REPUBLIC OF ESTONIA 100 – A MODERN STATE

Wednesday, 3 October

20:30–22:30  Welcoming evening
Estonian Academic Law Society – 30
Welcoming address by Irene Kull, Professor, Chairman of the EALS
Kärt Raud – Studying at University, Moot Courts and Summer Schools

Thursday, 4 October

9:00–10:00  Morning coffee
(Vanemuine Concert Hall, doors will open at 8:30)

Plenary meeting
(Vanemuine Concert Hall)

10:00–10:30  Play “Meeta and Justice” – author Maimu Berg, directed by Piret Kuub
The story starts in the year 1920 and ends in 2018. The characters are Meeta Janno Villecourt, Kaarel Parts, president of the Supreme Court and Anton Palvadre, Chancellor of Justice of the Republic of Estonia before World War II. They are looking back at the hardships of establishing our own rule of law, and commenting on current life in Estonia from the viewpoint of legal science.
Actors: Raivo Adlas, Urmas Kalla, Julia Laffranque (Judge, European Court of Human Rights; Visiting professor of University of Tartu).
Opening – Enn Tonka, President of the Estonian Lawyers Union
Irene Kull, Chairman of the Estonian Academic Law Society

Technology of the Constitution
Moderator: Tarmo Jüristo, Chairman of the Management Board of Praxis

10:30–12:00  PhD Ülle Madise, Chancellor of Justice of the Republic of Estonia; Visiting Professor, University of Tartu
Changes in Society Reflected in the Constitution – Historical and Comparative View
Jaan Tallinn, Visionary / Entrepreneur
Existential Risks
Vivian Loonela, Member of Cabinet of Vice-President Andrus Ansip, European Commission
Existential Possibilities

12:00–12:30  Coffee break
Technology and the Person

Moderator: Mag. iur. Sten Andreas Ehrlich, Deputy Secretary General on Labour and Employment Policy, Ministry of Social Affairs

12:30–14:00 PhD (History) Margus Laidre, Estonian Ambassador to Russia

Do New Times Always Create New People? Has Technology Caused More Harm or Good?

Dr Katrin Merike Nyman-Metcalf, Visiting Professor, Institute of Law, Tallinn University of Technology; Programme Director of Research and Legal Aspects, Estonian e-Governance Academy

Feasibility of Protecting the “Old” Fundamental Rights (Privacy, Intellectual Property Protection, etc.)

Mag. iur. Karmen Turk, Attorney-at-Law, Law Firm TRINITI; Visiting Lecturer, IT Law, University of Tartu; Expert on the Council of Europe

Robots around us, with us and for us?

14:00–15:00 Lunch, participants moving into different sections

Artificial Intelligence at the Service of a Lawyer

(Vanemuine Concert Hall)

Moderator: Mag. iur. Hannes Vallikivi, President, Estonian Bar Association; Attorney-at-Law and Managing Partner, Law Firm Derling

15:00–16:30 Let us forget about singularity and attributing a soul to robots for a moment and discuss the ways in which artificial intelligence will impact the work of lawyers in the near future. To what extent could a lawyer’s work be automated and what are the economic impacts of innovation? What needs to be done to make legislation and files machine-processable? Could it be possible that our little legal market and restricted linguistic space may prove fatal to the administration of justice in Estonian?

Sten Luiga, Senior Partner, Law Firm COBALT, former Chairman of the Board, Estonian Bar Association

Tõnis Saar, Secretary General, Ministry of Justice

Evert Nõlv, ExtendLaw, Founder

16:30–16:50 Coffee break

Protection of Human Rights in the Digital Age

(Vanemuine Concert Hall)

Moderator: Dr. iur. Mart Susi, Professor of Human Rights Law, Tallinn University

16:50–18:20 PhD Tiina Pajuste, Lecturer of International Law, Tallinn University

Theoretical and Practical Challenges of the European Data Protection Reform

Mag. iur. Karmen Turk, Attorney-at-Law, Law Firm TRINITI; Visiting Lecturer, IT Law, University of Tartu; Expert on the Council of Europe

Rule of Law in Digital Society – Elementary or a Needle in a Haystack?

