



# Newsletter

- \* Introduction
- \* General activities
- \* Training needs assessment
- \* Activities from Initial Training Program (ITP)
- \* Activities from Continuous Training Program (CTP)
  - \* Activities for judicial and prosecutorial administrative staff
  - \* Activities for free professions

December 2020

## Introduction

.Increasing professional capacities of the judges, prosecutors and other legal professionals has continued also during December through the online platform Zoom and through the e-learning platform. During this reporting period, the Academy of Justice has worked intensively on accomplishing its activities according to the action plan of current activities, and it worked on preparation of the Work Plan for the 2021.

Besides the trainings provided through the virtual platform, a considerable number of meetings has taken place with partners and donors of the Academy, with the aim of mutual cooperation and coordination in implementing joint activities.

December is characterized with a series of training activities focused on the continuous training program for the acting judges and prosecutors, the judicial and prosecutorial administrative staff, as well as for free professions, i.e. the private enforcement agents.

This edition of the AJ newsletter will present the meetings from the institutional cooperation with donors and projects for purposes of developing and implementing joint activities, activities complementing efforts for drafting the training program of 2021-2022, activities of the Continuous Training Program outlined according to training topic, duration and its beneficiaries, as well as trainings for the administrative staff and private enforcement agents.

Besides the aforementioned activities, the newsletter contains the information and developments with regard to training courses conducted in the distance learning platform.

## General activities

### **Inter-institutional cooperation and joint activities with donors and projects**

---

Inter-institutional cooperation and activities with donors have continued during December. In order to coordinate joint work, meetings, workshops, conferences and other the following activities were conducted:

Regular weekly meetings with the EU/ EU-KOJUST project representative, Mr. Dragomir Yordanov were held. In these meetings it was discussed about the needs and challenges of AJ in fulfilling the legal mandate, the possibility of the project supporting the AJ in capacity building on leading, organizing and evaluating training programs.

AJ upon invitation by the Free legal professions Department within the MJ, and representative of the MJ Chief of Cabinet, in coordination with the INL Office within the US Embassy in Kosovo, conducted a joint meeting discussing on empowering the mediation. AJ will support the Project for empowering the mediation through trainings, initially in organizing the Training of Trainer's Program and later through trainings in specific areas of mediation.

AJ also participated in the Steering Committee Meeting of the CoE Joint Program Horizontal Facility of the HELP Project for Western Balkan Countries', in which it was discussed about the achievements of the 2020 and the plans for the 2021.

AJ also participated in the Steering Committee Meeting of the CoE PECK III project, which

will carry out a great deal of its activities through trainings on fighting the corruption, conflict of interest, money laundering and the law on protection of whistleblowers.

AJ met with advisors of the team for functional review of the justice sector, where it provided comments on the measures and policies recommended for the final strategy.

AJ also participated in the High Level Conference on the Istanbul Convention, organized by the Council of Europe and the OSCE Mission in Kosovo.

AJ is selected as one of the prize winners for respecting the Law on Languages, although not one of the main prize, the Office of the Language Commissioners within the office of Prime minister and the OSCE, recognized the excellent work of AJ in providing materials and the data in its portal on all official languages.

AJ, during this period met with Mr. Christopher Marshall, Regional Rule of Law Project Director, a project funded by the United Kingdom and implemented by Chemonics International. The meeting discussed on coordination of international assistance in Kosovo, the need for coordination and cooperation in practice exchange on the training area.

AJ, in December of this year participated in the meeting hosted the President of the Assembly Committee for Legislation, Mandate, Immunity, Regulation of the Assembly, and for Supervision of the Anti-corruption Agency of Kosovo. Present at this meeting were all justice institutions and it discussed about achievements and addressing the recommendations and assessments of the EU Report on Kosovo.

Also, the meeting discussed on comments related to the budget request for 2021, where AJ was presented in two of the discussion points and raised the need to approve the budget request as

it was agreed by the AJ Managing Board and that was filed at the beginning of the year.

AJ, upon the request of the KJC President and the contact point - judge for the Regional Initiative of the Justice Administration Department of Norway, presented the practices of Kosovo in the area of the Law on Contested Procedure, with emphasis on the Preparatory review and the main hearing.

## **TAIEX video conference on establishing cooperation between Kosovo and Eurojust**

---

December 3-4 2020, Academy of Justice participated in the video-conference organized by TAIEX in cooperation with Eurojust related to establishing cooperation Eurojust-Kosovo.

Purpose of this seminar that was conducted online, was to explain the features of cooperation with Eurojust and establishing initial contacts between EUMS, Eurojust and Kosovo authorities.

It treated various topics like the international legal cooperation, money laundering, cyber-crime and terrorism.

Kosovo in this conference was represented by a wide range of stakeholders of the justice system and by institutions responsible for international legal cooperation.

At the conference participated Minister of Justice of the Republic of Kosovo Mr. Selim Selimi, Director of the International Legal Cooperation Department within the MJ, Executive Director of the Academy of Justice Mr. Enver Fejzullahu, as well as national contact points in State prosecution offices in charge for ILC.

Topics that were covered more thoroughly, always focusing on ways of international legal cooperation and with Eurojust were: Role of

Eurojust in the fight against cross-border crimes; Cooperation between Eurojust and third countries; Cooperation between Eurojust and Western Balkan Countries; Presentation of Kosovo and its framework for legal cooperation - that was delivered by Mr. Gazmend Çitaku, Director of the International Legal Cooperation Department within the Ministry of Justice.

Second day continued with the following topics: description of the ways how it works in practice to use tools from the Network of Joint Investigation Teams in cooperation with Eurojust; Presentation of the strategic work of Eurojust made by the working group on anti-terrorism and cybercrime issues, a network that is supported by EJCEN and protection of personal data in Eurojust.

The conference concluded with various discussions by all the participants who also raised questions related to Eurojust functioning and establishing the contact points with third countries of Western Balkans, organization of trainings for capacity increase, appointment of contact points and reaching agreements between Kosovo and Eurojust, improving the fight against cross-border crimes, and exploring potential forms of cooperation between Kosovo and Eurojust.

## Journalists and the Risks of Violence Against Women

The Council of Europe on December 8, 2020 organized a roundtable discussion on protection and safety of journalists, under the subject: "Journalists and the risks of violence against women." The roundtable discussion was organized in the framework of the Joint Project of the European Union and the Council of Europe "Freedom of expression and freedom of the media (JUFREX 2)" and the project "Strengthening the fight against violence against women and domestic violence - Phase II". The roundtable was organized during the campaign "16 days of activism against gender-based violence" and aimed to raise awareness of the important role of the media in preventing violence against women and domestic violence.

At the beginning, speeches were addressed by, Mrs. Gresa Musliu, Senior Project Officer, JUFREX, Mr. Frank Power, Head of the Council of Europe - Office in Prishtina, Mr. Naim Qelaj, People's Advocate, Mr. Riccardo Serri, Head of the Political, Economic and European Integration Division in the EU Office, Ms. Jenny Stenberg Sorvold, Deputy Ambassador, Royal Norwegian Embassy in Pristina. Whereas in this roundtable from the Kosovo Academy of Justice participated was Mr. Islam Sllamniku, permanent judicial trainer.

With special presentations were presented: Mrs. Gentiana Begolli-Pustina, President of the Association of Journalists of Kosovo, Mrs. Merita Limani, Project Manager, Strengthening the fight against violence against women and domestic violence-Phase II, Mr. Mrs. Besim Kelmendi, Coordinator from the Office of the Chief State Prosecutor for dealing with cases of threats and attacks of journalists, Mrs. Lambrini Papadopoulou, journalist, member of the working group during the design of the HELP Course on Protection and Security of Journalists and Mrs. Flutura Kusari, Media Law Lawyer, Council of Europe Consultant.

Issues related to the existing System for reporting and prosecuting attacks against journalists, number

of cases and the trend of separately reported attacks - violence against women journalists, Cooperation with platforms for promoting the safety of journalists and Media reporting on violence against women and domestic violence - challenges and opportunities were initially addressed. Then the standards of the Istanbul Convention of the Council of Europe on raising awareness on domestic violence and violence against women - the role of the media – were also elaborated.

