



**T05**

**ACTIVITY CURRICULUM**

**UNDERCOVER OFFICERS  
NEW IDENTITIES ON INTERNATIONAL SCALE**

CEPOL Course 86/2018  
Scuola di Perfezionamento per le Forze di Polizia  
Rome (Italy), 06-09 November 2018

<b>Organiser/host:</b>	Scuola di Perfezionamento per le Forze di Polizia and LUISS – Libera Università Internazionale degli Studi Sociali
<b>Number of Participants:</b>	26
<b>Target group:</b>	Law enforcement officials with expertise about application of undercover techniques, special undercover operations and creating new identity operations on international scale.
<b>Overall aim:</b>	To improve knowledge, cross border cooperation and understanding of the implications and requirements for undercover operations. To increase detection rates and performance at international undercover operations. To develop and test the current legal status and procedures based on the experience of individual MS during the procedure of transfer of object of activities.
<b>Objectives:</b>	<ol style="list-style-type: none"> <li>1. Recall and describe relevant international and European legislation on undercover operations, estimating the state of implementation of European provisions in Member States and outlining the legal framework of the judiciary and police cooperation in criminal matters in the common area of freedom, security and justice.</li> <li>2. Detect and examine the main fundamental rights affected by police covert operations in the light of European human rights multilevel protection system and ECHR and ECJ jurisprudence.</li> <li>3. Assess and manage all the concrete and specific legal implications on criminal proceedings (in particular, in the field of evidence law) of undercover police operations, evaluating the Italian experience as case study.</li> <li>4. Synthesise the legal framework and manage the operative experience of undercover operations in the different legal systems the course is focused on.</li> <li>5. Detect and examine the different kinds of undercover operations practiced in national and transnational policing, focusing on the specificity of the criminality phenomenon faced in rapport to the legal framework and judiciary system in which the collected evidences will be introduced.</li> </ol>
<b>Content:</b>	<ol style="list-style-type: none"> <li>1. International and European legislation on undercover operations and the state of implementation in Member States. Legal framework, evolutionary perspectives (with specific attention to the present and future implications of Directive 2014/41/EU regarding the European Investigation Order in criminal matters) and day by day activities of Olaf, Liaison Magistrates, Europol, Interpol, Eu-</li> </ol>



<p><b>Content:</b></p>	<p>ropean Judicial Network, Eurojust, European Public Prosecutor. Instruments and activities of judiciary and police cooperation: cross-border surveillance, cross-border pursuit, liaison magistrates and officers' detachment, information exchange, joint investigation teams, controlled deliveries, covert investigations.</p> <p>2. Fundamental rights affected by police covert operations. The European human rights multilevel protection system, the relationship between ECHR and ECJ. Analysis of ECHR jurisprudence on covert operations: agent provocateur and anonymous testimony.</p> <p>3. Legal implication of undercover operations on evidence law. Undercover agent and provocateur agent: legal framework and immunity grants in Italian law. Investigative strategies, police techniques and operative protocols in the light of the Italian expertise in the contrast of organized crime.</p> <p>4. Comparative analysis of undercover operations legislations and case law. Undercover operations in some Member States: Spain, Germany.</p> <p>5. Main features and of different kinds of undercover operations. Legal framework, crimes involved and main characteristics of undercover operations conducted on the Internet to apprehend sex offenders, involving police posing online as minors or police investigations of child pornography. Fundamental characteristics of undercover operations in organized crime, also based on the Italian specific expertise in combating Mafia, internal terrorism and international drug trafficking crimes.</p>	
<p><b>Methods:</b></p>	<input checked="" type="checkbox"/> Lectures <input type="checkbox"/> Practical exercise <input type="checkbox"/> Assignments <input checked="" type="checkbox"/> Group Work	<input checked="" type="checkbox"/> Discussion <input type="checkbox"/> Role-play <input type="checkbox"/> Other What:
<p><b>Pre-activity assignments:</b></p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<p><b>Use of CEPOL's e-Net:</b></p>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
<p><b>Post learning activities:</b></p>	n.a.	
<p><b>Additional language to English:</b></p>	n.a.	
<p><b>Duration:</b></p>	No. of Days: 4	Total No. of Training Hours: 28
<p><b>References to literature:</b> (as pre-study material)</p>	n.a.	
<p><b>Additional information:</b></p>	n.a.	