Dr. iur. Mart Susi, Professor of Human Rights Law, Tallinn University; Chief Editor, East European Yearbook on Human Rights

Equation to Balance the Internet

Introduction of the study “Protection of Freedom of Speech in the New Media Environment. The Nordic Experience”
Medicine and Penal Law: Strict Liability vs. Better Quality
(V Spa Conference Centre)
Moderator: Steven-Hristo Evestus, Chief State Prosecutor, Office of the Prosecutor General
15:00–16:30 MD, PhD Raul-Allan Kiivet, Professor of Healthcare Management, University of Tartu
Medicine Requires Encouragement of Medics, not Punishment
Dr. iur. Ants Nõmper, Attorney-at-Law and Chief Partner, Law Firm Ellex Raidla
Medical Law Does not Need Punishments for Doctors
Kadri Tammepuu, Member of the Board, Estonian Patients Union
The Patient Does not Need Punishments for Doctors
16:30–16:50 Coffee break

Who is to Blame? Do the Sharing Economy and Technological Possibilities Change our Understanding of (Legal) Liability?
(V Spa Conference Centre)
Moderator: Mag. iur. Kai Härmand, Deputy Secretary General for Legislative Policy, Ministry of Justice
16:50–18:20 Dr. iur. Karin Sein, Professor of Civil Law, Deputy Head, Department of Private Law, University of Tartu
Who Are the Players? Producer, Consumer, Possessor of Major Source of Danger, and Other Subjects
Dr. iur. Janno Lahe, Professor of Delict Law, University of Tartu
Who is responsible? Challenges of Tort Law based on the Example of Autonomous Vehicles
Dr. iur. Erkki Hirsnik, Judge, Tartu County Court
Who is Responsible? Challenges of Penal Law
16:30–16:50 Coffee break

Role of Procedure in Persuasion
(Dorpat Conference Centre)
Moderator: Kairi Kaldoja, Chief Prosecutor, Southern District Prosecutor’s Office
15:00–16:30 PhD Andreas Kangur, Lecturer of Criminal Procedure, University of Tartu
Orienting Criminal Procedure to Psychology
Oliver Nääs, Attorney-at-Law and Partner, Law Firm LEXTAL
Presenting of Evidence and Shaping the Inner Conviction of the Court – Observations from behind the Counsel Table
Mag. iur. Sten Lind, Judge, Tallinn Circuit Court
Separating Admissibility and Reliability of Evidence: a Judge’s View
16:30–16:50 Coffee break

Role of the State, Local Government and the Community in Social Welfare
(Dorpat Conference Centre)
Moderators: PhD Lauri Leppik, Senior Research Fellow, Estonian Institute for Population Studies, School of Governance, Law and Society, Tallinn University
Aare Kruuser, Lecturer, School of Governance, Law and Society, Tallinn University
**Legal History I. Estonia – Our Love and Worry**
(V Spa Conference Centre)

**Moderator:** Dr. iur. Marju Luts-Sootak, Professor of Legal History, University of Tartu

**15:00–16:30**

**Doctor of History Jaak Valge,** Associate Professor of Modern and Contemporary History, University of Tartu; Senior Research Fellow, Estonian Institute for Population Studies, Institute of Social Studies, Tallinn University

Development of Popular Initiative and Referendum Regulations in Estonian Constitutions

**PhD Ivo Juurvee,** Head of Security & Resilience Programme / Research Fellow, International Centre for Defence and Security

Legal Protection of Classified Information in the Republic of Estonia, 1918–1940

**PhD Merike Ristikivi,** Associate Professor of Legal History, University of Tartu

Making the Law Estonian in the 1920s–30s

**Doctor of History Eero Medijainen,** Professor of Modern and Contemporary History, University of Tartu

Issues Regarding Recognition and Non-Recognition of Estonia as a State

**16:30–16:50** Coffee break

**Legal History II. Estonia – Our Love and Worry**
(V Spa Conference Centre)

**Moderator:** Dr. iur. Marju Luts-Sootak, Professor of Legal History, University of Tartu

**16:50–18:20**

**Mag. iur. Hannes Vallikivi,** President, Estonian Bar Association; Attorney-at-Law and Managing Partner, Law Firm Derling