Following was presented the role of the Prosecution in investigating cases of journalist attacks, the measures taken to establish a system for dealing with cases of physical and verbal attacks against journalists, and the number of cases prosecuted and investigated, those that are currently under investigation / challenges during the investigation

Gender threats against journalist's women and men were also addressed, such as: censorship, intimidation, physical and psychological attacks against journalists, Gender stereotypes and principles of gender equality, The effects of cyberbullying with a special focus on women journalists. The introduction of the HELP online course on Protection and Safety of Journalists was also useful.

Also of interest was the elaboration of the overview of the current situation in the country on the safety and impunity of journalists, especially women journalists, and the main sources of threats: physical threats, online and legal attacks faced by journalists, introduction of local existing means and mechanisms on the safety of journalists. SLAPP lawsuits - Strategic Lawsuit Against Public Participation.

In this training were presented the new materials and current case law of the ECHR in the context of protection and safety of journalists as well as the risks of violence against women journalists. In the last part a useful discussion took place involving all participants.

## Regional Online Conference "Property Protection: ECHR and National Jurisprudence in the Western Balkans"

---

On 09 December 2020, the Council of Europe hosted the Regional Online Conference on "Property Protection: The ECHR and National Judicial Practice in the Western Balkans". The purpose of this conference was to advance the knowledge of participants regarding the right to respect the property and its protection in accordance with the standards provided in Article 1 of Protocol 1. to the ECHR and the role of the European Court of Human Rights (ECHR) in Strasbourg, as well as the national jurisprudence in the Western Balkans. This conference was organized with the financial support of the European Union and the Council of Europe in the framework of the Joint Program "Horizontal Instrument for the Western Balkans and Turkey 2019-2022".

Initially, with was given a speech by Mr. Mikhail Lobov, Head of the Department for Cooperation and Human Rights Policy, Directorate General for Human Rights and the Rule of Law, Council of Europe, and the moderator Mr. Sergey Dikman, Program Coordinator, Department for National Implementation of Human Rights, Council of Europe.

The first presentation focused on: the approach and relevant jurisprudence of the European Court of Human Rights on the right to property protection, a presentation given by the moderator Mr. Andrey Esin, Human Rights Lawyer, former lawyer of the Registry of the European Court of Human Rights. Whereas, substantive discussions were then initiated by: Mrs. Ana Vilfan-Vospersnik, lawyer, Directorate of Jurisprudence, Register of the European Court of Human Rights and Mr. Dragoljub Popović, former judge at the European Court of Human Rights, elected for Serbia.

The second presentation was dominated by the topic: "Specific problems and new challenges

regarding the right to enjoy property peacefully (part 1)" a presentation given by the moderator: Mr. Andrey Esin, Human Rights Advocate, followed by useful discussions initiated by: Mrs. Elsa Toska, Judge of the Constitutional Court of Albania; Mrs. Dušanka Radović, Judge at the High Court of Montenegro; and Mrs. Sevima Sali-Terzić, Legal Adviser at the Constitutional Court of Bosnia and Herzegovina.

The conference focused on explaining the necessary intervention in a democratic society by national authorities in accordance with the ECHR. The focus was also on explaining the notions and categories contained in Article 1. of Protocol No. 1, as well as the manner of interpretation made by the ECHR. The elaboration of the rights provided in this article of this Protocol is necessary to understand the notions and the way of interpretation provided by the ECHR.

Participants in this conference were representatives of the Constitutional Courts, Supreme Courts, Courts of Appeal, Ministries of Justice, national training institutions, Government Agents before the European Court of Human Rights, Chambers of Advocates, professional associations of judges from Albania, Bosnia - Herzegovina, Montenegro, Northern Macedonia, Serbia and Kosovo and representatives of the Secretariat of the Council of Europe and the Registry of the European Court of Human Rights.

The conference was concluded by final recommendations, evaluations by participants and the closing speech of Mr. Sergey Dikman, Program Coordinator, Department for National Implementation of Human Rights from the Council of Europe. The conference was held in English but simultaneous translation was also provided in Albanian, Macedonian and Bosnian / Croatian / Montenegrin and Serbian.



## The Academy of Justice participates in the awarding event for best practice in the implementation of the Law on the Use of Languages

December 10, 2020, The Academy of Justice participated in the award ceremony "Best Practice in the Implementation of the Law on the Use of Languages", which was organized in the form of a webinar by the Office of the Language Commissioner (OLG) in cooperation with the Organization for Security and Cooperation in Europe, Mission in Kosovo (OSCE).

In this ceremony, which was attended by representatives of various institutions, the importance of the use of official languages by institutions was emphasized as it represents respect for the rights of all citizens and equal access to services provided by institutions.

The participants were addressed by the Commissioner for Languages, Mr. Slaviša Mladenović, and the Ambassador of the OSCE Mission in Kosovo, Mr. Jaan Brathu.

The award prices, as stated at the ceremony, were based on monitoring the use of official languages on the official websites of ministries, executive bodies and agencies, including the social networks of relevant institutions.

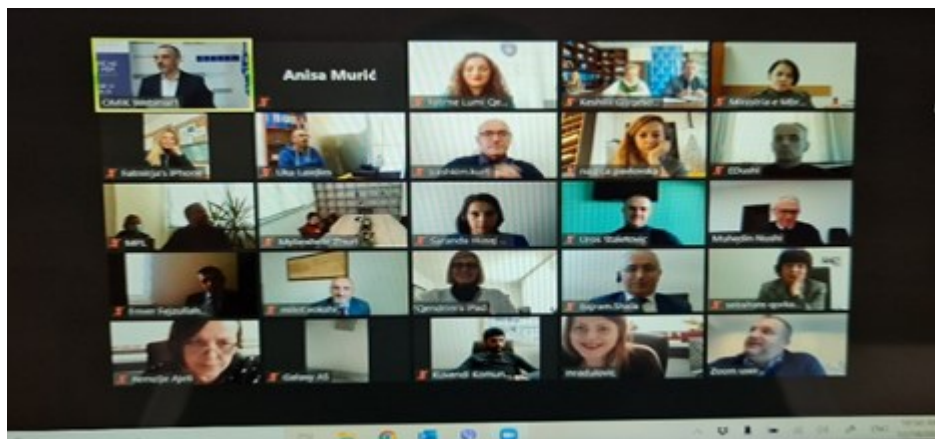
The first prize this year was awarded by the

Language Commissioner to institutions such as the Ministry of Finance, the Municipality of Prishtina, the Kosovo Judicial Council, the Constitutional Court and the Central Bank of Kosovo.

Among other institutions that have shown good performance in enforcing the law on official languages is the Academy of Justice, which will receive recognition and small equipment such as translation headphones and usb.

During the ceremony, the Mayor of Prishtina, Mr. Shpend Ahmeti, representative from the Constitutional Court of Kosovo, the Deputy Minister of Administration and Local Government, Mrs. Magbule Shkodra, representatives from the Auditor General, the Ombudsperson and others.

Those present and winners of the awards, emphasized that this award shows the commitment of all staff to respect the constitutional and legal obligations and that this award will be another motivation to work continuously towards advancement and equality in respect of rights, language and freedoms in general.





