanwälten und Law Firms informieren und

gegebenenfalls für die eigene cross-böarder Tätigkeit hilfreich sein. Dadurch soll für die Mitglieder und deren Mitglieder ein Nutzwert entstehen.

Wir sind inzwischen der Auffassung, dass wir mit praktischen Schritten beginnen sollten. Wir würden gerne mit den IT-Entwicklern der website der FBE ins Gespräch kommen, wie ein solches Modul aussehen könnte und was eine entsprechende Ausgestaltung kosten würde. Ziel ist es zunächst einen kostenlosen Voranschlag zu erhalten, mit dem wir dann dem Präsidium ein Gesamtkonzept vorstellen könnten.

Kannst Du eine Verbindungsperson zum website-provider benennen, mit dem ich vielleicht eine entsprechende Kommunikation beginnen könmnte? Bis bald in Barcelona!?

Viele Grüße

*Dr. Rudolf Lauda
Rechtsanwalt*

SDV has been contacted.