

Executive Board meeting 11 January 2021

Summary of outcomes

The Chair of the Executive Board, Mr Ladislav Hamran, opened the meeting and welcomed the members to the first meeting in 2021 of the Executive Board of Eurojust.

Main decisions

The Executive Board endorsed the draft decision on the delegation of appointing authority powers to the Administrative Director (AD), for adoption at a later stage. The Executive Board adopted the draft decision to empower the AD to request the Commission formal agreement on the draft decision on the delegation of appointing authority powers. The Executive Board discussed the draft decision on the validation of decisions taken by the AD in application of Article 18(4)(j) of the Eurojust Regulation. The item will be back on the agenda of an upcoming Executive Board meeting.

The Executive Board discussed the EJM-Eurojust compilation on public prosecutors and EAWs and approved the following course of action:

- The Judicial Cooperation Instruments Team and the EJM will send out the draft updated/merged compilation, upon revision as suggested by the Commission representative, to the national authorities, via the Eurojust National Desks and the EJM Contact Points, so that they can revise and complete the information by 18 January 2021;
- Depending on the nature of the feedback received, the College may be requested to approve the compilation in its 26 January meeting, upon which it will be published as a revised Council document;
- Further updates will be published, when needed.

The Executive Board discussed the memo on transfers by Eurojust of operational personal data to third states and agreed to include the item in the agenda of the College meeting of 19 January, with the following proposals to the College:

- National Members are invited to draw the attention of their home authorities to the feasibility of pursuing adequacy decisions with specific third countries, taking into account the requirements of Article 36 of the law enforcement directive and to inform the Commission about the operational needs of Eurojust in that respect.
- Eurojust may draw the attention of the Commission to specific third states for which adequacy decisions would be welcome, where feasible.
- The model JIT agreement may be amended to add provisions on appropriate safeguards with regard to the protection of operational personal data within the meaning of Article 58 of the Eurojust Regulation.

The Executive Board discussed the draft Eurojust contribution to the Encryption Observatory report and its inclusion in the full report for public dissemination. The Executive Board agreed to include the item in the agenda of the College meeting of 19 January where the College will be requested to approve the contribution and its inclusion in the full report for public dissemination.

The Executive Board discussed the written evaluation of the Eurojust meeting on migrant smuggling and agreed to include the item for discussion in an upcoming College meeting.

The Executive Board took note of the technical action plan on corporate communications between Europol and Eurojust. The Executive Board agreed to include the item for information in the agenda of an upcoming College meeting.