

**JUSTICE PROGRAMME (2014-2020)**

**JUST-AG-2019**

**Action grants to support transnational projects on  
judicial training covering civil law, criminal law or  
fundamental rights**

**Grant Agreement No. 882068**

**TREIO**

**TRaining on European Investigation Order**

**Online Training of Trainers – Romania**

**15 November 2022**

**Agenda**



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Programme (2014-2020) under Grant Agreement No. 882068

## ***TREIO Training Background***

TREIO<sup>1</sup> aims to deliver EU-wide standardized and uniform, yet practical, training curriculum and materials on the European Investigation Order (EIO) and its electronic exchange using the e-Evidence Digital Exchange System (eEDES). Further, the Project provides guidelines on the adoption and customization of these training materials to different jurisdictional contexts and legal specifics and procedures taking place on national level.

TREIO training content is designed as modular and multilevel. It addresses judges, investigative judges, prosecutors, members of other competent authorities (as identified in Article 2 of the EIO Directive<sup>2</sup>) and higher administrative staff employed by a judicial authority and involved in the issuing and execution of an EIO. The training materials build on a needs-assessment carried out as part of the TREIO Project which included a literature review of needs and several sessions with person experienced in the field of the EIO.

## ***Training of Trainers – Romania***

The *Training of Trainers - Romania*, aims to achieve two main goals:

- a. To introduce the TREIO training set (including guidelines, explanatory materials, slide decks, and evaluation sheets), meant to provide sufficient materials to be used by participants to: 1) train other professionals to become trainers themselves; and/or 2) to use these materials to train professionals less familiar with the EIO process implementation and the use of the eEDES.
- b. To walk participating professionals through the process of sending and receiving EIOs using eEDES. For this purpose, all participants have been provided access to the eEDES training sites and demo environment.

## ***The Cascading Approach***

Within the TREIO Project, envisaged Training of (Master) Trainers are aimed to coincide with the launch of the eEDES in the respective Member State. Given that

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<sup>1</sup> 'Training on European Investigation Order' (TREIO) Project, funded by the European Union under Grant Agreement No. 882068.

<sup>2</sup> Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters, OJ L130 1.



different number of professionals may need to be trained in the different Member States, TREIO adopted the cascading training methodology. Thus, the developed set of training materials aim to facilitate training practitioners on becoming trainers themselves. These newly trained trainers will in turn train other practitioners to work with the EIO in the eEDES and so on. The cascading approach allows, over time, reaching a larger number of professionals across the Member States, than the one that could possibly be achieved with a one-time, one-moment training.

The transfer of learning in such an approach depends on: well-planned trainings; competent, supportive, and prepared trainers; and a feedback/reflection mechanism on the learning process. That is why, the TREIO training set supports trainers during the EIO trainings preparation, offering examples and ideas on how to support their participants' learning path in turn.



## Agenda

**Tuesday, 15 November 2022, 9.00 - 15.30 h EET**

**Virtual Training Room:** <https://bluejeans.com/862825055/1098>

| Time         | Activity  | Related Materials   |
|--------------|---|---|
| 8.45 – 9.00  | Virtual registration and logging in to the meeting  |   |
| 9.00 – 9.15  | Welcome and introduction to the learning objectives of the training<br>Tour de Table of all participants  |   |
| 9.15 - 9.30  | <p><b>'Scope of the EIO as an Instrument'</b></p> <ul style="list-style-type: none"> <li>– Overview of legal instruments for cooperation</li> <li>– What is an EIO</li> <li>– Scope of an EIO</li> <li>– When not to use an EIO</li> <li>– Legal framework within which to issue and execute and EIO</li> </ul> | <p><b>Module 1,<br/>Session 1.1</b><br/>Slides</p>  |
| 9.30 – 10.10 | <p><b>'Issuing an EIO'</b></p> <ul style="list-style-type: none"> <li>– Issuing an EIO using eEDES</li> <li>– Aspects of urgency (Section B of Annex A)</li> <li>– Relation to an earlier EIO (Section D of Annex A)</li> <li>– Identity of the person concerned (Section E of Annex A)</li> </ul>              | <ul style="list-style-type: none"> <li>– <b>Module 1,<br/>Session 1.2</b><br/>Slides</li> <li>– Login details for the eEDES training environment</li> </ul> |

