

中華民國法官協會第十三屆第五次理監事聯席會議議程表

時 間：民國 108 年 12 月 20 日（星期五）中午 12 時

地 點：中華民國法官協會秘書處（台北市中正區長沙街一段 27 號後棟）。

召集人：第十三屆張理事長國勳

出席人員：何君豪理事、陳思帆理事、黃麟倫理事、李杭倫理事、張國勳理事、王屏夏理事、胡宜如理事、李東柏理事、鄭昱仁理事、邱忠義理事、吳秋宏理事、許仕楓監事、彭幸鳴監事、沈揚仁監事、汪怡君秘書長、許泰誠副秘書長、吳勇毅副秘書長、吳志強副秘書長。

紀錄：執行秘書蕭媚嘉、劉怡暄。

會議議程：

壹、報告事項：

一、財務組報告：

二、國際事務組報告：（請一併參考附件一：ANAO 區域會議的邀請函與議程表）

（一）明年（2020 年）5 月 18 日至 20 日將於美國華盛頓舉辦的國際法官協會我國所屬的亞太區域團體（ANAO）的區域會議（請見附件的邀請函與議程表），此為亞太區域團體（ANAO）的區域會議，並非國際法官協會的年會（明年預計是在 9 月底）。此次 ANAO 會議是時隔多年又再次舉辦的實體會議（往年多僅為視訊會議）每一個國家可指派四個代表與四個隨員 代表與隨員均需自行負擔機票、食宿費用（大會僅會提供"代表"第一天 5/18 的晚餐〈隨員需自費〉）擬請執秘參考年會的報名表格式 由協會發函給各會員請會員報名。報名的順序擬與先前的年會的順序相同，並於報名通知中註明：代表與隨員均需自行負擔機票、食宿費用（大會僅會提供"代表"第一天 5/18 的晚餐〈隨員需自費〉），均無補助等情，以供會員報名時參考。又由於大會的報名時限是 2020.3.1 所以擬將本會的報名時限訂於 2020.1.10。

（二）明年國際法官協會年會預計於 2020 年 9 月 26 日至 10 月 1 日於哥斯大黎加首都聖荷西舉辦，預計於明年四月理監事會議遴選。2021 年年會已決定由以色列於特拉維夫舉辦。

三、公關組報告：

四、學術、出版組報告：

五、活動組報告：

六、秘書處報告：

（一）雜誌籌編進度

邀稿共六篇，分別為（參下表）

吳燦庭長	刑事沒收與民事執行競合之實務運作與困境 —兼評最高法院106年度台抗字第669號、
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	107年度台抗字第445號刑事裁定
楊智守法官	刑事扣押沒收拘束民事或行政執行之爭議與展望
呂煜仁法官	沒收分配執行程序中被害人優先原則之法制簡介
吳志強法官	淺談將修復式司法導入刑事訴訟之必要性
陳怡成律師、鄭若瑟醫師	修復式司法的理論與實務
連孟琦助理教授	(尚未繳稿)

註：1. 其中連教授回復最慢將於12月中前提供稿件。

2. 原楊崇森教授之稿件決定改投其他期刊故刪除。

(二)會員聯誼活動暨南高分研討會辦理狀況。

(三)近期本會派員參與會議狀況

1. 108年10月9日(星期三)上午9時30分委請何法官君豪代表本會出席行政院召開之「研商司法官國家賠償責任事宜會議」。
2. 108年10月9日(星期三)上午9時30分，委請許庭長仕楓代表本會出席司法院召開之「司法訊問員及專家證人運用意見交流座談會」。
3. 108年11月22日(星期五)下午2時，委請何法官君豪代表出席促進轉型正義委員會舉辦之「威權統治時期司法體系檔案應用研商會議」。

貳、討論事項：

一、追認入會會員：臺南地方法院高如宜法官。

追認退會會員：臺中高等行政法院林秋華法官(退休)、臺灣高等法院詹文馨法官(退休)、臺灣高等法院周盈文法官、臺灣高雄地方法院李代昌法官(退休)。

二、提案：

(一)本會明年度活動計畫。

1. 12/27將與台灣高等法院、女法官協會共同舉辦「我的兒子是死刑犯」研討會。
2. 1/17將與花蓮高分院合辦「法律女王」研討會
3. 明年度是否續辦聯誼活動？

