



DECISION OF THE COLLEGE OF THE
EUROPEAN PUBLIC PROSECUTOR'S OFFICE
OF 10 APRIL 2026

REGARDING THE EXTENSION OF THE PROBATIONARY PERIOD OF
THE ADMINISTRATIVE DIRECTOR AND THE TEMPORARY
OCCUPATION OF THE MANAGEMENT POST OF ADMINISTRATIVE
DIRECTOR

The College of the European Public Prosecutor's Office (EPPO),

Having regard to:

- the Staff Regulations of Officials of the European Union ('Staff Regulations') and to the Conditions of employment of other servants of the European Union ('CEOS')¹, and in particular Articles 7(2) and 34 of the Staff Regulations and Articles 10 and 14 of the CEOS,
- Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office (hereinafter referred to as the "EPPO Regulation")², and in particular Article 96 thereof,
- the Internal Rules of Procedure of the EPPO³, and in particular Article 9 thereof,
- the Decision 047/2025 of the College of the EPPO of 4 June 2025 concerning the probationary period, the management trial period and the annual appraisal of the Administrative Director of the European Public Prosecutor's Office ('EPPO'),

¹ Regulation No 31 (EEC), 11 (EAEC), laying down the Staff Regulations of Officials and the Conditions of Employment of Other Servants of the European Economic Community and the European Atomic Energy Community (OJ P 045 14.6.1962, p. 1385), and any subsequent amendment thereto.

² OJ L 283, 31.10.2017, p. 1–71.

³ Decision 003/2020 of the College of the EPPO of 12 October 2020 on the Internal Rules of Procedure of the EPPO, as amended and supplemented by the Decisions 085/2021, 026/2022 and 010/2024 of the College of the EPPO.



- the Decision 089/2021 of the College of the EPPO of 8 September 2021 on implementing rules on temporary occupation of management posts (hereinafter referred to as the "College Decision 089/2021"),

Whereas:

- (3) According to Article 14(1), second subparagraph, of the CEOS, "*[w]here, during his probationary period, a member of the temporary staff is prevented, by sickness, maternity leave under Article 58 of the Staff Regulations, or accident, from performing his duties for a continuous period of at least one month, the authority referred to in the first paragraph of Article 6 may extend his probationary period by the corresponding length of time. The total length of the probationary period shall in no circumstances exceed 15 months.*"
- (4) According to established case-law⁴, the authority empowered to conclude contracts of employment ("AIPN") enjoys a wide margin of discretion regarding the possibility of extension of the probationary period, within the limits of Article 14(1), second subparagraph of the CEOS.
- (5) In order to allow Ms Selomey YAMADJAKO to further demonstrate and the reporting panel to assess the abilities, efficiency and the conduct in the service of the probationer, the College, as AIPN according to Article 96(3) of the EPPO Regulation, finds appropriate to extend the probationary period in this case with a period of 38 days,
- (6)

⁴ See, e.g., the judgment of the General Court (Third Chamber) of 22 November 2018 in Case T-603.16, in particular points 198-200, ECLI:EU:T:2018:820.

(7) According to Article 7(2) of the Staff Regulations, “[a]n official may be called upon to occupy temporarily a post in a grade in his function group which is higher than his substantive grade. From the beginning of the fourth month of such temporary posting, he shall receive a differential allowance equal to the difference between the remuneration carried by his substantive grade and step, and the remuneration he would receive in respect of the step at which he would be classified if he were appointed to the grade of his temporary posting.” As per Article 10 of the CEOS, these provisions apply by analogy to temporary staff.

Considering:

1. the reasoned proposal from the Head of the Human Resources Unit to the College of the EPPO for a temporary posting in accordance with Article 7(2) of the Staff Regulations and the need to ensure full business continuity in the exercise of the functions of the Administrative Director as defined by Article 19 of the EPPO Regulation;
2. that Ms Ursula SCHMUDERMAYER is engaged as a temporary agent under Article 2(a) of the CEOS and eligible for the temporary posting in accordance with Article 7(2) of the Staff Regulations and Article 10 of the CEOS, and taking into account that, by way of her professional experience both before and after taking office at the EPPO, she has full ability to perform on a temporary basis the tasks defined in Article 19 of the EPPO Regulation, and has expressed her availability to take up those duties until such time as the Administrative Director will return to service;
3. that the conditions for the temporary posting to the position of Administrative Director, in accordance with Article 7(2) Staff Regulation and the corresponding implementing rules in Articles 1 and 2 of College Decision 089/2021 are met.

Has adopted this decision:

Article 1

The probationary period of Ms Selomey YAMADJAKO, Administrative Director of the EPPO, is hereby extended with a period of 38 days,
, and shall therefore terminate on 9 July 2026.

Article 2

1. The post of the Administrative Director of the EPPO shall be temporarily occupied by Ms Ursula SCHMUDERMAYER, currently in grade AD 13, until Ms Selomey YAMADJAKO will return to service.

In case this temporary posting will exceed three months, Ms Ursula SCHMUDERMAYER shall receive, from the beginning of the fourth month of this posting, a differential allowance equal to the difference between the remuneration carried by her substantive grade and step, and the remuneration she would receive in respect of the step at which she would be classified if she were appointed to the grade of her temporary posting.

2. During the temporary posting referred to in paragraph 1, Ms Ursula SCHMUDERMAYER shall continue to perform her duties as European Prosecutor as described in the EPPO Regulation in so far as they are not incompatible with the exercise of her functions as temporary Administrative Director of the EPPO. For that purpose, in consideration of the position of accountability of the Administrative Director to the European Chief Prosecutor and to the College, in accordance with Article 18(6) of EPPO Regulation, Ms SCHMUDERMAYER shall, for the duration of this temporary assignment, abstain from voting as member of the College. Moreover, as Acting Administrative Director, Ms SCHMUDERMAYER shall refrain from adopting decisions that could lead to a conflict of interests with her position as European Prosecutor for the Republic of Austria.

Article 3

This decision shall enter into force on the day of its adoption.

Done at Luxembourg on 10 April 2026.

On behalf of the College,

Laura Codruța KÖVESI
European Chief Prosecutor

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