## Meeting of the Academy of Justice's Managing Board

---

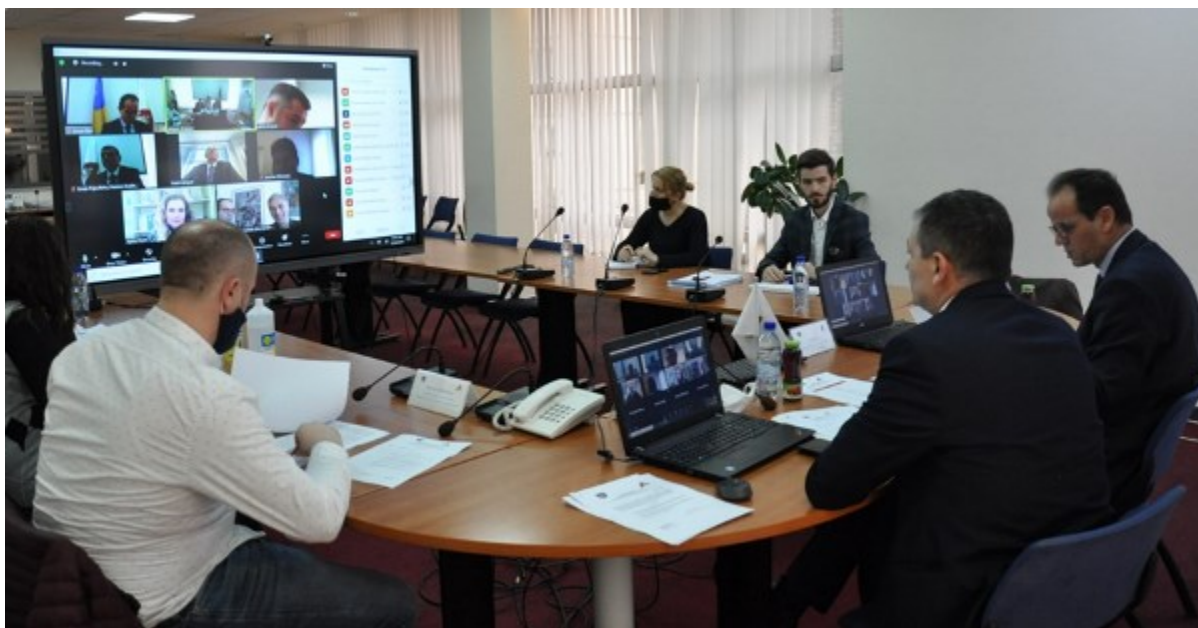
December 30th 2020, the following meeting of the Academy of Justice's Managing Board was held. The meeting was organized virtually through the Zoom pro platform, and was chaired by Chairman of the Board Mr. Enver Peci, who is also President of the Supreme Court of Kosovo.

Purpose of this meeting was to review and decide on the working methodology in implementing training activities for the administrative staff of courts and prosecution offices, as well as on other matters of importance for the legal mandate and better functioning of the Academy of Justice.

According to the agenda planned for this meetings, in its full constituency the Managing Board discussed and approved the minutes of the previous meeting that took place on No-

vember 30th 2020, decided on publishing the public call for provisional trainers of the AJ, as well as for application of the judicial and prosecutorial administrative staff in continuous trainings. At this meeting it was discussed about the request of Mr. Ismet Salihu for publication of the encyclopedia, written by professor Ismet Salihu, in which case the recommendation of the Administration and Finance Department was approved. Also it was discussed about the status of the employees of the Academy of Justice and the possibility of having their status similar to the employees of the judicial and prosecutorial system.

At this meeting, the Managing Board discussed also on other issues that are useful for better functioning of the Academy of Justice, within its competencies and the legal mandate.



## Activities from Initial Training Program (ITP)

### Design of training modules

---

Preparations for the initial training for judges, who are expected to be appointed soon, continued during November as 22 potential candidates for judges have passed all stages of recruitment in the KJC.

Therefore, the Academy of Justice is in the process of designing training modules according to the content defined by this program, as well as other accompanying materials.

In the reporting period, the following modules were finalized: Personal and interdisciplinary skills and legislation and supplementary skills.

Whereas, other modules are in progress.

The process of assessing training needs and drafting a training program for new prosecutors for whom the recruitment process by the KPC has commenced.

Based on the methodology for training needs assessment, this process is in the process of elaborating proposals resulting from the mechanisms.

## Activities from Continuous Training Program (CTP)

### Specialized Training Program - Money Laundering-Session III

---

On 01-02 December 2020, the Academy of Justice within the Continuous Training Program in cooperation with the IRZ program conducted training through the Zoom platform on: "Specialized Training Program - Money Laundering - Session III".

The purpose of this training was to advance the knowledge of the participants regarding the legal infrastructure in combating money laundering and proper implementation of legal provisions and procedure when investigating and adjudicating relevant cases.

During this On-line training on the Zoom platform, criminal offenses of money laundering were addressed, highlighting the forms or actions to be taken in these cases, as well as the problems that arise in practice both during investigations and solving of cases. Particular attention was paid to the seizure and confiscation of property acquired through criminal offenses, cross-border and international legal cooperation in the fight against money laundering, as well as possible alternative solutions. The training also focused on criminal sanctions against perpetrators of money laundering and cases where per-

sons are found guilty of money laundering without being found guilty of the basic criminal offense.

On the occasion of this training it was emphasized that money laundering is categorized among the most serious crimes, which aims to attack the economic development of society. It was further stated that this form of crime it is manifested in different ways such as: tax evasion, various criminal activities, money laundering, etc., which are carried out by undertaking criminal activities.

Participants during the training had the opportunity to discuss and comment on various cases including the phase of preparing cases for court by elaborating and interpreting legal provisions that sanction these offenses.

Beneficiaries of this training were judges and prosecutors from all regions of Kosovo.

## Training: Law on asylum and applicable legislation

On December 8, 2020, the Academy of Justice in the framework of the Continuous Training Program and in cooperation with GIZ - Project for Legal and Administrative Reforms LARP, has conducted online training through the Zoom platform on "Asylum Law and applicable legislation".

The purpose of this training was to advance the knowledge of participants regarding the issues related to the right to asylum.

During this training, were addressed the right to asylum and the legislation in force, followed by the Report of the Kosovo Asylum Law with the International Refugee Convention; Provisions of the ADL for initiating administrative conflict in asylum cases and establishing cases of temporary residence of foreigners.

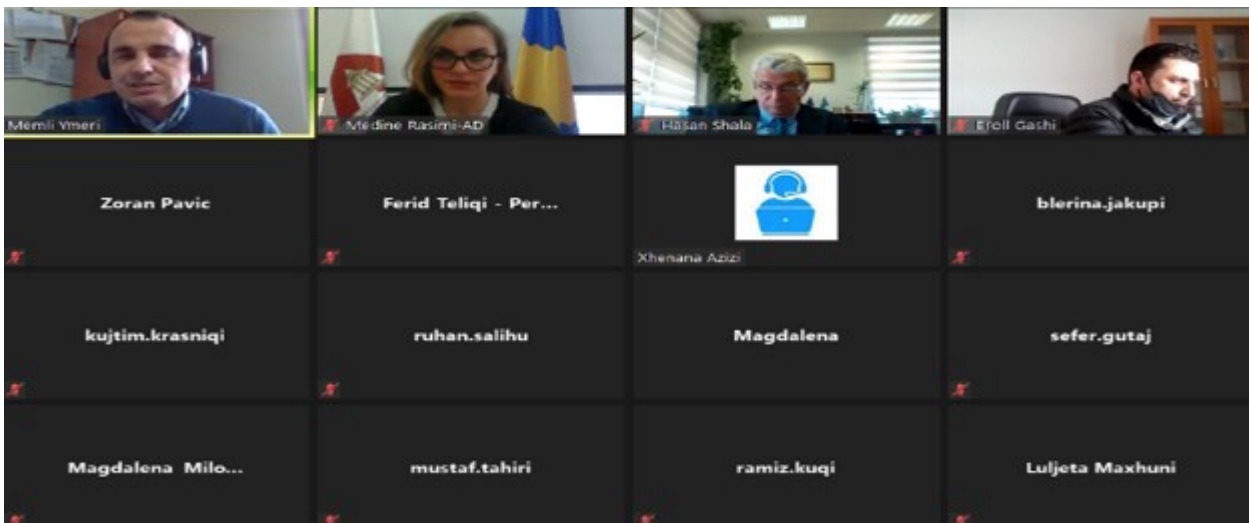
At the beginning of the training it was discussed that the law no. L06 / L-026 on asylum regulates the conditions and procedures for recognition of refugee status, subsidiary protection, temporary protection, status, rights and obligations of asylum seekers, persons with refugee status, as well as other persons who have been granted supplementary and temporary protection. It was further pointed out that a refugee is a person

who, due to a well-founded fear of being persecuted on the grounds of race, religion, nationality, political conviction or belonging to a certain social group, lives out the country and has no possibility or because of such fear has no desire to return to his place.

It was further discussed about the initiation of an administrative dispute over the right to asylum where the Administrative Dispute procedure is regulated by the law no. 03 / L 202. This law regulates the competencies, composition of the court and the rules of procedure, based on which the competent courts decide on the legality of administrative acts by which the competent bodies of public administration decide on the rights, obligations and legal interests of natural and legal persons and other parties, as well as for the legality of the actions of administrative bodies.

The training methodology was of a combined nature with theoretical explanations and interactive discussions.

Beneficiaries of this training were judges from the Court of Appeals, judges and prosecutors from the basic level.



