



## AGENDA

### SUB-REGIONAL WORKSHOP FOR SELECTED EUROPEAN STATES ON THE PROTECTION OF HUMAN RIGHTS WHILE COUNTERING TERRORISM *AUSTRIA, BELGIUM, FRANCE, GERMANY, THE NETHERLANDS, SWITZERLAND AND THE UNITED KINGDOM*

19 and 20 May 2021

**Time each day:**

10:00 – 13:00 (Vienna/Warsaw)

09:00 – 12:00 (London)

**At Zoom:**

<https://odihr-pl.zoom.us/j/88075597241>

Meeting ID: 880 7559 7241

Passcode: 684420

<b>Wednesday, 19 May 2021</b>	
<b>THE IMPACT OF CRIMINAL JUSTICE AND OTHER RESPONSES TO TERRORISM ON DOMESTIC RULE OF LAW AND HUMAN RIGHTS FRAMEWORKS, CIVIL LIBERTIES AND FUNDAMENTAL FREEDOMS<sup>1</sup></b>	
<b>10:00-10:05<sup>2</sup></b>	Technical instructions
<b>10:05-10:20</b>	<b>Opening session</b>
	<p><b><i>Welcome and Opening</i></b>  <i>by Mr. Matteo Mecacci, Director of the OSCE Office for Democratic Institutions and Human Rights (ODIHR)</i></p> <p><b><i>Overview of the agenda, introduction &amp; meeting modalities</i></b></p>
<b>10:20-11:00</b>	<b>Plenary session 1: Setting the scene for day 1</b>
	<p><b><i>Human rights challenges in preventing and countering terrorism across Europe, including when addressing the threats and challenges of so-called “foreign terrorist fighters” (FTFs)</i></b></p> <p><b>Speakers:</b></p> <ul style="list-style-type: none"> <li>• Mr. Johannes Heiler, Adviser on Anti-Terrorism Issues, OSCE/ODIHR</li> <li>• Dr. Anne Charbord, Adviser to the UN Special Rapporteur on the</li> </ul>

<sup>1</sup> The event will be held under the Chatham House Rule.

<sup>2</sup> Please note that all times are indicated in Central European Summer Time (CEST).

	<p>promotion and protection of human rights and fundamental freedoms while countering terrorism</p> <ul style="list-style-type: none"> <li>• Dr. Christophe Paulussen, Senior Researcher, Asser Institute</li> <li>• Dr. Thomas Renard, Senior Research Fellow Egmont Institute</li> </ul> <p><b>Followed by Q&amp;A</b></p> <p><b>Moderator:</b> Ms. Andrea Huber, Head of Human Rights Department, OSCE Office for Democratic Institutions and Human Rights (ODIHR)</p> <p><i>During the plenary sessions simultaneous interpretation will be provided between English, French and German.</i></p>
<b>11:00-11:20</b>	Coffee break
<b>11:20-12:20</b>	<b>Working groups: challenges and good practices</b>
	<p><b><i>Tour de table and interactive debate</i></b></p> <p><i>Participants will be divided into breakout groups according to their language choices. Participants are requested to share their experiences on challenges and good practices with a particular focus on the main theme of the first day. Please note that working groups may be merged and held with simultaneous interpretation depending on final numbers of participants and language choices.</i></p> <p><u>Working group 1: English</u> <i>Facilitator: TBC</i></p> <p><u>Working group 2: French</u> <i>Facilitator: Dr. Anne Charbord, Adviser to the UN Special Rapporteur on the promotion and protection of human rights and fundamental freedoms while countering terrorism</i></p> <p><u>Working group 3: German</u> <i>Facilitator: Mr. Johannes Heiler, Adviser on Anti-Terrorism Issues, OSCE/ODIHR</i></p> <p><b><i>Focus and guiding questions</i></b></p> <p>The working groups will take stock of ongoing and emerging human rights challenges in countering terrorism in the countries concerned, including when addressing the threats and challenges of so-called “foreign terrorist fighters” (FTFs). Particular attention will be attributed to criminal justice responses to terrorism (including returning FTFS), placement and security measures in prisons; administrative measures to control persons who are considered to pose terrorism-related risks (restrictions on freedom of movement and the right to liberty; deprivation of citizenship, revocation of passports or residence permits etc.); listing and sanctions; surveillance and intelligence gathering/sharing to detect and counterterrorism; measures to prevent mobilization and incitement to terrorism.</p> <ul style="list-style-type: none"> <li>• What measures are being implemented and how? What human rights restrictions do they entail?</li> <li>• What measures are put in place to minimize restrictions? What human rights safeguards are in place? How is regular review and effective oversight ensured?</li> <li>• What are good practices in cooperation between state and non-state actors in assessing the impact of counter terrorism measures on human rights and prevent adverse effects?</li> </ul>

