



## SUPREME COURT OF CASSATION

### ANNUAL CONFERENCE OF JUDGES OF THE REPUBLIC OF SERBIA

*“Judges’ Days -2015”*

*Topics:*

- The Judiciary Today-*
- Laws and Their Implementation-*
- Current Controversial Issues  
Raised in the Court’s Practice -*

**VRNJAČKA BANJA  
OCTOBER 14-17, 2015**

## THE FIRST CONFERENCE DAY Thursday, October 15, 2015

### MORNING

#### PLENARY SESSION

Presided over by Dragomir Milojević, Chief Justice  
of the Supreme Court of Cassation

#### Large Conference Hall, ZVEZDA Hotel

9.30-10.00 Arrival of guests

10.00-10.30 OPENING CEREMONY  
Dragomir Milojević, Chief Justice of the  
Supreme Court of Cassation

#### GUESTS’ SPEECHES AND OPENING REMARKS

10.30-11.30 THE JUDICIARY TODAY: KEYNOTE  
SPEECH ABOUT CURRENT ISSUES  
OF JUDICIARY, THE STATE AND  
POSITION OF JUDGES AND THE  
COURT OF LAW  
Dragomir Milojević,  
Chief Justice of the Supreme Court of  
Cassation

11.30-12.00 Kevin Michael Moore, Chief Judge of  
the US District Court for the Southern  
District of Florida

*-End of the Plenary Session-*

12.00-12.30

COMMUNICATION WITH MEDIA  
REPRESENTATIVES

*-Conference Continued in Sections-*

## CRIMINAL SECTION

Presided over by Justice Bata Cvetković, President of  
the Criminal Department of the Supreme Court of  
Cassation

Crystal Hall, ZVEZDA Hotel

**From 12.00 to 14.00**

Opening of the section

### ROUND TABLE

**“ABOUT THE CRIMINAL CODE”**

#### INTRODUCTORY PAPER:

*“Towards Amendments to the Criminal Code” –*  
Radmila Dragičević Dičić, Justice of the Supreme  
Court of Cassation

*“Main Novelties in Serbian Criminal Code” –*Janko  
Lazarević, Justice of the Supreme Court of Cassation  
and Prof. Milan Škulić, PhD, professor of the Law  
Faculty, University of Belgrade

#### APPELLATE COURTS’ REMARKS

- Appellate Court in Belgrade
- Appellate Court in Kragujevac
- Appellate Court in Niš
- Appellate Court in Novi Sad

*DISCUSSION*

**PLENARY SESSION OF THE CIVIL AND ADMINISTRATIVE SECTION**

Presided over by Justice Predrag Trifunović,  
President of the Civil Department of the Supreme  
Court of Cassation

**Large Hall, ZVEZDA Hotel**

12.00-12.15 EUROPEAN DAY OF CIVIL  
JUSTICE

**CIVIL SECTION**

Presided over by Justice Predrag Trifunović,  
President of the Civil Department of the Supreme  
Court of Cassation

12.15-12.45 *“Controversial Legal Issues and Legal  
Opinions of the Civil Department of  
the Supreme Court of Cassation “*  
Vesna Popović, Justice of the Supreme  
Court of Cassation

12.45-13.15 *“Towards Implementation of the Law  
on Protection of the Right to a Trial  
within Reasonable Time” – Ljubica  
Milutinović, Justice of the Supreme  
Court of Cassation*

13.15-13.45 *“Reasonable Time” – Dagmara  
Rajska, Lawyer at the European Court  
of Human Rights*

*DISCUSSION*

**AFTERNOON**

**PLENARY SESSION OF THE CIVIL,  
ADMINISTRATIVE AND MISDEMEANOR  
SECTIONS**

Presided over by Justice Predrag Trifunović,  
President of the Civil Department of the Supreme  
Court of Cassation

**Large Hall, ZVEZDA Hotel**

**17.00 – 19.00**

**ROUND TABLE**

**“ABOUT JUDICIAL RELIEF FOR  
WHISTLEBLOWERS”**

*“Judicial Protection of Whistleblowers” – Snežana  
Andrejević, Justice of the Supreme court of Cassation*

*Thomas M. Devine, Director of the GAP, Washington  
DC/USA, expert at the USAID JRGA Project*

*Representative of the civil society „Pistoljka”*

*DISCUSSION*

**21.00 CULTURAL EVENT**

**THE SECOND CONFERENCE DAY  
Friday, October 16, 2015**

**MORNING SESSION**

**BREZA Hotel Hall**

**10.00 – 11.30**

**MEETING OF THE CHIEF JUSTICE OF THE  
SUPREME COURT OF CASSATION WITH  
CHIEF JUDGES OF COURTS IN THE  
REPUBLIC OF SERBIA**

