

# DECISION OF THE COLLEGE OF THE EUROPEAN PUBLIC PROSECUTOR'S OFFICE OF 7 JUNE 2023

## DESIGNATING A EUROPEAN DELEGATED PROSECUTOR PURSUANT TO ARTICLE 16(7) OF THE EPPO REGULATION

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

Having regard to Council Regulation (EU) 2017 /1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ("EPPO") (hereinafter referred to as "the EPPO Regulation"), and in particular Articles 13(2), 16(7), 17 and 96 thereof,

Having regard to 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 Community of Atomic Energy, hereinafter referred to as "the Staff Regulations" and, respectively "the CEOS", and in particular to Articles 123 of the CEOS,

Having regard to Decision of the College of the European Public Prosecutor's Office of 29 September 2020 laying down rules on condition of employment of the European Delegated Prosecutor, as subsequently amended and supplemented (hereinafter referred to as "the CEEDP"), and in particular Article 14-16 thereof,

Having regard to Decision of the College of the European Public Prosecutor's Office of 12 October 2020 on the Internal Rules of Procedure of the EPPO (hereinafter referred to as "the Internal Rules of Procedure"), as subsequently amended and supplemented, and in particular Articles 31 and 34 thereof,

Having regard to Decision of the College of the European Public Prosecutor's Office of 13 January 2021 on the Financial Rules applicable to the EPPO (hereinafter "the Financial Rules"), and in particular Article 78 thereof,

Having regard to the Decision of the College of the European Public Prosecutor's Office of 24 February 2021 laying down rules on the rights of the European Delegated Prosecutors designated to substitute the European Prosecutor of their Member State (hereinafter "the College Decision 013/2021"),

Having regard to the reasoned proposal of Ms Ingrid MASCHL-CLAUSEN, European Prosecutor, dated 26 May 2023, proposing to the College:



- to approve the designation of Mr Konrad Kmetec, European Delegated Prosecutor, to substitute the Austrian European Prosecutor in case she is unable to carry out her functions or left her position pursuant to Article 16(7) of the EPPO Regulation, with effect from 1 July 2023 and until 30 September 2023;
- to approve the assignment to Mr Konrad Kmetec of the additional tasks already allocated to the substitute European Delegated Prosecutor by previously mentioned College Decision of 13 June 2022, pursuant to Article 3(2) of the College Decision 013/2021, with effect from 1 July 2023 and until 30 September 2023.

Has adopted the following decision:

## Article 1

### *Designation pursuant to Article 16(7) EPPO Regulation*

The College approves the designation of Mr Konrad Kmetec, European Delegated Prosecutor in the Republic of Austria, to substitute the Austrian European Prosecutor, from 1 July 2023 until 30 September 2023, in case the European Prosecutor is unable to carry out his functions or left his position pursuant to Article 16(7) of the EPPO Regulation.

## Article 2

### *Additional Tasks*

The College approves the assignment of additional tasks to Mr Konrad Kmetec, European Delegated Prosecutor in the Republic of Austria, as foreseen in the reasoned proposal by the Austrian European Prosecutor, pursuant to Article 3(2) of the College Decision 013/2021.

## Article 3

### *Entry into force*

This decision shall enter into force on 1 July 2023.

Done at Luxembourg on 7 June 2023.

For the College,

Andrés RITTER

Deputy European Chief Prosecutor

