

# International Congress of expertise and expert evidence

Barcelona, November 23<sup>rd</sup> and 24<sup>th</sup>, 2017

Organizers:



Main sponsors:



## PRESENTATION

The International Congress will discuss, among other topics, the latest case law and normative changes of Expertise and expert evidence, as well as the more problematic practical aspects, as the legal status of the expert, the difference between experts designated by the parties and experts appointed by the Court, recent advances in the techniques of the most sought expertise skills before a Court, the elaboration and designation of the lists of legal experts. The congress will also address the comparative analysis of different models of expert evidence that occur both in the *civil law* and the *common law*, what will provide the attendees with useful knowledge for the day by day work in the Courts of Justice.

## ORGANIZING ENTITIES

- Asociación Catalana de Peritos Judiciales y Forenses colaboradores de la Administración de Justicia
- Asociación de Probática y Derecho Probatorio
- Law and Political Science Studies of the Universitat Oberta de Catalunya. Master in Legal Practice

## CONGRESS DIRECTORS

Joan Picó i Junoy	Professor of Procedural Law of the <i>Universidad Pompeu Fabra</i> and President of the <i>Asociación de Probática y Derecho Probatorio</i>
Rafael Orellana de Castro	President of <i>Asociación Catalana de Peritos Judiciales y Forenses</i>

## SCIENTIFIC COMMITTEE

Joan Picó	President of the <i>Asociación de Probática y Derecho Probatorio</i>
Rafael Orellana	President of <i>Asociación Catalana de Peritos Judiciales</i>
Ana M. Delgado	Director of the studies of law and political science. <i>Universitat Oberta de Catalunya (UOC)</i>
Blanca Torrubia	Director of the Master in legal practice. <i>Universitat Oberta de Catalunya (UOC)</i>

## ORGANIZING COMMITTEE

Lisa Rañé	Secretary of the Board of Directors of the <i>Asociación Catalana de Peritos Judiciales</i> .
Jordi Vidal	Vice President of the <i>Asociación Catalana de Peritos Judiciales</i>
Sergio Muñoz	Institutional communications of FIATC insurances
Rosa Closa	Secretary of <i>Asociación Catalana de Peritos Judiciales</i>

## MAIN SPONSORS

- FIATC Insurances
- Private Foundation Manuel Serra Domínguez

## DATES AND VENUE

Thursday, November 23<sup>rd</sup> and Friday, November 24<sup>th</sup>, 2017

Centre d'Estudis Jurídics i Formació Especialitzada

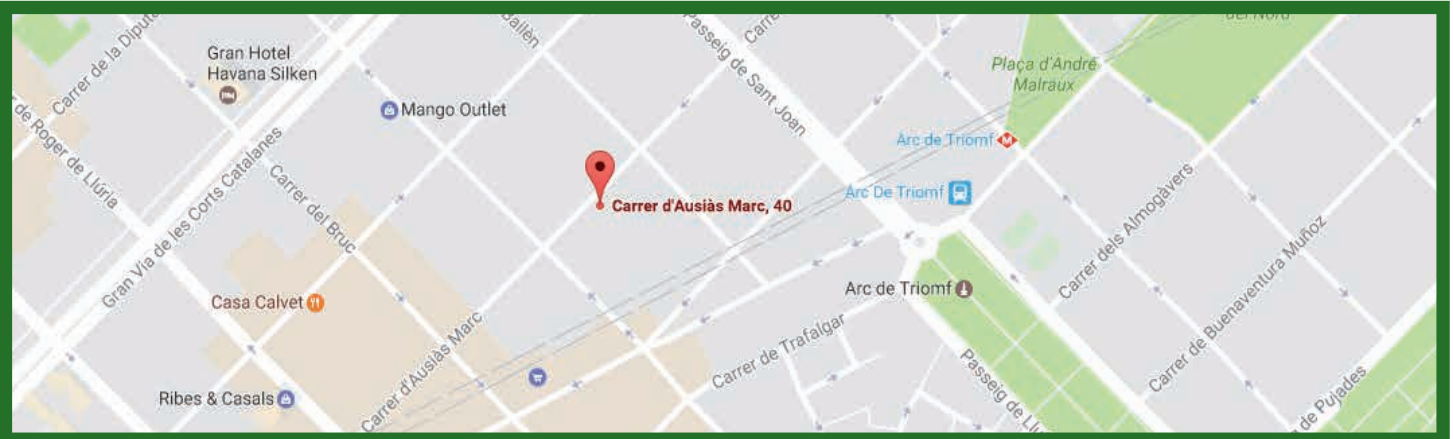
Carrer Ausiàs Marc 40 – 08010 Barcelona

[www.cefje.cat](http://www.cefje.cat)

Metro: L1-URQUINAONA / L2-TETUAN

Rodalies and Renfe station: ARC DE TRIOMF station

Bus: B24 / B25 / 19 / 39 / 40 / 41 / 42 / 51 / 52 / 141



## REGISTRATION

People interested in attending the Conference can register by filling out the form in the following website: [www.perits.org](http://www.perits.org)