## Training: Law on Kosovo forests, Protection of Nature and Protection of Environment

December 15, 2020, Academy of Justice within its Continuous Training Program in cooperation with the GIZ Project, conducted training through zoom platform on the topic of “Law on Kosovo Forests, Protection of Nature and Protection of Environment”.

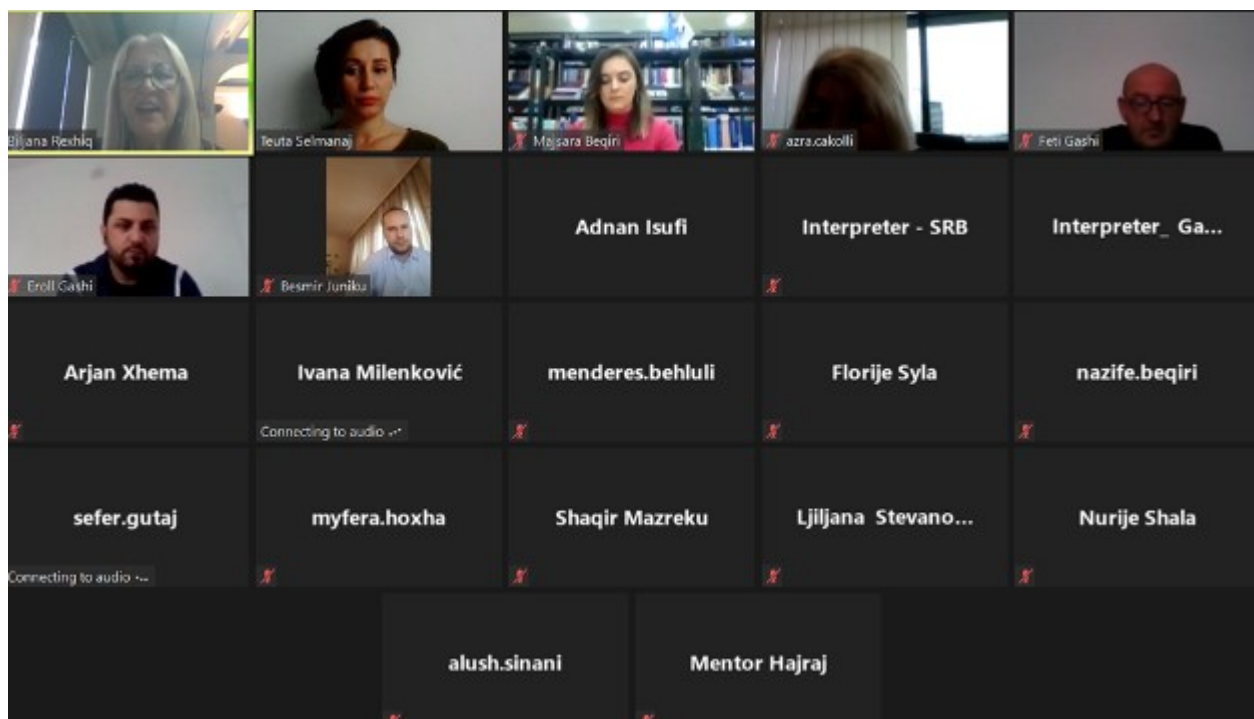
Purpose of this training is to enhance the participant’s knowledge on importance of the Law on Kosovo Forests, Protection of Nature and Protection of Environment in general, which necessarily reflects on the human health and quality of life, with emphasis on importance and priority that has to be given to correct application of the provisions regulating this area in these types of cases.

This training highlighted the legal provisions of the Law on Kosovo Forests, Law on Protection of Nature and the Law on Protection of

Environment in the minor offence procedure. Also, the relation of the Law on Kosovo Forests with the Law on Protection of nature and the Law on Protection of Environment in the minor offence procedure, raising the dilemmas and uncertainties when implementing the minor offence procedure.

This training used combined methods of learning: with brief theoretical presentation, interactive discussion, presentation of the participant’s overviews, PowerPoint presentations, Q&A’s and analysis of the practical cases.

Beneficiaries of this training were judges of the Basic Courts – Minor Offence Division and the Criminal Division, from all regions of Kosovo, and prosecutors of the General Department.





## Training: Commenting on court decisions - Harmonization in obligation cases

December 18 2020, Academy of Justice within its Continuous Training program in cooperation with the EU Project on Support to Civil Code – Stage II, conducted the online roundtable through the Zoom platform, on the topic of: “Commenting on court decisions - Harmonization in obligation cases”.

Purpose of this roundtable is to extend the participants knowledge on commenting the court decisions – harmonization of the obligation’s cases.

This roundtable elaborated on: Harmonization of the court decisions in civil cases/ Law on te Obligational Relationships; Invalid contracts and Damage compensation.

Beginning of this roundtable discussed on the legal affairs, with emphasis on the lawful expression of the will of the physical or legal person, with the purpose of establishing, altering of terminating a right or civil obligation that may be unilateral or bilateral.

It was further discussed about the absolute

invalidity of legal affairs which are those legal affairs which are provided by law and which consequently have invalidity in the absolute sense. It was further stated that these legal affairs are invalid which means that they do not produce legal effects from the moment of their creation. Pursuant to Article 58 of the Civil Code there are conditions for the absolute invalidity to exist, whereas the relative invalidity of legal affairs occurs as a result of the ability in cases when the party or parties have the limited capacity of action, when there is lack of will of the parties as a result as a result of intimidation, deception, error or extreme necessity.

Methodology of this roundtable used theoretical explanations combined with interactive discussions and court decisions case studies, discussing and elaborating also on the most challenging issues while handling these cases.

Beneficiaries of this roundtable were judges from all regions of Kosovo – Civil department.



## Training: Harmonization of the court decisions on inheritance cases

December 15, 2020, Academy of Justice in cooperation with the EU Project on “Support to Civil Code – Stage 2”, within its Continuous Training Program conducted the roundtable held through the zoom platform “Harmonization of court decisions related to inheritance cases”.

Purpose of this roundtable was to extend the participants knowledge on the procedures for review of the inheritance and Harmonization of the court decisions on inheritance cases.

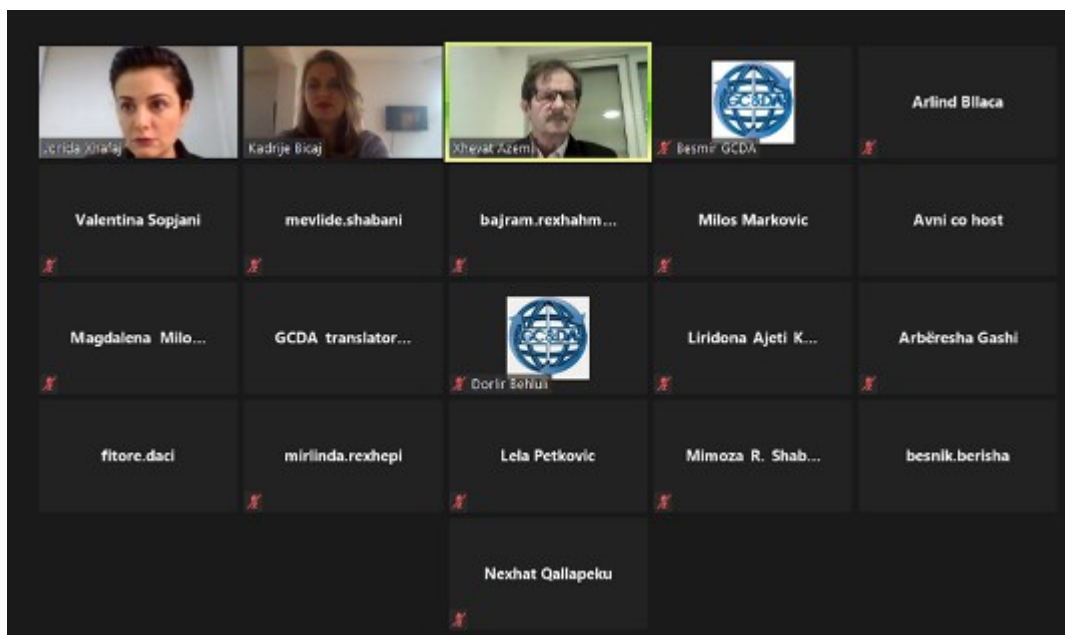
During this roundtable it was commented on many court decisions from the Kosovo’s court case-law on inheritance cases, highlighting the most challenging issues on these cases. It continued with elaborating on registering the inheritance according to the Civil Code, the heirs and division of the inheritance in cases of dispute

according to the Civil Code.

