

EXECUTIVE TRAINING SEMINAR

MAKING SANCTIONS WORK: POLITICAL, LEGAL, AND ECONOMIC CHALLENGES OF EU RESTRICTIVE MEASURES (III Edition)

4, 9 & 11 April 2024 (Online)

18 & 19 April 2024 (Residential)

Residential training venue: Palazzo Buontalenti, Via Cavour 65, Florence

TEACHING AND LEARNING TEAM

Coordinators and Lead Instructors

Kristin FABBE | Full Professor, EUI Florence School of Transnational Governance

Petra MAHNIČ | Legal Advisor, Legal Service, European Council / Council of the EU

Juan Ignacio SIGNES DE MESA | Legal Secretary, Court of Justice of the European Union

COURSE DESCRIPTION

PROGRAMME OVERVIEW

The sanctions packages adopted by the EU, which intend to intensify pressure on Russia's government and economy, have reignited traditional debates about the appropriate political, legal, and economic reach of restrictive measures. Politically, for instance, the legitimacy of international sanctions has been challenged on the basis of their unilateral coercive nature and because might affect domains that lie beyond strict targets. Issues of uniform implementation and effective enforcement have also emerged, resulting in a number of initiatives at the EU level.

On the legal side, international sanctions have become one of the most voluminous fields of litigation before EU Courts. Through their case law, they actually shape the limits of this impactful foreign policy tool, giving an answer to unresolved questions related to the procedural rights of sanctioned persons, the burden and standard of proof, and the scope of judicial review, confidentiality, damages, etc. Some of the restrictive measures adopted in response to the Ukraine crisis, particularly anti-circumvention measures, have been criticised as regulating extraterritorial conduct.

Finally, the economics of the international sanctions put in place by the EU against Russia have awakened a singular interest among scholars and specialists. The keywords in that regard are 'effectiveness' and 'impact'. Are EU sanctions effective as tools for conditioning Russia's actions? Can those measures be designed to reduce the negative impact on the EU's economy?

Emphasis has also increasingly been put into place on implementation and enforcement. The effectiveness of restrictive measures fundamentally depends on the level of implementation by the private sector.

In the third edition of this executive training programme—which is designed and delivered jointly by EU policymakers, judges, and leading academics, as well as compliance professionals—participants will acquire an analytical and practical toolkit for understanding sanctions from various angles – legal, economic, political – and for evaluating their effectiveness.

Learning Outcomes

By the end of this programme, the participants will be able to:

- Identify the most relevant political, legal, and economic challenges raised by the EU restrictive measures system and the international context within which they operate;
- Recognise the different packages of restrictive measures adopted by the EU in the current Ukraine crisis and beyond and compare them with those adopted in other foreign jurisdictions;
- Distinguish the different mechanisms whereby EU restrictive measures become law and the practical implications of their enforcement;
- Categorise the legal means by which judicial review of EU restrictive measures is ensured by the Courts of the EU;
- Assess the impact of EU judicial doctrines on the development of EU fundamental rights protection;
- Understand the fundamentals of EU sanctions compliance and how to perform risk-based due diligence, particularly in the face of circumvention risks;
- Evaluate the degree of economic effectiveness and political legitimacy of restrictive measures, their compliance with public international law, as well as their placement within the EU's external policy and their geopolitical potential.

Learning Methods

- By joining knowledge transfer sessions led by accomplished practitioners, lawyers, and academics, with deep experience of the key issues of law and policy of restrictive measures.
- Through active participation in three online training sessions and two days of interactive residential training focusing on the topical issues and main challenges posed by the implementation and judicial review of the EU sanctions policy.
- By blending experts' inputs and learners' interaction (case-study discussions on decision-making scenarios), this executive training also creates an enabling environment for peer learning and networking.

Who Should Attend

- Civil servants of national administrations, including diplomats, in particular those involved in European affairs.
- Practising lawyers before EU and national courts.
- Researchers focusing on international law and EU international relations and external policy.
- Civil servants of EU institutions and services working in the field of restrictive measures.
- In-house legal and compliance professionals.

Information for Applicants

- **The Online part** of the training will start with live online sessions (via Zoom) on 4, 9 & 11 April 2024.
- Participants will be enrolled in our Virtual Learning Environment (Brightspace) to access the training materials. Some pre-training readings might be necessary.
- Participants will have access to optional Quizzes in which they will be able to assess their knowledge.
- A discussion board will be active for the whole duration of the course for additional questions and topics for discussion.
- **The Residential part** of the training will take place in Florence at the Palazzo Buontalenti, the campus of the EUI Florence School of Transnational Governance (Via Cavour 65) on 18 & 19 April 2024. There is a pre-programme Welcome Cocktail on 17 April 2024
- Participants are expected to make their own travel and accommodation arrangements for the duration of the residential part of the course.

