



Online Project Meeting

“Rule of law and independent judiciary:

Major challenges for Ukraine and Poland in the context of European Union integration”

15 January 2024, online

Welcoming and presenting the project (Monika Florczak-Wątor)

Presentations of the topics by students

1. Constitutional and Supreme Courts – institutional issues

Nazar Porkhun, Competition for the post of a judge of the Constitutional Court of Ukraine

Aleksandra Karlińska, Procedure of appointing judges of the Constitutional Tribunal

Mariia Garmash, Competition for the office of a judge of the Supreme Court of Ukraine

Karolina Bieganowska, The process of appointment of Polish Supreme Court judges since 2017

Marek Malinowski, Origins of the conflict over the Constitutional Court in Poland: rulings K34/15 and K35/15

Sofiia Zabrodotska, Expediency of functioning of the High Anti-Corruption Court

2. Rule of law and protection of human rights

Luiza Markosian, The effectiveness of a constitutional complaint as a mechanism for protecting human rights

Ewa Owerczuk, The impact of the performance of the Constitutional Court after 2015 on the standard of human rights protection in Poland

Daryna Hrynychak, The Supreme Court of Ukraine as a guarantor of the Rule of Law in Ukraine

Karol Kozanecki, The importance of the State Tribunal for the protection of the rule of law



Anna Adzhem, Application of the rule of law principle in the jurisprudence of the Constitutional Court of Ukraine

Ivanna Saiko, Application of the rule of law principle in the jurisprudence of the Supreme Court of Ukraine

Jakub Niedziółka, Respecting the rule of law during states of emergency on the example of COVID-19 pandemic

Maciej Kozłowski, Methods of bypassing the Constitution using the example of the National Broadcasting Council, the National Electoral Commission and the National Council of the Judiciary

3. Judiciary independence

Polina Smirnova, Access to an independent and impartial court in Ukraine

Bartosz Ostafin, Examination of impartiality and independence towards judges after Polish judiciary reform

Daria Roźniakowska, Suspension from office in light of the principle of irremovability of judges

Dmytro Kurilchuk, Disciplinary liability of judges

Natalia Hanusek, Disciplinary proceedings against judges in the context of the latest amendments to the Supreme Court Act

Adam Demczuk, Requirements of the Constitutional Court's jurisprudence in relation to the psyche of an independent judge

4. Right to a court

Zuzanna Topyłło, Right to a court in Poland

Tyt Andreiev, Assessment of judicial reform in Ukraine: achievements and challenges

Olena Morhulenکو, Duration and effectiveness of court proceedings in Ukraine: problems and the ways of improvement

Maciej Zygmunt, Courts as subjects of process of constitutional application

Anhelina Shaman, Peculiarities of judicial proceedings under martial law

Wiktor Muszewski, The contemporary crisis of trust in the justice system – public opinion about the judicial culture



5. EU issues

Tetiana Avramenko, Reform of the judicial system in Ukraine as a prerequisite for joining the EU: status and key issues

Kamila Martynova, The role of international organizations and partners in supporting the development and reform of the judicial system of Ukraine

Gabriela Dąbrowska, The current structure of the Polish NCJ and the standards of its impartiality according to the judgment of the Court of Justice of the European Union in joined cases C-585/18, C-624/18 and C-625/18

Maciej Czop, Partial unconstitutionality of European Law regulations: judgements of the Constitutional Tribunal in cases P 7/20, K 3/21, K 6/21, and K 7/21

Conclusions and closing of the meeting (Kristina Trykhlіb)