

Eesti ^{XXIX} õigusteadlaste
päevad

XXIX Days of Estonian
Jurisprudents

15 Years of Legal Reforms in Estonia

Tartu, 19–20 October 2006

Thursday, 19 October

- 9.00–10.00 Registration and morning coffee
10.00 Opening address by **Rein Lang**, *Minister of Justice*

Morning plenary

(Vanemuine Concert Hall)

- Chairs: Professor **Kalle Merusk**, *Dean, Faculty of Law, University of Tartu; Chairman of the Estonian Academic Law Society*
Ingrid Siimann, *Acting President of the Estonian Lawyers' Union*
- 10.15–10.40 *Ph.D. Jüri Raidla* Start of Legal Reforms: from the War of Laws to the Constitution
Attorney-at-law, Law Office Raidla & Partners
- 10.40–11.05 Professor **Jean-Pierre Massias** The Role of Constitutional Law in Democratic Transition Process
University of Auvergne (Clermont-Ferrand), Editor of the journal La Revue de Justice Constitutionnelle Est-Européenne
- 11.05–11.30 Professor **Paul Varul** New Private Law – Why This and What will Happen Next?
Professor of Civil Law, University of Tartu; Editor-in-chief of the journals Juridica and Juridica International

Afternoon plenary

(Vanemuine Concert Hall)

- Chairs: **Märt Rask**, *Chief Justice of the Supreme Court*
Priidu Pärna, *Member of Presidency, Estonian Lawyers' Union*
- 12.00–12.25 Professor **Valentinas Mikelenas** Civil Law and Civil Procedural Law Reforms in Lithuania
Professor, University of Vilnius
- 12.25–12.50 *Dr.iur. Hannes Veinla* Environmental Impact of Development Projects: Economy *versus* the Environment
Docent of Environmental Law, University of Tartu
- 12.50–13.15 **Martin Hirvoja** Updating Economic Crime Law in Estonia – Foundations and Emphases
Deputy Secretary General of Criminal Policy, Ministry of Justice

First private law section
Interpretation and Implementation
Problems Related to the Law of Obligations

(Vanemuine Concert Hall)

- Chairs: Professor **Paul Varul**, *Professor of Civil Law, University of Tartu*
Aivar Pilv, *Chairman, Estonian Bar Association*
- 15.00–15.20 *Mag.iur.* **Villu Kõve** Practical Implementation of the Law of Obligations Act – Important Development Trends and Setbacks
Justice of the Supreme Court, Lecturer of Civil Law, University of Tartu

Supplementary presentations

- 15.20–15.30 *Dr.iur.* **Irene Kull** Acknowledgement of Obligation and Provision of Security
Docent of Civil Law, University of Tartu
- 15.30–15.40 *Dr.iur.* **Martin Käerdi** General Principles of Contractual Liability in the Law of Obligations Act and their Realisation in Judicial Practice
Lecturer of Civil Law, University of Tartu
- 15.40–15.50 *Dr.iur.* **Kalev Saare** Problems of Default Interest Claims
Docent of Civil Law, University of Tartu; Attorney-at-law, Law Office Lepik & Luhaäär
- 15.50–16.00 *Mag.iur.* **Tambet Tampuu** Liability under the Law of Obligations for Another Individual's Delict
Justice of the Supreme Court; Lecturer of Civil Law, University of Tartu
- 16.00–17.00 Discussion

First public law section
Legal Problems of Regional
and Local Government Administration

(Iuridicum II, Näituse 13A–201)

- Chairs: Professor **Kalle Merusk**, *Professor of Constitutional and Administrative Law, University of Tartu*
Sulev Lääne, *Advisor to Minister of Internal Affairs*
- Presentations by: Docent **Vallo Olle**, Professor **Sulev Mäeltsemees**, Professor **Arno Almann**, Tallinn City Secretary **Toomas Sepp**, Pärnu County Governor **Toomas Kivimägi**
- 16.00–17.00 Discussion

First penal law section *Sanction System and Punishment Practice*

(Iuridicum II, Näituse 13A–101)

- Chairs: **Norman Aas**, *Chief Public Prosecutor*
Ph.D. Jaan Ginter, *Docent of Criminology, University of Tartu*
- 15.00–15.45 Professor **Raimo Lahti** *The Total Reform of Finnish Criminal Law from a European Perspective*
Professor of Criminal Law, University of Helsinki
- 15.45–16.15 *Ph.D. Jaan Ginter* *Sanction System and Punishment Practice: Recent Development Trends in Estonia*
Docent of Criminology, University of Tartu
- 16.15–17.00 Discussion

Friday, 20 October

Second private law section

(University of Tartu Hall)

