

Training in Strategic Litigation in Discrimination in Bosnia and Herzegovina

24-25 April, 2008

Sarajevo, Bosnia and Herzegovina



A G E N D A

<b>THURSDAY</b> <i>April 24, 2008</i>	
<b>09:30-10:00</b>	<b>Welcome and Introduction</b>  Introduction to the training objectives and the agenda; Introducing the team and participants.  <b>Atanas Politov (PILI)</b> <b>Lusine Hovhannisian (PILI)</b>
<b>10:00-11:00</b>	<b>Understanding Discrimination</b> Format: Presentation and Seminar Style Discussion  <b>Aims of the Session:</b> <ul style="list-style-type: none"><li>➤ Provide a quick overview of the main forms of discrimination;</li><li>➤ Make use and references to the EU and CoE documents;</li><li>➤ Link the definitions with the specific examples;</li><li>➤ Set the legal framework for the rest of the training.</li></ul> Facilitator: <b>Margarita Ilieva</b> (Bulgarian Helsinki Committee)
<b>11:00-11:15</b>	<b>Coffee Break</b>
<b>11:15-12:00</b>	<b>Overview of Strategic Litigation: Introduction</b> Format: Presentation and Discussion (1 hour)  <b>Aims of the Session:</b> <ul style="list-style-type: none"><li>➤ Introduce the concept of strategic litigation;</li><li>➤ Link with examples of SL;</li><li>➤ Set the framework to think about strategic litigation on local level related to the BiH environment and in the context of discrimination as well as relating to the experience of VP.</li></ul> Facilitator: <b>Dan Manning</b> (Greater Boston Legal Service)
<b>12:00-13:00</b>	<b>Defining Strategic Litigation: Local Context</b> Format: Presentation and Brainstorming Session  <b>Aims of the Session:</b> <ul style="list-style-type: none"><li>➤ Developing a common understanding of the concept of SL meaning for BiH context;</li><li>➤ Identifying potential for SL in BiH as well as the issues and challenges from VP experience;</li><li>➤ Bringing examples from the experiences in anti-discrimination litigation.</li></ul> Facilitator: <b>Nedmija Kukricar</b> (Vasa Prava) and <b>Lusine Hovhannisian (PILI)</b>
<b>13:00-14:15</b>	<b>Lunch Break</b>



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<p><b>14:15-15:00</b></p>	<p><b>Choosing Strategic Litigation as the Strategy: Factors to Consider</b>  Format: Presentation and Discussion</p> <p><b>Aims of the Session:</b></p> <ul style="list-style-type: none"> <li>➤ Introduce the factors/elements when choosing SL as the strategy for reaching the social goal(s);</li> <li>➤ Link these factors with examples.</li> </ul> <p>Facilitator: <b>Dan Manning</b> (Greater Boston Legal Service)</p>
<p><b>15:00-15:45</b></p>	<p><b>Case-Study Discussion</b>  Format: Plenary discussion</p> <p><b>Aims of the Session:</b></p> <ul style="list-style-type: none"> <li>➤ To take a real case as provided by VP to “apply” the factors and understand whether the case represents potential for a social impact/change;</li> <li>➤ Through case discussion, identify issues to be considered in the group sessions on strategic planning.</li> </ul> <p>Facilitator: <b>Nedmija Kukricar</b> (Vasa Prava)</p>
<p><b>15:45-16:00</b></p>	<p><b>Coffee Break</b></p>
<p><b>16:00-17:45</b></p>	<p><b>Strategic Litigation: Developing Strategic Plan</b>  Small group work</p> <p><b>Stage I.</b>  Each of the groups, <u>selects one particular issue</u> (flipchart will be available for the reference to the earlier discussion on issues) to focus on for the development of the strategic plan.0 The facilitators help to stir the discussion by invoking the following questions:</p> <ul style="list-style-type: none"> <li>➤ What are the facts of the case?</li> <li>➤ What are the legal claims to be made based on the existing law(s)?</li> <li>➤ What are the goals of the litigation?</li> </ul> <p>After these questions are answered, the following can become the next stage questions for the groups to consider in their work on developing strategic plans. Depending on the pace of the group work, this should be discussed by 11 pm on Saturday.</p> <p><b>Stage II.</b></p> <ol style="list-style-type: none"> <li>1. Who can be the potential client(s): Identifying the best client</li> <li>2. The potential defendant</li> <li>3. Which forum would be best (administrative court or the Commissioner; constitutional court)</li> <li>4. What provisions of the law can work best for building the arguments</li> <li>5. What kind of expertise other than legal may be needed</li> <li>6. What other advocacy would be necessary (campaigning, legislative advocacy, lobbying, etc)</li> </ol> <p><b>Stage III.</b>  SWOT Analysis (Described below)</p> <p>Facilitators:  <b>Dan Manning</b> (Greater Boston Legal Service)</p>

	<b>Margarita Ilieva</b> (Bulgarian Helsinki Committee) <b>Nedmija Kukricar</b> (Vasa Prava) <b>Lusine Hovhannisian</b> (PILI)
<b>17:45-18:00</b>	<b>Wrap up for the Day</b> Plenary session
<b>FRIDAY</b> <i>April 25, 2008</i>	
<b>09:30-11:00</b>	<b>Developing Strategic Plan (Continued from the previous day)</b> Format: Small Group Session  Groups continue working on the template questions from the previous day and to be able to move on the next stage of the discussion.
<b>11:00-11:30</b>	<b>Coffee Break</b>
<b>11:30 –13:00</b>	<b>Developing Strategic Plan: SWOT Analysis (Continued)</b> Format: Small Group Session  Overview of SWOT. In this session, the groups analyze the internal and external environment in which they as a coalition conduct their advocacy work and to identify ways to maximize their potential.
<b>13:00-14:00</b>	<b>Lunch Break</b>
<b>14:00-16:00</b>	<b>Presentations by the Groups and Feedback</b> Format: Plenary  Each group will present the litigation and advocacy strategies that the group has developed for pursuing the goal identified by the group.  Facilitators: <b>All</b>
<b>16:00-16:15</b>	<b>Wrap up and Reflections</b> Evaluations