決議：交由活動組討論後再決定是否續辦。

(二)許仕楓常務監事，因即將遞補接任職務法庭法官，爰依前次理監事會議決議請辭本會監事職務，提請討論。

決議：許監事已接到派令，依先前理監事會議決議結果，同意請辭。

(三) 張國勳理事長依先前理監事會議決定，於年底請辭本會理事長及常務理事職務，提請討論。

決議：依先前討論結果，同意，再行從常務理事中選任新理事長。

參、臨時動議

回應陳師孟監委之連署後進一步的作為？

待理監事確認新聞稿完畢後，於官網或臉書上發布新聞稿內容表達協議立場，連署人數以12/23(星期一)下午3點為統計標準。協會視情況再討論是否有其他後續作為因應。

肆、決定下次理監事聯席會議日期

決議：為選任新任理監事，下次開會時間暫訂為 1/17(五)。

其後經理監事討論後，改為 1/10(五)中午 12 時。

伍、散會

附件一 ANAO 區域會議的邀請函與議程表

Asia, Australia, North America and Oceania Regional Group
of the International Association of Judges

December 2019

Dear Colleagues,

I am pleased to inform you that the spring meeting of the Asia, Australia, North America and Oceania ("ANAO") Meeting of the International Association of Judges is being held in Arlington, Virginia--just outside Washington D.C. from May 18-20, 2020. The topic of the meeting is **Law and Emerging Trends in Science and Technology**. A copy of the provisional Program is attached.

The meeting will start on Monday, May 18, 2020 at the Thurgood Marshall Federal Judiciary Building at Columbus Circle, directly across from Union Station in Washington D.C. at 9:00 am.

Each national association is invited to send up to four delegates to the meeting. The national association will pay travel and accommodation expenses. The activities, meals (exclusive of alcohol), and excursions for the delegates will be covered. Accompanying persons will be charged for the dinner Monday night. We will make the arrangements for transportation to the dinner and the Smithsonian Museum of African American History and Culture. Also, Washington is easily and reasonably navigable by metro and Uber/Lyft/cab.

The meeting will be held at the National Center for State Courts, International Office, 2425 Wilson Blvd., Arlington, Virginia 22201. For a visual view of the building, see <https://www.ausa.org/conference-event-center>. The Center is on a metro stop. One can take either the Orange or the Silver metro line to the courthouse stop, then exit by following the signs to the Clarendon Blvd/Strayer University Exit.

The adjoining hotel is the Hyatt Place Arlington/Courthouse, 2401 Wilson Blvd., Arlington, Virginia <https://www.hyatt.com>. The standard government rate currently is \$256.00 USD/night. We are working to secure a small block of rooms at this rate.

There are two other hotels nearby, but both are more expensive: the Hilton Garden Inn, about a ten-minute walk at 1333 North Courthouse Road, Arlington, Virginia, and the Marriott Residence Inn/Arlington Courthouse, 1401 North Adams Street, Arlington, Virginia. We are exploring other options--however, the Hyatt is preferable, if possible, because of proximity.

Transportation options are as follows:

From Washington Dulles: Dulles is the international airport, located about 40 minutes from the city. Transportation options are Uber, cab or Metro. Arrangements can also be made online for private car service. An Uber is approximately \$50.00.

One can take a shuttle bus to the nearby Metro Station. The Metro stop is on the Silver line, which is the line that comes directly to the Center (and the Hyatt) as described above.

A map of the Washington Area metro is available at <https://www.wmata.com>.

From Reagan National Airport the easiest way to reach the Center area and the Hyatt is the metro. One-way peak fare is \$2.70. One can take the Blue line train toward Largo Town Center and exit at the Rosslyn station. Then change to the Orange or Silver lines and proceed as above.

The deadline for registration is March 1st.

As the registration form notes, **A PASSPORT IS REQUIRED FOR ENTRY TO MANY BUILDINGS.**

National Associations are requested to send the completed registration forms and names of their delegates to the following: zunerкова@ncsc.org

Thank you for your prompt attention to this matter

Yours truly,

Giacomo Oberto
Secretary General of the
International
Association of Judges



INTERNATIONAL ASSOCIATION OF JUDGES
ANAO MEETING
ARLINGTON, VIRGINIA
MAY 18-20, 2020

REGISTRATION FORM

DELEGATE:

Full Name & Title: _____

Passport No.: _____

Mailing
Address: _____

Email: _____

Landline Telephone
w/Country Code: _____

Mobile Number: _____

ACCOMPANYING PERSON:

