

**MEMORANDUM OF UNDERSTANDING ON COLLABORATION**

**BETWEEN**

**THE SCUOLA SUPERIORE DELLA MAGISTRATURA (SCHOOL FOR THE  
JUDICIARY) OF THE ITALIAN REPUBLIC**

**AND**

**THE NATIONAL SCHOOL OF JUDGES OF UKRAINE**

The Scuola Superiore della Magistratura (school for the judiciary) of the Italian Republic and the National School of Judges of Ukraine, hereinafter to be referred to as “the Participants”,

Acknowledging the importance of establishing long-term relationships with the aim of increasing the efficiency of the judicial training process and facilitating the exchange of best practices between the Participants;

Considering the necessity to ensure training of the justice system’s actors that would correspond to the identified training needs;

Recognizing the interest manifested by both institutions regarding the national judicial systems of each other, regarding the methods of elaboration of the initial and continuous judicial training plans and their implementation;

Emphasizing the opportunity to organize and conduct jointly training activities in strategic areas related to justice;

Have entered into the present Memorandum:

**Article 1**

*Principles*

1. In the implementation of the present Memorandum, the Participants will be guided by the following principles:
  - a. collaboration and mutual assistance in order to achieve the objectives of this Memorandum;
  - b. effective communication and coordination of actions in order to achieve the objectives of this Memorandum;
  - c. consultation and support in developing activities in common.

2. This Memorandum will be implemented in accordance with the Italian and Ukrainian legislations, as well as applicable international law and, as for the Italian Participant, the obligations arising from Italy's membership of the European Union.
3. This Memorandum does not constitute an international agreement, which may lead to rights and obligations under international law. No provision of this Memorandum of Understanding is to be understood and performed as a legal obligation or commitment of the Participants.

## **Article 2**

### *The goal and the objectives*

The goal of the present Memorandum is to establish a general cooperation framework between the Participants, for the realization of the following objectives:

- a. the promotion of a high-quality training for judges, for candidates to the position of judge and other court staff;
- b. organization of joint events (forums, conferences, seminars, etc.) for the judiciary and those responsible for training and scientific research activities.

## **Article 3**

### *Collaboration forms*

The Participants will cooperate in the process of the initiation, organization and development of the following activities:

- a. exchanges of experience, including study-visits and joint activities;
- b. conferences, workshops and common seminars, that will constitute a framework for discussions upon aspects related to fields of common interest for the Participants;
- c. exchange of documents, results of the scientific researches, brochures and publications in the field of law and judicial training, analytical and conceptual materials, other documents and normative acts jointly identified by the Participants;
- d. public communication of the information on the progress and the results achieved within the partnership set by this Memorandum.

## **Article 4**

### *Implementation of Tasks*

This Memorandum creates a framework for cooperation. For the realization of the activities mentioned above, the Participants will appoint contact persons responsible for establishing the actions that will be conducted jointly on the basis of this Memorandum and monitoring their proper fulfilment.

In the implementation of the present Memorandum, no data concerning a natural person or allowing his or her identification shall be transferred to a third party, or processed in a manner that is incompatible with the agreed purposes, without the prior written consent of the subject who provided these data.

**Article 5**  
*Financing*

The Participants will take the necessary steps to finance the activities provided for in this Memorandum. Funding conditions will be determined on a case-by-case basis, according to the Participants' ordinary budget availability and without any additional cost for the State budgets of the Italian Republic and the National School of Judges of Ukraine.

**Article 6**  
*Interpretation*

Any difference in the interpretation and application of this Memorandum will be solved amicably through consultations and negotiations based on the principles of respect and mutual understanding.

**Article 7**  
*Final provisions*

1. This Memorandum takes effect on the date of signature and will and will remain valid for an unlimited period.
2. Any modification of this Memorandum will be made in writing by mutual consent.
3. Each Participant may notify the other of its intention to terminate it, in a written form, three (3) months before the proposed ending date.
4. In case of Memorandum's cease, its provisions will be applied until the complete fulfilling of the programs and projects that were initiated and developed in common.

Signed on 30 October, 2023 in Rome - Kyiv, in two originals in the English language, both texts being equally authentic.

**For the Scuola Superiore  
della Magistratura (School  
for the Judiciary) of the  
Italian Republic**

Firmato digitalmente da  
GIORGIO LATTANZI  
C = IT  
O = Scuola Superiore della  
Magistratura

**For the National School of  
Judges of Ukraine**

MYKOLA ONISHCHUK  
Rector