It was elaborated in details on ways of acquiring the right to inheritance, which persons are entitled to inheritance, principle of equality in inheritance, and how to initiate the procedure for inheritance review. Particular emphasis was put on the approach of notaries and judges who deal with inheritance procedures, in the system of the civil registration and in the cadastral register.

Discussion in this roundtable also focused on commenting the court decisions of the Kosovo’s court case-law.

Beneficiaries of this training were judges from all regions of Kosovo.

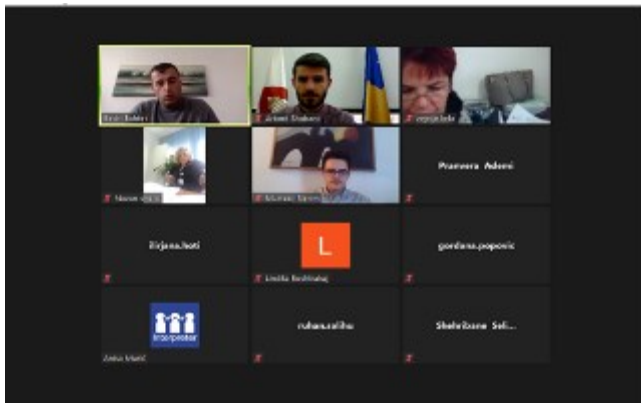




## Workshop – Engaging children in severe form of forced labor and forced labor

On December 15, 2020, the Academy of Justice, in cooperation with the International Labor Organization (ILO), organized the second

recommendations on this topic, as well as the validation of the material prepared by the university professor Prof. Dr. Bedri Bahtiri.

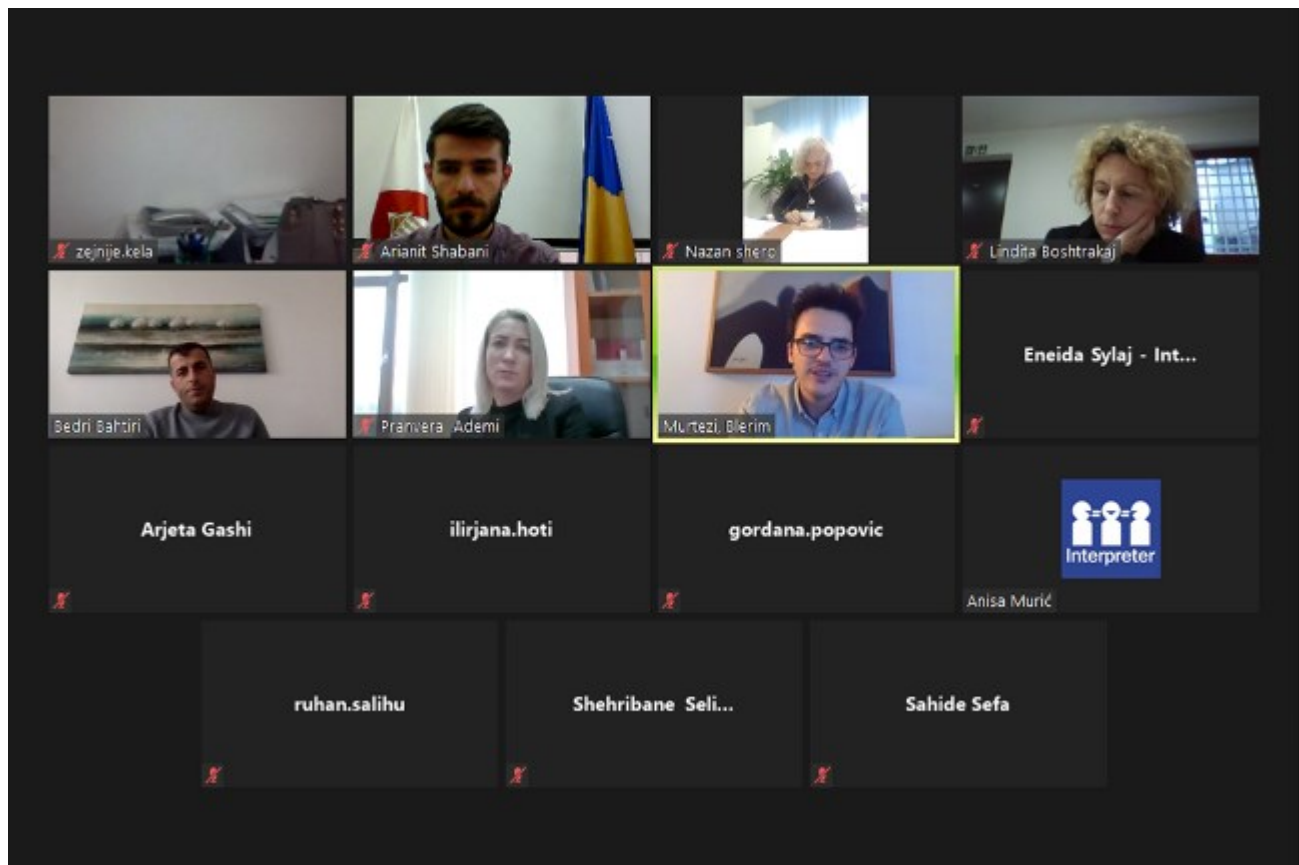


Workshop on: "Engaging children in severe forms of forced labor and forced labor."

During the workshop, practical issues from cases in Court and the Prosecutor's Office were discussed, issues to be primary addressed in the training module, the way of handling cases, legal framework in Kosovo, etc. Beneficiaries of this Workshop were: Judges and Prosecutors from the Juvenile Department.

Due to the situation created by the COVID-19 pandemic, and the recommendations of the NIPH, the workshop was conducted virtually through the ZOOM platform.

The purpose of the Workshop was to issue final



## Activities for judicial and prosecutorial administrative staff

### Training: ICT Management

December 10 2020, Academy of Justice within its Continuous Training program conducted training on the topic of “ICT management” through the Zoom platform.

Purpose of this training was to enhance the participant’s knowledge on the use of electronic systems, increase of the level of electronic communication and provision of administrative services in a reliable and efficient manner by using the information technology.

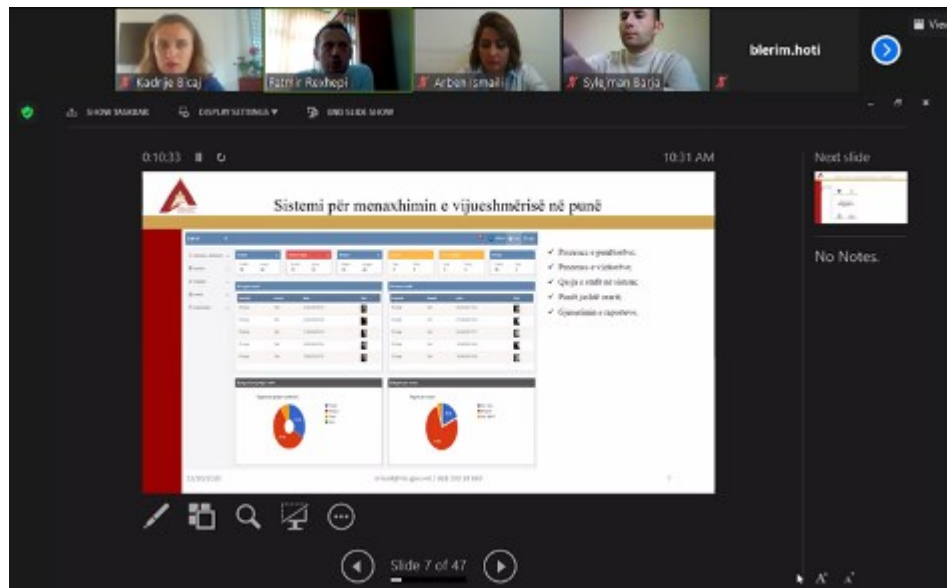
Focus of this training was on the following: use of the IT equipment, electronic communication and information security. This training also highlighted the full digitalization of the work processes as one of the challenges that require continuous training for prosecutors, judges and administrative staff on the use and application

of ICT, considering that this impacts on provision of qualitative, prompts and concise services, as well as on report generation in real time.