	BEFORE OCTOBER 27 <sup>th</sup>	AFTER OCTOBER 27 <sup>th</sup>
Members of the <i>Asociación Catalana de Peritos Judiciales</i> , of the <i>Consejo General de Peritos</i> and collaborating entities	150,00€	170,00€
Members of the <i>Asociación de Probática y Derecho Probatorio</i>	150,00€	170,00€
Authors of chosen communications of the congress and ICAB lawyers	150,00€	170,00€
UOC students	50,00€	70,00€
General	250,00€	270,00€

Registration includes attendance to the meetings, a copy of the book of papers and communications of the International Congress, and a dossier with relevant case law on expert proofs, and coffee breaks. Once the online registration at [www.perits.org](http://www.perits.org) is completed, attendees must pay by a Bank transfer to the account **BSAB ES95 0081 7301 34 0001457351** including the name of the person registered and the concept: "EXPERT CONGRESS". Please send the proof of payment to: [secretaria@suportserveis.com](mailto:secretaria@suportserveis.com)



The Congress is recognized with 2 credits ECTS in the Advocacy University Master at the UOC University

## OFFICIAL DINNER

On Thursday, November 23<sup>rd</sup> at 21:00 h, there will be the official dinner at Hotel El Palace de Barcelona (Gran Via de les Corts Catalanes, 668). The amount of the official dinner is 80 €. Interested people can register following these steps:

1. Register in the website [www.perits.org](http://www.perits.org).
2. Once registration is completed, attendees must make a Bank transfer to the account **BSAB ES95 0081 7301 34 0001457351**, indicating the full name of the registered person/people at the dinner and specifying the "EXPERT DINNER" concept.
3. It is necessary to send the proof of payment to the following email: [secretaria@suportserveis.com](mailto:secretaria@suportserveis.com)

## COMMUNICATIONS

Those people interested in present a communication related with any of the subjects discussed in this Congress should send an e-mail to: [secretaria@suportserveis.com](mailto:secretaria@suportserveis.com) entitled: "COMMUNICATION FOR THE INTERNATIONAL CONGRESS OF EXPERTISE AND EXPERT EVIDENCE"

- Deadline to send written communications\*: September 15<sup>th</sup>.

\*In any case, all the communications presented until that day should be admitted by the scientific committee of the Congress.

For further information about the style that the communications should have, check the "style guide" available at [www.perits.org](http://www.perits.org)

All accepted communications will be published, along with the papers, in the book of the International Congress.

## ACCOMMODATION

There are reserved rooms with special prices for the attendees of the International Congress. Persons interested must contact: [olga@tallerdeviatges.com](mailto:olga@tallerdeviatges.com)

	Double room	Single room
Hotel Negresco 4*sup.	119,00 €	109,00 €

*C/ Roger de Llúria 16-18, Barcelona*

*[www.hotelnegrescoprincess.com](http://www.hotelnegrescoprincess.com)*

VAT NOT INCLUDED

## PRELIMINARY PROGRAMME

### THURSDAY, November 23<sup>rd</sup>

16:00 - 16:30	<p>Opening by:</p> <ul style="list-style-type: none"> <li>-President del Centre d'Estudis Jurídics</li> <li>-Representant FIATC</li> <li>-President Fundació Manuel Serra Domínguez</li> <li>-Rector UOC</li> <li>-President CGPJ</li> <li>-President ACPJF</li> <li>-President APDP</li> </ul>	<b>AUDITORIUM</b>
16:30 - 17:00	<p>The civil expert evidence in light of the Supreme Court</p> <p><b>Antonio Salas Carceller</b> Magistrate of the Civil Chamber of the Spanish Supreme Court</p>	<b>AUDITORIUM</b>
17:00 - 18:30	<p>The initial and sudden presentation of the expert report</p> <p><b>Jaume Alonso-Cuevillas Sayrol</b> Lecturer of Procedural Law at the University of Barcelona Lawyer-Economist</p> <p>Presentation of communications</p>	<b>ROOM 3-4</b>
17:00 - 18:30	<p>Problems in the delivery of the expert report and problems with the payment of the expert fees</p> <p><b>Jesús Sánchez García</b> Lawyer and President of the procedural Law committee at the Barcelona Bar Association Collaborator teacher of the UOC</p> <p>Presentation of communications</p>	<b>ROOM 11</b>
17:00 - 18:30	<p>Expert reports in the field of:</p> <ul style="list-style-type: none"> <li>• Medicine: <b>Aurora Sotelo Vázquez</b> Medical Expert</li> <li>• Psychology: <b>Bernat-Noel Tiffon Nonis</b> Forensic Expert psychologist</li> </ul> <p>Presentation of communications</p>	<b>ROOM 12</b>
18:30 - 19:00	Coffee break 	<b>HALL</b>
19:00 - 19:30	<p>15 years of expert evidence: problems and solutions</p> <p><b>Joan Picó Junoy</b> Professor of procedural Law of the <i>Universidad Pompeu Fabra</i> and President of the <i>Asociación de probática de Derecho probatorio</i></p>	<b>AUDITORIUM</b>