Fate of Estonian Courts and Judges, 1940–1941

History Doctor Meelis Maripuu, Member of the Board, Estonian Institute of Historical Memory

Employment of the Legal System into the Service of the Political Regime in Estonia in the 1950s

History Doctor Tõnu Tannberg, Professor of Estonian History, University of Tartu

On the Events at the Faculty of Law of the University of Tartu in the Decades after the War

**Toomas Hiio,** PhD student, Institute of History and Archaeology, University of Tartu

(Past) Estonian Legislation as One of the Sources of Historic Research: Timelessness of the Search for Truth and Temporalness of Agreement

**20:00** Festive Evening

(Science Centre AHHAA, doors will open at 19:30)
Friday, 5 October

**Legal Language I. The language of Europe is translation (Umberto Eco). New Language Technologies and Legal Challenges**
(V Spa Conference Centre)

Moderator:  
*PhD Heiki Pisuke,* Head of the Estonian Language Department, Directorate General for Translation (DGT), European Commission; Visiting Professor, University of Tartu

9:30–10:30  

Speakers:  
*Merit-Ene Ilja,* Director, Directorate General for Translation (DGT), European Commission; former Director of the Estonian Legal Translation and Legislative Support Centre;  
*Madis Vunder,* Director, Directorate-General for Multilingualism, Court of Justice of the European Union;  
*Ann Stolfot,* Lawyer-Linguist, Legal Service, Council of the European Union;  
*PhD Mark Fišel,* Associate Professor in Language Technology, Institute of Computer Science, University of Tartu;  
*Dr. iur. Kadri Siibak,* Chief Specialist, Financial Markets Policy Department, Ministry of Finance

10:30–11:00 Revolution in Language Technology or Which Legal Issues Arise in Teaching Estonian to a Fridge?

*PhD Aleksei Kelli,* Professor of Intellectual Property Law, University of Tartu; Head of Legal Committee, European Research Infrastructure for Language Resources and Technology, European Research Infrastructure Consortium (CLARIN ERIC);  
*PhD Arvi Tavast,* Qlaara, Founder

11:00–11:30 Coffee break

**Legal Language II. Comprehensibility and Interpretation of Legislation and Court Decisions**
(V Spa Conference Centre)

Moderator:  
*Mag. iur. Andres Parmas,* Judge, Tallinn Circuit Court; Assistant in Criminal Law, University of Tartu

11:30–13:00 Word, Term, Concept: Language of Legislation. Who Needs to Understand Legislation and Court Decisions?

Speakers:  
*Allar Jõks,* Partner and Attorney-at-Law, Law Firm SORAINEN;  
*Katre Kasemets,* Senior Terminologist, Institute of the Estonian Language;  
*Helen Kranich,* Senior Adviser, Office of the Chancellor of Justice;  
*PhD Raul Narits,* Professor of Comparative Jurisprudence, University of Tartu;  
*Virgo Saarmets,* Judge, Tallinn Circuit Court;  
*Brit Tammiste,* Adviser, Analysis Division, Ministry of Justice

**Statehood and the European Union: Boundaries of Sovereignty and the Constitution**
(Dorpat Conference Centre)

Moderator:  
*PhD Katre Luhamaa,* Lecturer of European Law and International Law, University of Tartu
9:30–11:00  
Prof Anneli Albi, University of Kent, Canterbury, United Kingdom  
Overview of the Results of the European Research Council Grant Project „The Role of National Constitutions in European and Global Governance”

LLM Madis Ernits, Judge, Tartu Circuit Court; Doctoral Student, University of Tartu  
On Constitutional Amendments of Transfer of State Powers

PhD Eve Fink, Attorney-at-Law, Law Firm FINK  
Changes in the Principle of Legitimate Expectation through the Legal Order of the European Union