Full Name & Title: _____

Passport No.: _____

Mobile Number: _____

HOTEL: _____ Hyatt _____ Hilton Garden _____ Marriott Residence

Signature: _____

Date: _____

Return completed form to: Zunerkova@ncsc.org
Deadline is March 1, 2020



Law and Emerging Trends in Science and Technology

The Asian, North American and Oceanian Group

International Association of Judges

May 18 - 20, 2020

Washington, District of Columbia

Monday, May 18

Session I: Federal Judicial Center

FJC Auditorium - Concourse Level
One Columbus Circle, NE
Washington, DC 20002

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| 9:00 a.m. | Registration and Coffee |
| 9:30 a.m. | Program Opening
<i>Judge Allyson K. Duncan (retired), U.S. Court of Appeals, Fourth Circuit</i>
<i>Judge Joanna Seybert, U.S. District Court, Eastern District of New York</i> |
| 9:45 a.m. | Welcome and Overview of the Federal Judicial Center
<i>John Cooke, Director, Federal Judicial Center</i>

The Federal Judicial Center is the research and education agency for the United States federal courts. The Center's mission includes conducting empirical research on judicial administration; providing orientation and continuing education for judges and court personnel; engaging in the study and preservation of judicial history; and collaborating with the judiciaries of other nations. |
| 10:30 a.m. | International Judicial Relations at the FJC |

*Mira Gur-Arie, Director, International Judicial Relations Office
Federal Judicial Center*

This session will elaborate on the Center's work with the judiciaries of other nations to further the administration of justice abroad and in the United States.

10:45 a.m. **Break**

11:00 a.m. **Artificial Intelligence: Implications for Judges and the Courts**
Judge Peter J. Messitte, U.S. District Court, District of Maryland
AI Expert - TBD

This session will be a discussion about the impact of Artificial Intelligence (AI) on the work of judges and relevant trends in the evolution of AI technologies

12:15 p.m. **FJC Program Concludes, Independent Lunch**

The FJC is located next to Union Station, which has numerous meal options and is the metro hub from which to take a train to the National Center for State Courts building in Arlington.

Session II: National Center for State Courts

2425 Wilson Boulevard, #350
Arlington, VA 22201

2:00 p.m. **Correctional Offender Management Profiling for Alternative Sanctions**
Nita A. Farahaney, Professor, Duke University School of Law
Jana Schleich Borg, Professor, Duke University

COMPAS is a case management and decision support tool used by courts to assess the likelihood of a defendant re-offending. Its use raises questions about transparency, assisted decision-making, regulatory oversight, and appellate review. This session will address the ethical issues implicated by COMPAS and the use of Artificial Intelligence (AI) and discuss tools to address those issues.

3:30 p.m. **Break**

3:45 p.m. **Session TBD**
Presenter

Session Description

6:30 p.m. **Dinner at Farmers Fishers Bakers**
3000 K Street, NW
Washington, DC 20007
Farmers Fishers Bakers is an eco-chic restaurant on the Georgetown Waterfront (Washington Harbor). Transportation will be provided.

Tuesday, May 19

Sessions III and IV: National Center for State Courts

2425 Wilson Boulevard #350
Arlington, VA 22201

9:30 a.m. **AI, Blockchain, and Future Trends**
Fredric I. Lederer, Professor, William and Mary School of Law
This session will provide an overview of courtroom technology from a judge's perspective.

10:45 a.m. **Break**

11:00 a.m. **NCSC Session TBD**
Presenter
Session Description

12:15 p.m. **Lunch**

1:30 p.m. **Emerging Issues in Forensic Evidence**
Joe Cecil, Senior Fellow, Civil Justice Research Initiative
Expert 2: TBD
Forensic evidence plays a pivotal role in the adjudication of criminal cases and many civil disputes. The evolution of this field has made some forensic tools more effective and raised significant concerns about the reliability of others.

2:45 p.m. **Break**

3:00 p.m.

ANAO MEETING

DINNER ON OWN

VIBRANT NEW DINING SCENE AT WASHINGTON HARBOR

HAPPY TO MAKE SUGGESTIONS AND RESERVATIONS

Wednesday, May 20

Session V: National Museum of African American History and Culture

1400 Constitution Ave., NW

Washington, DC 20506

9:00 a.m.

Guided Tour of the Museum

The National Museum of African American History and Culture is a part of the Smithsonian Institution located on the National Mall. It is a remarkable architectural and artistic achievement and one of the most frequently visited sites in Washington. In the two years following its opening, it hosted over 5 million visitors.