The training underlined that the judicial and prosecutorial systems constantly are undertaking actions for entering the information technology is their use, with the purpose of increasing the efficiency and transparency at work.

The training methodology was based on a brief presentation of the concepts through the modern training techniques, interactive discussions with participants and the Q&A section.

Beneficiaries of this training were the administrative staff of courts and prosecution offices.



## Training: Time and stress management

On December 16-17, the Academy of Justice within the Continuous Training Program conducted training through the Zoom platform on: "Time and stress management".

The purpose of this training was to develop participants' skills related to time and stress management as a predisposition to improve their performance in the exercise of their duties and functions defined by law and increase work efficiency of Courts and Prosecution Offices.

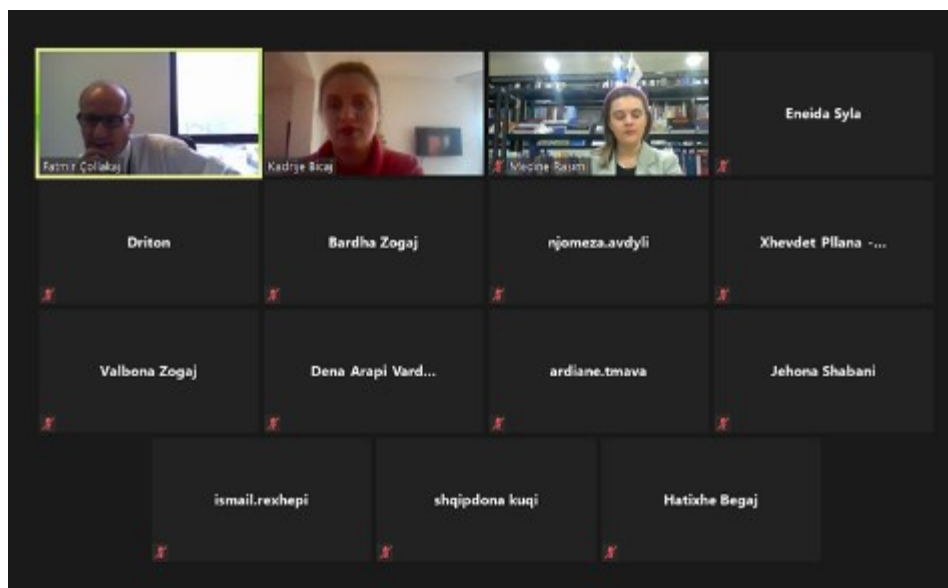
On the first day of this training were addressed: Stress and theoretical definition, time management and prioritization of activities. While on the second day were treated: Techniques for maintaining health and working condition, pro-

tection from professional burnout.

During this training were emphasized the best ways to relieve stress and what are the time management tools. It was also emphasized that time and stress management is an immediate need to prevent the stress a pressure on administrative officials, in this case protecting them from various stressors in order for their work to have quality and to be efficient.

The methodology applied was of a combined nature, with theoretical explanations and interactive discussions.

Beneficiaries of this training were: Administrative staff from courts and prosecution offices.



## **Training: Human rights and the legal-procedural safeguards for their protection**

---

Academy of Justice with the support of UNDP conducted a two-days online training through the zoom platform on the topic of “Human rights and the legal-procedural safeguards for their protection”.

Purpose of this training was to extend the knowledge of the administrative officers and professional associates in courts and prosecution offices on the topic of Human rights and their protection.

First day of this training covered the topics as below: Understanding the human rights, Types of classification, Positive obligations and test of proportionality, Right to effective remedies, Judicial protection of human rights, Constitutional protection of fundamental freedoms and rights (Article 113, paragraph 7 of the Constitution of Kosovo) and judicial implementation of the European Convention on Human Rights.

Second day of the training focused on the following: the legal and institutional framework on the approach of justice pertaining to cases against discrimination; court procedure for legal protection against discrimination (role of courts in fighting discrimination; burden of proof; determining the damage; Sanctions; Court protection for claiming the right to anti-discrimination with a special overview on the ECHR) and selected cases from the national and ECtHR case law.

During this training it was emphasized that diversity and non-discrimination are basic elements of a modern society, while the development of a democratic legal system cannot be imagined without legislation that prohibits all forms of discrimination. Provisions for prevention of discrimination are now included in all

international and regional mechanisms governing the protection of human rights. In this context, the anti-discrimination legislation of Kosovo presents a qualitative legal framework for combating discrimination in all spheres of public life, as well as towards the elimination of the phenomenon of unequal treatment of individuals.

In the Republic of Kosovo, public awareness about the principle of discrimination and the fight against it is still low. All reports on the human rights situation in Kosovo, especially those related to the 'vulnerable' groups of people such as people with disabilities, women, children, etc., state the marginalization of these categories of people, thus confirming the presence of discriminatory practices in all spheres of public life.

This training analyzed the topics associated with cases from the current case law of the ECtHR in the context of anti-discrimination, and analyzed some cases selected from the relevant practice of the Constitutional Court of Kosovo, it also facilitated group discussions and final reviews attended by all participants.

This training used methods of partial theoretical lecturing, thorough interpretation of the ECHR provisions, the applicable laws, based on the case law of the national courts and of the ECtHR is Strasbourg; followed by interactive discussions and interpretation of the Anti-Discrimination Law, as well as other applicable provisions that regulate this area.

Beneficiaries of this training were the administrative staff and professional associates in courts and prosecution offices of the Republic of Kosovo.

## Activities for free professions

### **Training: Supervision of the legality of work and inspection of bailiffs**

---

On December 3, 2020, the Academy of Justice in cooperation with the Kosovo Chamber of Private Bailiffs, organized a training on: "Supervision of the legality of work and inspection of bailiffs."

This training was held virtually (zoom platform) and aimed at advancing the knowledge of participants with the authorizations and the role of supervisory institutions regarding the inspection of private bailiffs.

The first part of the training focused on: Institutions for supervising the legality of the work of private bailiffs and their authorizations, Rights and obligations of inspected bailiffs and authorizations of inspection officers, sources of information in the supervisory process and inspection process of private bailiffs. While in the second part were treated: Supervision outside the office of the private bailiff, inspection in the office of the private bailiff and periodic and special inspection.

From the beginning of the training it was emphasized that Private Bailiffs exercise public authority entrusted according to the legislation in force, decide on actions within their competence in the implementation of permitted enforcement and take enforcement actions.

From the beginning of the training it was emphasized that Private Bailiffs exercise public authority entrusted according to the legislation in force, decide on actions within their competence in the implementation of permitted enforcement and take enforcement actions.

It was further emphasized that in order to undertake the quality control of the enforcement procedures, the state establishes a clear legal framework as well as standards that aim to realize every year through an independent system and the review and inspection of the execution (CEPEJ Guidelines, 2009). Thus, the state must ensure