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|---------------|--|---|
|               | <ul style="list-style-type: none"> <li>– Types of proceedings for which the EIO can be issued (Section F of Annex A)</li> </ul>  |   |
| 10.10 - 10.15 | <i>Comfort break</i>   |   |
| 10.15 - 11.00 | <p><b>'Investigative Measure(s)'</b></p> <ul style="list-style-type: none"> <li>– Investigative measure(s) to be carried out (Section C of Annex A)</li> <li>– Additional requirements for certain measures (Section H of Annex A)</li> <li>– Information on bank and other financial accounts (Section H4 of Annex A)</li> <li>– Proportionality of measures</li> </ul> | <p><b>Module 1,</b><br/><b>Session 1.3</b><br/>Slides</p> |
| 11.00 - 11.30 | <p><b>'Grounds for Issuing an EIO'</b></p> <ul style="list-style-type: none"> <li>– Grounds for issuing an EIO (Section G of Annex A)</li> <li>– Video or telephone conference or other visual transmission (Section H2 of Annex A)</li> <li>– Real-time investigative measures (Section H5 of Annex A)</li> </ul>   | <p><b>Module 1,</b><br/><b>Session 1.4</b><br/>Slides</p> |
| 11.30 - 11.35 | <i>Comfort break</i>   |   |
| 11.35 - 12.00 | <p><b>'Transmitting an EIO'</b></p> <ul style="list-style-type: none"> <li>– Formalities and procedures requested for the execution</li> <li>– Additional (legal) remedies</li> <li>– Details of the authority which issued the EIO</li> <li>– Details of the judicial authority which validated the EIO</li> </ul>  | <p><b>Module 1,</b><br/><b>Session 1.5</b><br/>Slides</p> |

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|---------------|---|--------------------------------------|-------------------|
|               | – Signing of an EIO   |                                      |                   |
| 12.00 - 12.45 | <b>Lunch Break</b>  |                                      |                   |
| 12.45 - 13.15 | <b>'Reflection on Using eEDES'</b>  | <b>Module<br/>Session<br/>Slides</b> | <b>2,<br/>2.1</b> |
| 13.15 - 13.45 | <b>'Receiving EIO'</b><br>– The executing authority<br>– Deadlines<br>– Using eEDES when receiving and executing an EIO (Annex B)<br>– Confirmation of the receipt of an EIO<br>– Why is confirmation needed?   | <b>Module<br/>Session<br/>Slides</b> | <b>2,<br/>2.2</b> |
| 13.45 - 14.30 | <b>'Recognition and Execution of an EIO'</b><br>– Execution of an EIO<br>– Recourse to a different type of investigative measure<br>– Grounds for non-execution<br>– Postponement of execution<br>– Transfer of evidence<br>– Using eEDES when executing an EIO | <b>Module<br/>Session<br/>Slides</b> | <b>2,<br/>2.3</b> |
| 14.30 - 14.35 | <i>Comfort break</i>  |                                      |                   |
| 14.35 - 15.00 | <b>'Notification of Interception of Telecommunications and MLAs'</b><br>– Interception with technical assistance from another Member State<br>– Interception without technical assistance   | <b>Module<br/>Session<br/>Slides</b> | <b>2,<br/>2.4</b> |

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|               | <ul style="list-style-type: none"><li>– Using eEDES for a notification of interception (Annex C)</li><li>– Using eEDES for an MLA request</li></ul> |  |
| 15.00 - 15.15 | <b>'Reflections on the Learning Process'</b>  | <ul style="list-style-type: none"><li>– <b>Module 2,</b><br/><b>Session 2.5</b><br/>Slides</li></ul> |
| 15.15 - 15.30 | <b>Evaluation and concluding remarks</b>  | <ul style="list-style-type: none"><li>– Evaluation form</li></ul>                                    |