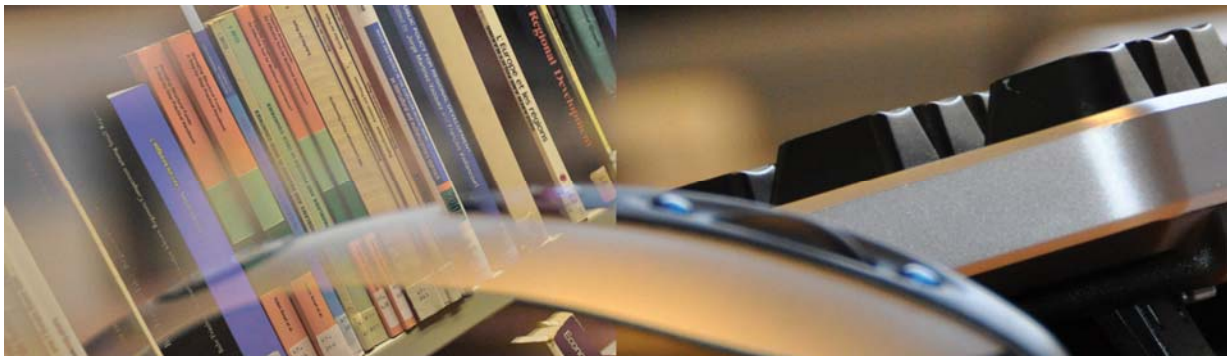


## Seminar 8: Substantive EU criminal law

Luxembourg (LU), 17-18 April 2013

Specific Grant Agreement JUST/2010/JPEN/AG/FPA/001  
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Improving Judicial Cooperation in Criminal Matters in the area of Freedom, Security and Justice, institutional processes and topical areas



### Issues in regulating Eurocrimes: Case study of Directive 2011/92/EU combating the sexual abuse, sexual exploitation and child pornography, replacing Framework Decision 2004/68/JHA

**Presented by**  
Lydie Warolin  
Public Prosecutor  
County Court of Coutances

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***Issues in regulating eurocrimes:  
Case study of Directive 2011/92/EU  
combating sexual abuse, sexual  
exploitation and child  
pornography, replacing Framework  
Decision 2004/68/JHA***

Lydie Warolin

Assistant of the Public Prosecutor

County Court of Coutances

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***Why this practical case relating to  
the Directive ?***

The directive's rules impose to unify  
legislations on two aspects that are a main  
concern for the public prosecution:

- Investigation and prosecution  
*Article 15 (3 and 4) of the directive*
- Assistance and support to victims  
*Article 19 of the directive*

The « Carré » case brings out practical problems  
to show the concrete application of the directive

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# *The case*

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## Facts :

The defendant contacts child girls on the internet, obtains their trust in order to capture their sexual exhibition, and solicits some of them for sexual relationships

## Criminal offences:

- Corruption of child aggravated (means of information and communication technology and child under 15)
  - Sexual proposal by an adult to a child under 15 by means of information and communication technology
  - Possession of child pornography
  - Sexual abuse of child
- 
-

## ***Difficulties in investigations***

### **Evidences' research :**

- Analysis of data files
- Hearings of all victims

### **The way to investigate :**

- Criminal office of investigation
  - Alternatives between different criminal procedures
- 
- 

## ***Assistance and support to victims : between dreams and reality***

### **Nearly impossible to :**

- Identify all the victims
- Provide necessary support to the victims identified
- Represent the child when the parents disapprove the action

### **But :**

- Involvement in the prosecution and the trial
- Damage obtained related to their injury

### **And :**

The satisfaction to see the defendant convicted

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