<b>12:20-13:00</b>	<b>Plenary session 2: Recommendations</b>
	<p><b>Reports by working group rapporteurs and open discussion</b></p> <p>The objective of this session is to identify, on the basis of the working group discussions, recommendations for cooperation between state authorities, National Human Rights Institutions (NHRIs) and civil society with a view to promote human rights-compliant counter-terrorism measures.</p> <p>Following reports from the working group rapporteurs on ongoing and emerging human rights challenges and good practices discussed in their groups (5-6 min), the floor will be opened for debate with a view to the formulation of conclusions and recommendations for the meeting report.</p> <p><b>Moderator:</b> Ms. Mona Koehler-Schindler, Associate Human Rights Officer on Anti-Terrorism Issues, OSCE/ODIHR</p>

<b>Thursday, 20 May 2021</b>	
<b>IMPACT ON THE ENJOYMENT OF HUMAN RIGHTS WITHOUT DISCRIMINATION BY MEMBERS BELONGING TO SPECIFIC GROUPS IN SOCIETY</b>	
10:00-10:05	Technical instructions
<b>10:05-10:45</b>	<b>Plenary session 3: Setting the scene for day two</b>
	<p><b>Acknowledging and addressing direct and indirect discrimination in measures to prevent and countering terrorism</b></p> <p><b>Speakers</b></p> <ul style="list-style-type: none"> <li>• Dr. Anne Charbord, Adviser to the UN Special Rapporteur on the promotion and protection of human rights and fundamental freedoms while countering terrorism</li> <li>• Mr. Joaquin Zuckerberg, Programme Officer, Terrorism Prevention Branch, UN Office on Drugs and Crime (UNODC)</li> <li>• Mr Tufyal Choudhury, Associate Professor, Durham University and Senior Research Fellow, Bingham Centre for the Rule of Law</li> </ul> <p><b>Followed by Q&amp;A</b></p> <p><b>Moderator:</b> Mr. Johannes Heiler, Adviser on Anti-Terrorism Issues, OSCE/ODIHR</p> <p><i>During the plenary sessions simultaneous interpretation will be provided between English, French and German.</i></p>
<b>10:45-11:30</b>	<b>Working groups: Challenges and Good Practices</b>
	<p><b>Tour de table and interactive debate</b></p> <p><i>Participants will again be divided into breakout groups according to their language choices. Participants are requested share their experiences on challenges and good practices with a particular focus on the thematic focus of the day.</i></p> <p><u>Working group 1: English</u>  <i>Facilitator: Dr. Matthieu Birker, Adviser to the Council of Europe Commissioner for Human Rights</i></p> <p><u>Working group 2: French</u>  <i>Facilitator: Dr. Anne Charbord, Adviser to the UN Special Rapporteur on the</i></p>

	<p><i>promotion and protection of human rights and fundamental freedoms while countering terrorism</i></p> <p><u>Working group 3: German</u></p> <p><i>Facilitator: Mr. Johannes Heiler, Adviser on Anti-Terrorism Issues, OSCE/ODIHR</i></p> <p><b>Focus and guiding questions</b></p> <p>The working groups will take stock of ongoing and emerging human rights challenges with a specific focus on discriminatory impacts of measures to prevent and counter-terrorism. The discussion will focus on the gender dimension of countering terrorism, potential differential impact of measures to prevent and counter terrorism on the rights of women and girls; protection of the rights of the child in countering terrorism, and how to address discriminatory impacts of measures to prevent and counter-terrorism on the basis ethnicity, nationality, religion or belief.</p> <ul style="list-style-type: none"> <li>• What are the gendered impacts of counter-terrorism measures?</li> <li>• How can the rights of children be better protected while countering terrorism?</li> <li>• How can a disproportionate focus on specific religious or belief groups be prevented in counter-terrorism efforts?</li> <li>• How can coordination and cooperation between state and civil society be improved in protecting the rights of members belonging to specific groups in society while countering terrorism?</li> </ul>
<b>11:30-11:50</b>	<b>Coffee break</b>
<b>11:50-12:30</b>	<b>Plenary session 4: Recommendations</b>
	<p><b>Reports by working group rapporteurs and open discussion</b></p> <p>The objective of the session is to identify recommendations for cooperation between state authorities, NHRIs and civil society with a view to promote human rights-compliant counter-terrorism measures on the basis of the working group discussions.</p> <p>Following reports from the working group rapporteurs on ongoing and emerging human rights challenges and good practices discussed in their groups (5-6 min), the floor will be opened for debate with a view to the formulation of conclusions and recommendations for the meeting report.</p> <p><b>Moderator:</b> Ms. Mona Koehler-Schindler, Associate Human Rights Officer on Anti-Terrorism Issues, OSCE/ODIHR</p>
<b>12:30-13:00</b>	<b>Closing remarks</b>
	<p><i>Closing remarks by:</i></p> <ul style="list-style-type: none"> <li>• <i>Prof. Fionnuala Ní Aoláin, UN Special Rapporteur on the promotion and protection of human rights while countering terrorism</i></li> <li>• <i>Ms. Andrea Huber, Head of Human Rights Department, OSCE Office for Democratic Institutions and Human Rights (ODIHR)</i></li> </ul>