*It would be simultaneous translation at Auditorium English-Spanish-French*

- Presentation of communications
- 19:30 – 21:00 Court assessment criteria of the expert reports **ROOM 3-4**  
**Xavier Abel Lluch**  
Magistrate of the Civil Court in Barcelona
- Presentation of communications
- 19:30 – 21:00 Problems caused by the intervention of the expert in the trial **ROOM 11**  
**Carlos de Miranda Vázquez**  
Director of the Area of procedural Law at the International University of Catalunya
- Presentation of communications
- 19:30 – 21:00 Expert reports in the field of: **ROOM 12**
- Compliance:  
**Enrique de Madrid Davila**  
Private investigator and expert in criminal compliance
  - Architecture:  
**M<sup>a</sup> Àngels Negre Balsas**  
Expert architect
  - Engineering (Approaching technician to Justice)  
**Sol-Macià Vives Espinal**  
Expert Industrial Engineer, Industrial Technical Engineer and Technical Architect
- Presentation of communications
- 21:30 – 23:00 Official dinner 

**FRIDAY, November 24<sup>th</sup>**

09:00 - 09:30	The Expert report in the case law of the European Court of Human Rights <b>Lorenzo Bujosa Vadell</b> Professor of procedural Law at the University of Salamanca	<b>AUDITORIUM</b>
09:30 - 11:00	How to challenge an expert testimony and how to prepare a correct expert opinion <b>Jordi Nieva Fenoll</b> Professor of procedural Law at the University of Barcelona  Presentation of communications	<b>ROOM 3-4</b>
09:30 - 11:00	The judicial expertise: problems with the nomination, call, acceptance and appointment of experts <b>Rafael Orellana de Castro</b> President of the <i>Asociación catalana de peritos judiciales</i> and lawyer Collaborator teacher of the UOC  Presentation of communications	<b>ROOM 11</b>
09:30 - 10:00	Compared expert report models <b>Angelo Dondi</b> Professor of procedural Law at the University of Genova	<b>ROOM 12</b>
10:00 - 11:00	Round table of international jurists ( <b>Eduardo Oteiza</b> -Argentina-, <b>Luiz Guilherme Marinoni</b> , <b>Paulo Henrique Lucon</b> , y <b>Darci Guimarães</b> -Brasil-, <b>Carina Gómez Frode</b> -México-, <b>Ramiro Bejarano Guzmán</b> -Colombia-, <b>José Pedro Silva</b> -Chile-, y <b>Santiago Pereira Campos</b> -Uruguay-)  Presentation of communications	
11:00 - 11:30	Coffee break 	<b>HALL</b>
11:30 - 12:00	Problems with the expert evidence in the criminal justice process <b>Manuel Richard González</b> Professor of procedural Law at the University Public of Navarra	<b>AUDITORIUM</b>
12:00 - 13:30	How effectively cross-examine an expert witness at the trial <b>Jordi Estalella del Pino</b> Lawyer and specialist in interrogation techniques Collaborator teacher of the UOC  Presentation of communications	<b>ROOM 3-4</b>

*It would be simultaneous translation at Auditorium English-Spanish-French*

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|---------------|---|-------------------|
| 12:00 – 13:30 | <p>The impartiality and responsibility of the expert<br/> <b>Frederic Munné Catarina</b><br/>         Lawyer and member of the section of Law procedure at the Barcelona Bar Association</p> <p>Presentation of communications</p>  | <b>ROOM 11</b>    |
| 12:00 – 13:30 | <p>A European perspective of the expert evidence<br/> <b>Jean Raymond Lemaire</b><br/>         President of the European Expertise &amp; Expert Institute</p> <p>Presentation of communications</p>   | <b>ROOM 12</b>    |
| 13:30 – 15:30 | Lunch 🍴   |                   |
| 15:30 – 17:00 | <p>Three final conferences as a reflection:</p> <ul style="list-style-type: none"> <li>• Expert evidence and access to Justice<br/> <b>Eduardo Oteiza</b><br/>           President of the <i>Instituto Iberoamericano de Derecho Procesal</i></li> <li>• Fifty years as a lawyer: my personal reflections of the expert evidence<br/> <b>Lluís Muñoz Sabaté</b><br/>           Honorary President of the <i>Asociación de probática y Derecho probatorio</i></li> <li>• How to improve the regulation of the expert evidence?<br/> <b>Carmen Vázquez Rojas</b><br/>           Senior Lecturer at the University of Girona and author of "De la prueba científica a la prueba pericial"</li> </ul> | <b>AUDITORIUM</b> |
| 17:00 – 17:30 | <p>Closing by:<br/> <b>FIATC, FPMDS, UOC, APDP, APJF, CEJFE</b></p>   |                   |



## WITH THE COLLABORATION OF:



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DER2016-7549



## TECHNICAL SECRETARIAT (information and registration)

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