

Administrative litigation, improving your practices

Hands-on course of 2 days - 14h

Ref.: AMG - Price 2024: €1 370 (excl. taxes)

EDUCATIONAL OBJECTIVES

At the end of the training, the trainee will be able to:

- Analyse the steps of an administrative procedure
- Examine the various administrative appeals
- Recognise the rules governing the admissibility of applications
- Draft a statement of defence

TEACHING METHODS

This course integrates France's latest regulations, in particular the "JADE Decree" of 2 November 2016, and the Law of 18 November 2016 on the modernisation of justice in the 21st century.

THE PROGRAMME

last updated: 10/2022

1) The administrative courts

- The administrative tribunals and administrative courts of appeal.
- The Council of State.
- Special jurisdictions.
- Available remedies.

Hands-on work : Study and analysis of the stages of the different administrative procedures.

2) The different administrative appeals/applications

- Applications for judicial review ("recours pour excès de pouvoir").
- Administrative-law actions ("recours de pleine juridiction ou de plein contentieux").
- The specific case of administrative offences.
- Expeditious procedures.

Hands-on work : Study of applications for judicial review ("recours pour excès de pouvoir") and administrative-law actions.

3) The rules concerning the referral to the administrative judge

- Identify the competent judge.
- Recognise the rules governing the admissibility of applications (deadlines, grounds and legal standing).
- Joinder of cases and joinder of parties.
- Cases where there is no need to adjudicate.

Hands-on work : Drafting of a request (identify the grounds of law to be raised).

4) The enforcement of administrative court decisions

- The binding effect of judgements and enforcement.
- Penalty payments and orders.

5) Understanding the rules of admissibility of the statement of defence

- The validity of the representation of the legal person.
- Compliance with deadlines.

6) Examining the request in order to better respond

- Verify the admissibility of the appeal and its conclusions.
- Challenge the legal arguments raised in the application.

TRAINER QUALIFICATIONS

The experts leading the training are specialists in the covered subjects. They have been approved by our instructional teams for both their professional knowledge and their teaching ability, for each course they teach. They have at least five to ten years of experience in their field and hold (or have held) decision-making positions in companies.

ASSESSMENT TERMS

The trainer evaluates each participant's academic progress throughout the training using multiple choice, scenarios, hands-on work and more. Participants also complete a placement test before and after the course to measure the skills they've developed.

TEACHING AIDS AND TECHNICAL RESOURCES

- The main teaching aids and instructional methods used in the training are audiovisual aids, documentation and course material, hands-on application exercises and corrected exercises for practical training courses, case studies and coverage of real cases for training seminars.
- At the end of each course or seminar, ORSYS provides participants with a course evaluation questionnaire that is analysed by our instructional teams.
- A check-in sheet for each half-day of attendance is provided at the end of the training, along with a course completion certificate if the trainee attended the entire session.

TERMS AND DEADLINES

Registration must be completed 24 hours before the start of the training.

ACCESSIBILITY FOR PEOPLE WITH DISABILITIES

Do you need special accessibility accommodations? Contact Mrs. Fosse, Disability Manager, at psh-accueil@ORSYS.fr to review your request and its feasibility.

- Identify the documents to be produced.

Hands-on work : How to present and draft a statement of defence before an administrative court

7) Using litigation rules effectively

- Substitution of grounds.
- Defence: failure to obtain a pre-action decision
- Defence: four-year limitation period
- Invoking a cause that exonerates one's responsibility.
- The counterclaim and warranty claim.

Hands-on work : Drafting a statement of defence in view of the legal and precedential arguments presented.

DATES

Contact us