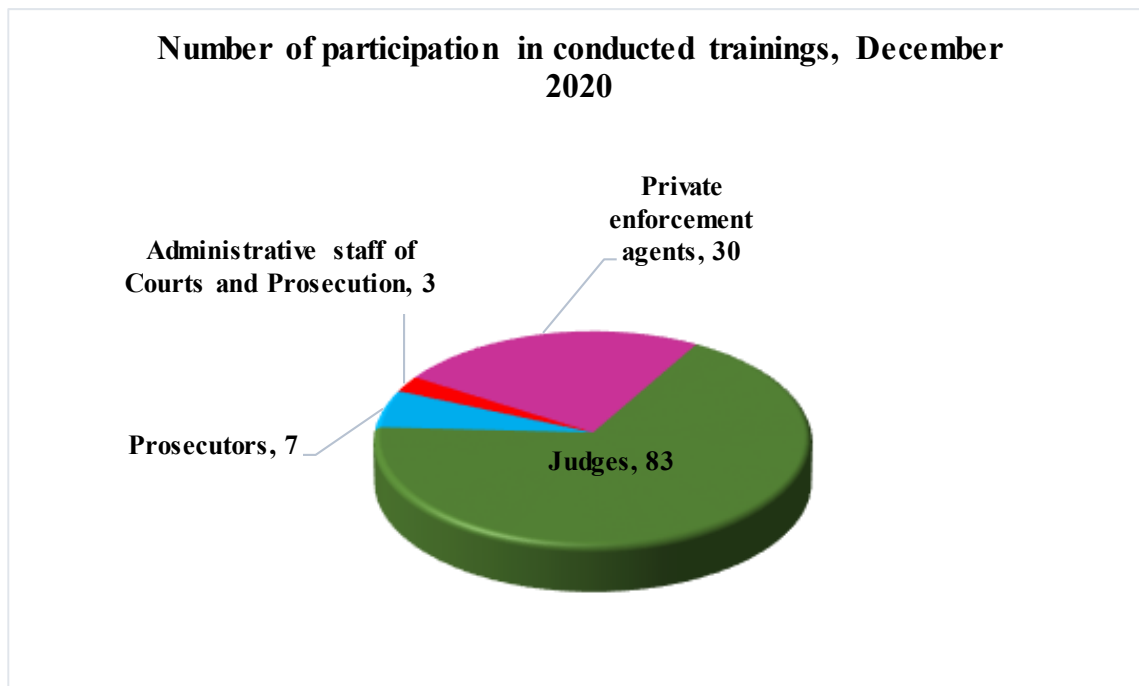
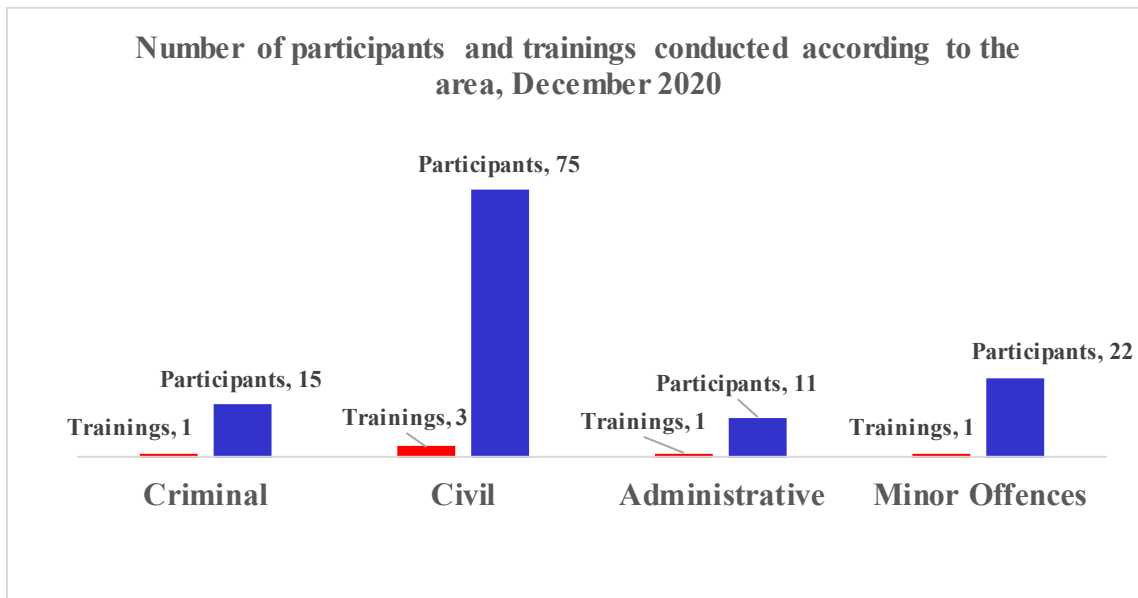
that the activities of private bailiffs are continuously evaluated. The Republic of Kosovo has already established a framework for the organization and functioning of the supervision of the legality of the work of private bailiffs. The provisions of the Law on Enforcement Procedure define the inspection of the work of private bailiffs and the authorizations of the authorities responsible for inspection. While the Guide for supervising the work of bailiffs (2017) serves as a practical tool for supervising the work of private bailiffs.

It was further emphasized that the Private Bailiff should be subject to certain ethical and conduct rules. Provisional Code MD-No.07 / 2014 on the Ethics of Private Bailiffs sets out the principles according to which private bailiffs should behave in their work. The principles set out in this Code are in line with the principles of professional ethics of European bailiffs and beyond.

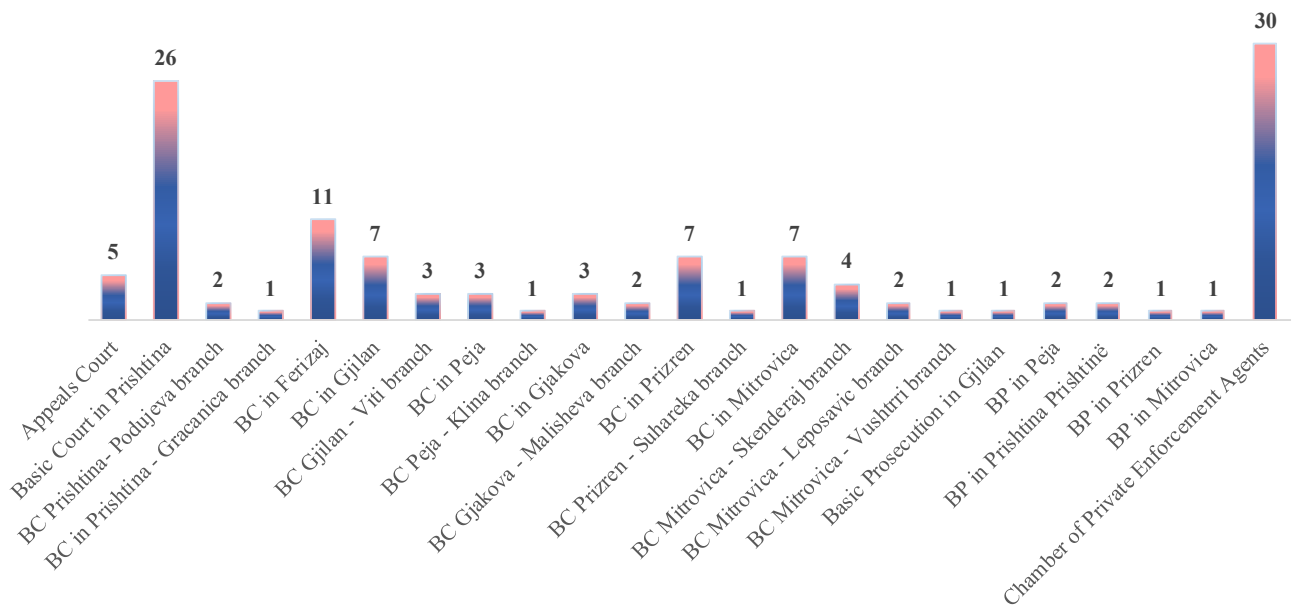
It was further emphasized that the scope of supervision includes not only the legality of actions of the private bailiff, but also the ethical and effective work of the private bailiff. Attention was paid to the role of the authorities responsible for the supervision or control of private bailiffs, the acquaintance of private bailiffs with the rights and obligations during the inspection process, the inspection process and the types of inspections of private bailiffs.

During this training, the methods of theoretical explanation, in-depth interpretation of the law were used, based on practical cases and accompanied by interactive discussions and analysis of legal provisions of the Law on Enforcement Procedure and other bylaws that regulate this topic. Beneficiaries of this training were private bailiffs from all regions of Kosovo.

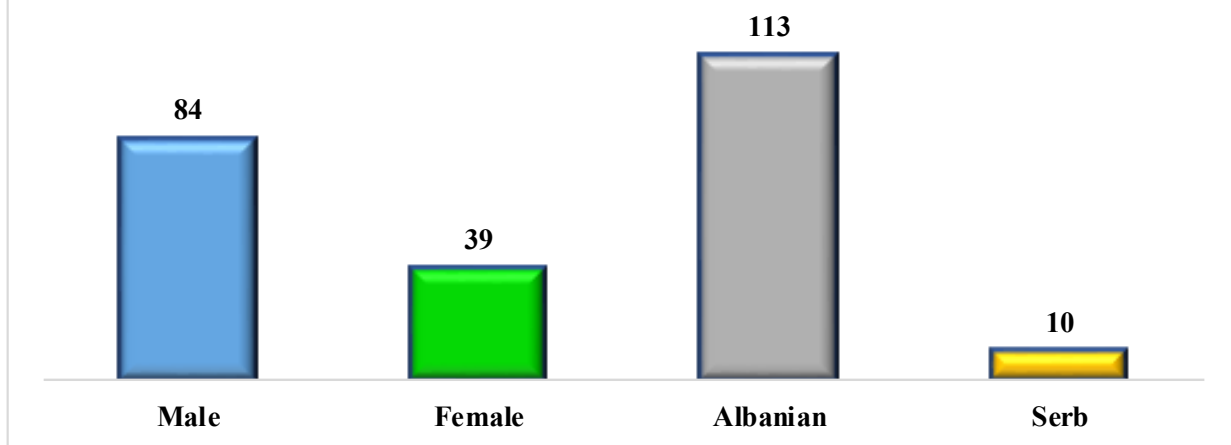
### Attendance at trainings on PTV presented through graphs



Number of participation in trainings based on institutions, December 2020



Participation according to gender and ethnic representation, December 2020







## Distance Learning Courses

During december the distance learning platform continued to be opened for the interested participants (judges, prosecutors, administrative staff of courts and prosecution offices and for law students) with no time limitation. This platform includes 19 online accessible courses, 11 of which are available also in Serbian language.

ment and supplementation of Regulation (No. 06/2017) the online mandatory course on “Professional Ethics” has been launched for judges of the republic of Kosovo.