**UNIFIED BACKLOG REDUCTION PLAN AND  
SPECIAL ENFORCEMENT BACKLOG  
REDUCTION PLAN**

**11.30-11.45 Break**

**11.45 – 13.00**

**PRESENTATIONS**

*“Automated Case Management System in  
Misdemeanor Courts” – Laurence Vetter, Chief of  
Party, USAID JRGA*

*“Benchbook for criminal proceedings” – Kevin  
Michael Moore, Chief Judge of the US District Court  
for the Southern District of Florida and Sylvan A.  
Sobel, Federal Judicial Center, USA*

**13.00-13.30 Break**

## CRIMINAL SECTION

Presided over by Justice Bata Cvetković, President of the Criminal Department of the Supreme Court of Cassation

**Crystal Hall, ZVEZDA Hotel**

**10.00 – 13.30**

### ROUND TABLE

#### “ABOUT THE CRIMINAL PROCEDURE CODE”

INTRODUCTORY PAPER:

*“Some Issues of Current Implementation of the Criminal Proceedings Code and Suggestions for Amendments”* – Vesko Krstajić, Justice of the Supreme Court of Cassation

#### APPELLATE COURTS’ REMARKS

- Appellate Court in Belgrade
- Appellate Court in Kragujevac
- Appellate Court in Niš
- Appellate Court in Novi SAd

*DISCUSSION*

## CIVIL SECTION

Presided over by Justice Predrag Trifunović, President of the Civil Department of the Supreme Court of Cassation

**Large Hall, ZVEZDA Hotel**

**10.00 – 12.00**

### ROUND TABLE

#### “ABOUT NEW LABOR LAW“

*“New Labor Law – Two Disputed Issues of Subordination”* – Predrag Trifunović, Justice of the Supreme Court of Cassation

#### APPELLATE COURTS’ REMARKS

- Appellate Court in Belgrade
- Appellate Court in Kragujevac
- Appellate Court in Niš
- Appellate Court in Novi SAd

DISCUSSION

**12.00 – 12.15 Break**

**12.15 – 14.00**

### ROUND TABLE

#### “CONTROVERSIAL ISSUES – ENFORCEMENT PROCEEDINGS”

*“Current Disputed Issues in Implementation of the Law on Enforcement”* – Branislava Apostolović, Justice of the Supreme Court of Cassation

*“Claims Set Off in Enforcement Proceedings”* – Božidar Vujačić, Justice of the Supreme Court of Cassation

*“Case Law of European Court for Human Rights”* – Vanja Rodić, Representative of the Republic of Serbia at the ECHR

#### STATEMENTS OF THE COURTS CHAMBER OF ENFORCEMENT AGENTS

*DISCUSSION*

## ADMINISTRATIVE SECTION

Presided over by Dragan Skoko, President of the Special Panel for Administrative Matters of the Civil Department of the Supreme Court of Cassation

**Small Hall, ZVEZDA Hotel**

**10.00 – 11.30**

### ROUND TABLE

#### “ABOUT RESTITUTION OF ASSETS AND COMPENSATION“

INTRODUCTORY PAPER:

*“Restitution of Seized Assets and Compensation”*, Dragan Skoko, Justice of the Supreme Court of Cassation

*DISCUSSION*

11.30 – 13.00 OPENING OF THE SECTION,  
PRESENTATION OF PAPERS

*“Disciplining Police Officers”* –Ruža Urošević,  
Judge of the Administrative Court

*“The Principle of Two Instances of Administrative  
Procedure in the Case Law of Administrative Court”*  
–Jasminka Vukašinović, Judge of the Administrative  
Court

*“Mediation in Administrative Disputes”*–Vesna  
Danilović, Judge of the Administrative Court

*“Protection of Right to Healthy Environment before  
Administrative Court”* – Jelena Tišma, Judge of the  
Administrative Court

*DISCUSSION*

**AFTERNOON SESSION**

**Hall in Breza hotel**

**13.30 – 15.00**

**CONTINUED MEETING OF THE CHIEF  
JUSTICE WITH CHIEF JUDGES OF  
COURTS IN THE REPUBLIC OF SERBIA  
AND PRESIDENTS OF CASE LAW  
DEPARTMENTS IN NATIONAL COURTS  
AND APPELLATE COURTS**

**“ABOUT CASE LAW HARMONIZATION”**

*Presentation of the Publication on Case Law  
Harmonization in Serbia* - Romana Schweiger, head

of the Rule of Law department, OSCE Mission in  
Serbia

**ADMINISTRATIVE AND  
MISDEMEANOR SECTION**

Presided over by Dragomir Milojević, Chief Justice of  
the Supreme Court of Cassation