PhD Carri Ginter, Associate Professor of European Law, University of Tartu  
Differences in Justifying Restrictions of Fundamental Rights in the European Union and National Laws Based on the Example of Reverse Discrimination

11:00–11:30 Coffee break

Taxation of Technology and the Technology of Taxation  
(Dorpat Conference Centre)

Moderator:  Dmitri Jegorov, Deputy Secretary General for Tax and Customs Policy, Ministry of Finance

11.30–13.00  Guido Viik, Entrepreneur and Futurologist  
Technology Changes the World and It also Changes us: Working in the Future, People’s Connection with the State and Social Security, Workforce vs. Robots, Data is the New Oil.

LLM Helen Pahapill, Adviser, Tax Policy Department, Ministry of Finance  
Internet as a New Jurisdiction: How to be Everywhere without Being Everywhere: Is It Time to Revise the Principles of Taxation of Profits in the World?

Evelyn Liivamägi, Head of Tax Department, Tax and Customs Board  
The Impact of Technology on Tax Administration: Would We Even Need Tax Declarations and Tax Offices in the Future and What Does Technology Mean to Tax Auditing?

Dr. iur. Lasse Lehis, Adviser, Administrative Law Chamber, Supreme Court  
Principles and Technology of Tax Law: What Remains and What Goes, Control via Technology – a new Big Brother, Balance between Data Protection and Ensuring Fair Competition?

Transfer of the State’s Prosecution Function to the Bar Association within the Context of the State Reform: Discussion on the Contents, Pros and Cons  
(Dorpat Conference Centre)

Moderator:  PhD Eerik Kergandberg, Justice of the Supreme Court

9:30–11:00  Paul Keres, Attorney-at-Law and Partner, Law Firm Glikman Alvin & Partnerid  
Jaanus Tehver, Attorney-at-Law, Law Firm Tehver & Partnerid; Vice-President, Estonian Bar Association  
Lavly Perling, Prosecutor General

11:00–11:30 Coffee break
Local Government Reform
(Dorpat Conference Centre)

Moderators:  Dr. iur. Igor Gräzin, Member of the Riigikogu
Aare Kruuser, Lecturer, School of Governance, Law and Society, Tallinn University

11.30–13.00
Aire Mikli, Adviser, Auditor General
Lessons Learned from the Administrative Reform
PhD Külli Taro, Head of Law Enforcement Affairs Department, Office of the Chancellor of Justice
How Could Administrative and State Reform Impact Legislative Drafting?
PhD Aleksander Pulver, Personality Psychology Lecturer, School of Natural Sciences and Health, Consultant on Experimental Psychology and Behavioural Sciences, Tallinn University
Dr. iur. Igor Gräzin, Member of the Riigikogu
Law as a Means in Implementation of State and Local Government Reforms

13.00–14.00 Lunch

A Modern State. Where to Go From Here?
(Dorpat Conference Centre)

14:00
Prof Toomas Asser, Rector of the University of Tartu
Presentation of Awards for the Wikipedia Jurisprudence Competition ‘Estonian Law’

Moderator: Dr. iur. Irene Kull, Professor of Civil Law, University of Tartu
Chairman of the Estonian Academic Law Society

The debates of the two days are summarised in a podium discussion. Representatives of different legal professions and branches bring out the most important aspects of the discussions. What can and should be done immediately to ensure that our legal order would better support the development of technology and the society’s adjustment to it? The listeners are also invited to participate via questions and remarks.

The participants in the podium discussion are: Mati Kadak, Chairman, Estonian Chamber of Bailiffs and Trustees in Bankruptcy; Ülle Madise, Chancellor of Justice of the Republic of Estonia; Lavly Perling, Prosecutor General; Pritt Pikamäe, Chief Justice, Supreme Court; Meelis Pirn, President, Estonian Lawyers Union; Urmas Reinsalu, Minister of Justice; Merle Saar-Johanson, Chairman, Chamber of Notaries; Karin Sein, Professor of Civil Law, University of Tartu; Hannes Vallikivi, President, Estonian Bar Association