

# 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  
Presentation – Code of Civil Procedure (I–III). Commented edition

## 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 Surpeme 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

## 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*

16:50–18:20 *PhD Lauri Leppik, Senior Research Fellow, Estonian Institute for Population Studies, School of Governance, Law and Society, Tallinn University*  
Role of the State, Local Government and the Community in Social Welfare  
*Dr. iur. Vallo Olle, Senior Adviser, Office of the Chancellor of Justice*  
Welfare Service Issues at the Desk of the Chancellor of Justice  
*Häli Tarum, Head of the Social Welfare Department, Ministry of Social Affairs*  
*Aare Kruuser, Lecturer, School of Governance, Law and Society, Tallinn University*  
Law as a Means of Organising Social Welfare Practical issues

## **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 AHHA, 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 How Does European Union Law Become Estonian Law? Machine translated legislation – a new normality?

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 *Airi 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*

Issues Related to Organisation of State and Local Government Operations. Viewpoint of a Psychologist.

*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; Priit 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*