**Small Hall, ZVEZDA hotel**

**17.00 – 19.00**

**ROUND TABLE**

**“ON ASYLUM”**

INTRODUCTORY PAPER:

*“International Standards on Asylum”*, Zorica  
Kitanović, Judge of the Administrative Court

Statement of the Ministry of Interior

Statements of Misdemeanor Courts

Representatives of international organizations

CSOs representatives

*DISCUSSION*

**THE THIRD CONFERENCE DAY  
Saturday, October 17, 2015**

**MORNING SESSION**

**CRIMINAL SECTION**

Presided over by Justice Bata Cvetković, President of  
the Criminal Department of the Supreme Court of  
Cassation

**Crystal Hall, ZVEZDA Hotel**

**10.00 – 12.00**

**ROUND TABLE**

**“ON MINORS”**

Presided over by Novica Peković, Justice of the  
Supreme Court of Cassation / President of the  
Appellate Court in Novi Sad

*“Main Features of Juvenile Criminal Justice and  
Peculiarities of Draft Law on Criminal Prosecution  
of Minors and their Protection in Criminal  
Proceedings”*, Prof Milan Škulić, PhD, professor of  
the Law Faculty, University of Belgrade

*“Towards Amendments of the Law on Criminal  
Prosecution of Minors and their Protection in  
Criminal Proceedings”*, Savo Đurđić, Judge of the  
Appellate Court in Novi Sad

*DISCUSSION*

**Break**

**12.15 – 13.15**

**INTRODUCTION OF THE BENCHBOOK ON  
CRIMINAL PROCEEDINGS**

Jasmina Vasović, Judge of the Appellate Court in Belgrade

Kevin Michael Moore, Chief Judge of the US District Court for the Southern District of Florida

*DISCUSSION*

**CIVIL SECTION**

Presided over by Justice Predrag Trifunović,  
President of the Civil Department of the Supreme  
Court of Cassation

**10.00 – 11.30**

**ROUND TABLE**

**“COMMERCIAL PROCEEDINGS”**

INTRODUCTORY PAPERS:

*“Nullity of the Founding Act and Nullity of the  
Registration of the Company”* – Branko Stanić,  
Justice of the Supreme Court of Cassation

*“Detected Misuses of Pre-prepared Reorganization  
Plan”* – Gordana Ajnšpiler Popović, Justice of the  
Supreme Court of Cassation

REMARKS OF THE COMMERCIAL APPELLATE  
COURT AND COMMERCIAL COURTS

**Break**

**11.45 – 13.15**

**ROUND TABLE**

**“ON DISPUTED LEGAL ISSUES OF CIVIL AND  
NON-CONTENTIOUS PROCEEDINGS”**

INTRODUCTORY PAPER

Marina Govedarica, Justice of the Supreme Court of  
Cassation

*DISCUSSION*

STATEMENTS OF THE COURTS  
CHAMBER OF PUBLIC NOTARIES

*DISCUSSION*

**13.15 – 14.00**

**CIVIL SECTION**

**DISCUSSION ON ALL PAPERS**

**MISDEMEANOR SECTION**

Presided over by Dragan Skoko, President of the  
Specialized Panel for Administrative Matters of the  
Civil Department of the Supreme Court of Cassation

**BREZA Hotel Hall**

10.00-13.00 OPENING OF THE SECTION,  
BRIEF KEYNOTE SPEECHES AND  
DISCUSSION

PAPERS:

*“Consumers’ Rights and Obligations under the Law  
on Consumer Protection”* – Sofija Zarubac, Judge of  
the Misdemeanor Court in Novi Sad

*“Violation of Working Hours of Drivers in  
International Road Transportation”* – Sunčica Savić,  
Judge of the Misdemeanor Court in Belgrade

*“Misdemeanor Proceedings’ Costs”* – Mirjana  
Tukar, Judge of the Misdemeanor Appellate Court

*“Improvement of Status and Efficiency of  
Misdemeanor Courts”* – Predrag Rakić, Judge of the  
Misdemeanor Court in Belgrade

**Break**

**12.00 – 13.30**

**ROUND TABLE**

***“O AKTUELNIM SPORNIM PITANJIMA U  
PRIMENI NOVOG ZAKONA O  
PREKRŠAJIMA”***

**Introductory keynote: Misdemeanor  
Appellate Court**

MISDEMEANOR COURTS' REMARKS

*DISCUSSION*

**End of the Conference around 14.00**