- 9.00–13.30 Working session of the Section, coffee break 11.00–11.30
- Chairs: **Ants Kull**, *Chairman, Civil Chamber of the Supreme Court*
Tarvo Puri, *Member, Board of the Chamber of Notaries*

Family Law Problems

- 9.00–9.20 *LL.M. Kai Kullerkupp* *Family Law – Current Situation and Future Prospects*
Judge, Tallinn Circuit Court; Lecturer of Civil Law, University of Tartu

Supplementary presentations

- 9.20–9.30 **Lea Laarmaa** *Proprietary Rights of Spouses (Based on the Judicial Practice of the Supreme Court)*
Justice of the Supreme Court
- 9.30–9.40 **Malle Seppik** *Cohabitation – Legal Meaning and Prospects*
Judge, Tallinn Circuit Court
- 9.40–9.50 *Mag.iur. Kersti Kerstna-Vaks* *Appointment of Guardian for Adults with Restricted Legal Competence: Developments and Problems*
Judge, Tartu County Court
- 9.50–10.00 **Piret Blankin** *Maintenance Obligations in Family Law*
Attorney-at-law, Law Office Aivar Pilt
- 10.00–11.00 Discussion

Law of Succession Reforms

- 11.30–11.50 **LL.M. Urmas Volens** Proposed Reform of Law of Succession
Deputy Secretary General for Legal Policy, Ministry of Justice

Supplementary presentations

- 11.50–12.00 **Anne Saaber** Strengths and Weaknesses of the New Law of Succession Act from the Perspective of a First-level Implementer
Notary
- 12.00–12.10 **Ivo Mahhov** Law of Succession Act in 2006 – Is the Right of Succession Secured in Estonia?
Attorney-at-law, Law Office Välisõigusabi
- 12.10–12.20 **Urve Liin** Effective Succession Procedure
Assistant of Civil Law, University of Tartu
- 12.20–12.30 **Viivi Tomson** Right to Compulsory Portion in Succession
Judge, Tartu Circuit Court
- 12.30–13.30 Discussion

Second public law section *Problems of Environmental Impact: Economy versus the Environment*

(Iuridicum II, Näituse 13A–201)

- 9.00–13.30 Working session of the Section, coffee break 11.00–11.30
Chair: *Dr.iur. Hannes Veinla, Docent of Environmental Law, University of Tartu*

Dr.iur. Hannes Veinla Nature versus Economy in the Sites of Natura 2000 (European Union-wide Network of Nature Conservation Sites)
Docent of Environmental Law, University of Tartu

LL.M. Kaarel Relve Monitoring of Development Activities by Environmental Bodies: the Right of All Bodies or the Right of the Privileged?
Lecturer of Environmental Law, University of Tartu

Pihel Sarv Environmental Issues related to Planning
Master Student, University of Tartu

Mag.iur. Evelin Lopman Transposition Problems of the EC Environmental Liability Directive
Jurisconsult, Department of Law, Ministry of the Environment

Second penal law section

(Iuridicum II, Näituse 13A–101)

- 9.00–13.30 Working session of the Section, coffee break 11.00–11.30
Chairs: Professor **Jaan Sootak**, *Professor of Criminal Law, University of Tartu*
Hannes Kiris, *Chairman, Criminal Chamber of the Supreme Court*
- 9.00–9.45 **Marju Agarmaa** Expanded Confiscation of Proceeds of Crime
Advisor to Department of Criminal Policy, Ministry of Justice
- 9.45–10.15 **Juhan Sarv** Damage as Element of Offence in Penal Law *versus* Damage in Civil Law
Advisor to Criminal Chamber of the Supreme Court
- 10.15–11.00 Discussion

Criminal Liability of a Legal Person

- Chair: *Dr.iur. Priit Pikamäe, Justice of the Supreme Court*
- 11.30–12.15 Professor **Jean Pradel** Topical Issues of Criminal Liability of a Legal Person in European Comparison
Professor Emeritus Criminal Law, University of Poitiers
- 12.15–12.45 **Elina Elkind** Topical Issues of Criminal Liability of a Legal Person in Estonian Penal Law
Master Student, University of Tartu
- 12.45–13.30 Discussion

Final session

(University of Tartu Hall)

- Chairs: **Ingrid Siimann**, *Acting President of the Estonian Lawyers' Union*
Professor **Kalle Merusk**, *Dean, Faculty of Law, University of Tartu;*
Chairman of the Estonian Academic Law Society
- 14.00 Podium discussion.
Work results of Sections.
End of XXIX Days of Estonian Jurisprudents

The official working language is Estonian.

Simultaneous translation into English is arranged in Vanemuine Concert Hall. The working languages in first penal law section are Estonian and English. The working languages in second penal law section are Estonian and French.