PROGRAMME

ONLINE DAY 1

Thursday, 4 April 2024

15.00 – 17.00 CET

Opening Talk and Discussion

Russia sanctions overview, key objectives, impacts, and limitations

Oksana ANTONENKO | Visiting Fellow, European University Institute

Optional Quiz & Discussion Board

ONLINE DAY 2

Tuesday, 9 April 2024

15.00 – 17.00 CET

EU Decision-Making in the Area of Restrictive Measures

Petra MAHNIČ | Legal Advisor, Legal Service, European Council / Council of the EU

Fundamentals of EU sanctions compliance

Jan DUNIN-WASOWICZ | Partner, Hughes Hubbard & Reed LLP

Optional Quiz & Discussion Board

ONLINE DAY 3

Thursday, 11 April 2024

15.00 – 17.00 CET

Current Trends and Challenges in the judicial review of the EU Sanctions

Juan Ignacio SIGNES DE MESA | Legal Secretary, Court of Justice of the European Union (CJEU)

Optional Quiz & Discussion Board

WELCOME TO FLORENCE

Wednesday, 17 April 2024

17:00 CET

Shuttle bus pick-up.

Piazza Indipendenza
50129 Florence, Italy

17.30 – 19.00 CET

Welcome Cocktail at the European University Institute

Badia Fiesolana
Via dei Roccettini 9, 50014
San Domenico di Fiesole (FI)

Facilitated by Acquis EU Law & Policy and Themis EU Law & Policy in support of the programme and its participants, organisers, and speakers.

19:00 CET

Shuttle bus departs

From Badia Fiesolana to Piazza Indipendenza

RESIDENTIAL DAY 1

Thursday, 18 April 2024

9.30 - 9.35 CET

Welcome Remarks

George PAPAConstantinou | Acting Director| Dean of Executive Education, European University Institute | Professor of International Political Economy, EUI Florence STG

9.35 – 10.45 CET

Keynote Lecture and Discussion

Miguel MADURO | Part-time Professor, EUI Florence School of Transnational Governance | Former Advocate General at the European Court of Justice (2003-2009)

Kristin FABBE | Full-time professor, EUI Florence STG

10.45 – 11.15 CET

Coffee Break

- 11.15 – 12.30 CET** **Economic Impact of EU Sanctions against Russia**
Maria DEMERTZIS | Part-time Professor, EUI Florence STG | Deputy Director, Bruegel
- 12.30 – 13.30 CET** **Lunch Break**
- 13.30 – 14.45 CET** **New trends on EU Sanctions policy. Guidance on Uniform Implementation and Enforcement**

Petra MAHNIČ | Legal Advisor, Legal Service, European Council / Council of the EU

Alina NEDEA | Head of the Sanctions Unit, DG FISMA, European Commission
- 14.45 – 15.15 CET** **Coffee Break & Group Photo**
- 15.15 – 16.45 CET** **Extraterritoriality and circumvention strategies**
Frank HOFFMEISTER | Director and Chief Legal Officer, European External Action Service
Oksana ANTONENKO | Visiting Fellow EUI
- 16.45 – 17:00 CET** **Key Takeaways of Day 1**
- 19:30 CET** **Social Dinner**

RESIDENTIAL DAY 2

Friday, 19 April 2024

- 9.30 – 10.45 CET** **Current issues in litigation before EU courts. Focus on the protection of fundamental rights.**

Panayotis VOYATZIS | Référéndaire, Court of Justice of the European Union (CJEU)
Sara POLI | Professor | University of Pisa
- 10.45 – 11.15 CET** **Coffee Break**

- 11.15 – 12.30 CET** **EU sanctions listings and a review: a practitioner’s view**
Valerijus OSTROVSKIS | Managing Partner | ACQUIS EU Law & Policy
Amélie BEAUCHEMIN | Senior Associate | WJ Avocats.
- 12.30 – 13.30 CET** **Lunch Break**
- 13.30 – 14.45 CET** **EU Sanctions Due Diligence: Best Practices & Pitfalls**
Jan DUNIN-WASOWICZ | Partner, Hughes Hubbard & Reed LLP
- 14.45 – 15.15 CET** **Coffee Break**
- 15.15 – 16.30 CET** **Case Study. Introduction and Group Work**
Petra MAHNIČ | Legal Advisor, Legal Service, European Council / Council of the EU.
Juan Ignacio SIGNES DE MESA | Legal Secretary, Court of Justice of the European Union (CJEU)
- 16.30 – 17:00 CET** **Key Takeaways of the Training**
Evaluations
Awarding of Certificates

CONTACTS

Jansulu ABDIKYERIM | Project Associate, Executive Education, Florence School of Transnational Governance, European University Institute, Jansulu.Abdikyerim@eui.eu

Executive Education Team, Florence School of Transnational Governance, European University Institute, STG.ExecEd@eui.eu