For details please see the tables below which layout the attendance and progress in attending the courses according to topics in this platform.

July 20 2020, according to regulation of the Kosovo Judicial Council (No. 06/2019) on amend-

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>(Professional ethics) Procedure and disciplinary liability (Albanian)</i>	284	83%	32	9%	25	7%
<i>Professional ethics I</i>	284	83%	39	11%	18	5%
<i>Professional ethics II</i>	286	84%	25	7%	30	9%
Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>(Professional ethics) Procedure and disciplinary liability (Serbian)</i>	33	10%	20	6%	288	84%
<i>Professional ethics I (Srb.)</i>	32	9%	98	29%	211	62%
<i>Professional ethics II (Srb.)</i>	34	10%	53	16%	254	74%
Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Diversion measures</i>	5	4%	11	9%	102	86%
Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Diversion measures serbian</i>	0	0	0	0	14	100%
Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Effective management</i>	3	18%	12	71%	2	12%
Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Effective management serbian</i>	0	0	0	0	13	100%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Justice for children – Civil aspect</i>	18	15%	20	17%	80	68%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Justice for children – Criminal aspect</i>	12	10%	16	14%	90	76%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Investigation and detection of corruption</i>	13	11%	9	8%	96	81%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Corruption according to national and international legislation</i>	8	7%	8	7%	102	86%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Court management</i>	14	12%	6	5%	98	83%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Leadership</i>	12	10%	9	8%	97	82%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Copyright and legal protection (Albanian)</i>	10	8%	19	16%	89	75%
<i>Copyright and legal protection (Serbian)</i>	3	21%	6	43%	5	36%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Phases of indictment and pleading of guilt (Albanian)</i>	21	18%	16	14%	81	69%
<i>Phases of indictment and pleading of guilt (Serbian)</i>	2	14%	4	29%	8	57%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Stress management (Albanian)</i>	39	33%	21	18%	58	49%
<i>Stress management (Serbian)</i>	7	50%	3	21%	4	29%
Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Social communication skills (Albanian)</i>	9	8%	8	7%	96	85%
<i>Social communication skills (Serbian)</i>	2	15%	4	31%	7	54%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Training on implementing tax legislation in Kosovo (Albanian)</i>	7	6%	6	5%	100	88%
<i>Training on implementing tax legislation in Kosovo (Serbian)</i>	2	15%	3	23%	8	62%

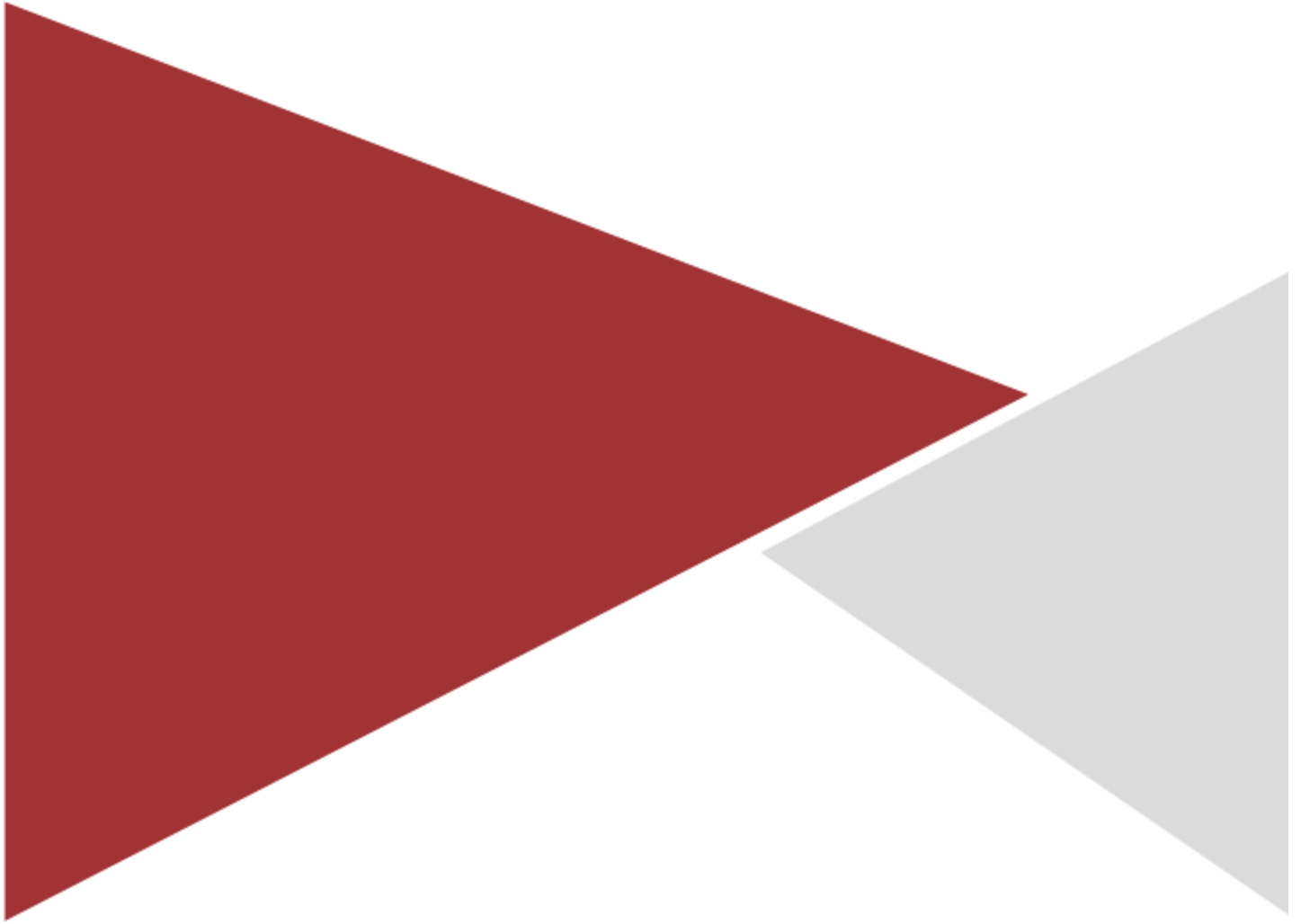
Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Communication and public relations (Albanian)</i>	16	14%	43	36%	59	50%
<i>Communication and public relations (Serbian)</i>	1	15%	4	31%	7	54%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Legal English</i>	39	35%	23	20%	51	45%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Information technology</i>	32	28%	14	12%	67	59%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Domestic violence (Albanian)</i>	0	0%	24	86%	4	14%
<i>Domestic violence (Serbian)</i>	0	0%	3	11%	25	89%

Name of the course	Completion of the course	Percentage	In progress	Percentage	Did not commence at all	Percentage
<i>Keeping records for the Judicial Interpreter (Albanian)</i>	4	33%	5	42%	3	25%
<i>Keeping records for the Judicial Interpreter (Serbian)</i>	1	8%	3	25%	8	67%



**Address: Lagja e Spitalit  
“Muharrem Fejza” str. n.n.  
Prishtina, Republic of Kosovo**

**Tel: + 383 38 200 18 660  
E-mail: [infoad@rks-gov.net](mailto:infoad@rks-gov.net)  
<https://ad.rks-gov.net>**