

DECISION OF THE COLLEGE OF THE EUROPEAN PUBLIC PROSECUTOR'S OFFICE OF 4 OCTOBER 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 ("the EPPO") (hereinafter referred to as "the EPPO Regulation"), and in particular Articles 13(2), 16(7), 17 and 96 thereof,

Having regard to Decision 003/2020 of the College of the EPPO of 12 October 2020, as amended and supplemented by Decisions 085/2021 of 11 August 2021 and 026/2022 of 29 June 2022, adopting the Internal Rules of Procedure of the EPPO (hereinafter referred to as "the Internal Rules of Procedure"), and in particular Articles 31 and 34 thereof,

Having regard to Decision 013/2021 of the College of the EPPO of 24 February 2021, laying down rules on the tasks and rights of the European Delegated Prosecutors designated to substitute the European Prosecutor of their Member States (hereinafter referred to as "the College Decision 013/2021"),

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 "the CEOS") and in particular Article 123 of the CEOS,

Having regard to Decision 001/2020 of the College of the EPPO of 29 September 2020, as amended by decisions 017/2021 of 24 March 2021, 103/2021 of 20 October 2021 and 007/2023 of 22 February 2023, laying down rules on conditions of employment of the European Delegated Prosecutors (hereinafter referred to as "the CEEDP"), and in particular Articles 14 to 16 thereof,

Having regard to Decision 002/2021 of the College of the EPPO of 13 January 2021, as amended by Decision 023/2023 of 19 April 2023, on the Financial Rules applicable to the EPPO (hereinafter referred to as "the Financial Rules"), and in particular Article 78 thereof,

Having regard to Decision 067/2021 of the College of the EPPO of 2 June 2021, designating a European Delegated Prosecutor pursuant to Article 16(7) of the EPPO Regulation concerning the European Prosecutor from Luxembourg,

Considering the reasoned proposal of Mr Gabriel SEIXAS, European Prosecutor from Luxembourg, of 26 September 2023, in accordance with the article 31(1) of the Internal Rules of Procedure proposing to the College:

- to approve the designation of Mr. Philip ZANGERLÉ, European Delegated Prosecutor, to substitute him in case he is unable to carry out his functions or left his position pursuant to Article 16(7) of the EPPO Regulation for the period from 1 November 2023 to 31 October 2024,
- to approve the assignment of the additional tasks to Mr. Philip ZANGERLÉ, European Delegated Prosecutor, as described in the said reasoned proposal, pursuant to Article 3(2) of the College Decision 013/2021.

Has adopted the following decision:

Article 1

Designation pursuant to Article 16(7) of the EPPO Regulation

The College approves the designation of Mr. Philip ZANGERLÉ, European Delegated Prosecutor in Luxembourg, to substitute Mr Gabriel SEIXAS, the European Prosecutor from Luxembourg, in case he is unable to carry out his functions or left his position pursuant to Article 16(7) of the EPPO Regulation, for a period of one year, from 1 November 2023 to 31 October 2024.

Article 2

Additional Tasks

The College approves the assignment of additional tasks to Mr. Philip ZANGERLÉ, European Delegated Prosecutor, as provided in the said reasoned proposal of Mr Gabriel SEIXAS, European Prosecutor from Luxembourg, of 26 September 2023, pursuant to Article 3(2) of the College Decision 013/2021, including:

- representation of the EPPO, in the absence of the European Prosecutor from Luxembourg and/or upon his instructions, for institutional and administrative matters to be discussed with the competent Luxemburgish authorities, such as the Ministry of Justice, the General State Prosecutor and her Deputies/Attorneys, the State Prosecutors of Luxembourg and Diekirch, the Directing Investigative Judge, the Director of the Judicial Police and his Deputy, the Director and the Deputies of the Financial Intelligence Unit, the Head of the Asset Recovery Office, the Tax and Customs administrations;
- the coordination of the work of the staff and the management of the premises put at the EPPO's disposal by the Government of Luxembourg;
- the regular communication with the General State Prosecutor in relation with the specific needs of the decentralised office;
- the coordination of relevant Information Technology (IT) projects;
- the access management of national databases;

- the coordination of the relations with national media;
- the coordination of the activities of the EPPO in the field of mutual legal assistance at decentralised level in Luxembourg.

The additional tasks should be performed in close cooperation with the European Prosecutor from Luxembourg and the Central Office.

Article 3

Repeal

On the date of entry into force of this decision, the Decision 067/2021 of the College of the EPPO of 2 June 2021 designating Mr. Claude EISCHEN, European Delegated Prosecutor, to substitute Mr Gabriel SEIXAS, the European Prosecutor from Luxembourg, pursuant to Article 16(7) of the EPPO Regulation and approving the assignment of additional tasks pursuant to Article 3(2) of the College Decision 013/2021, is repealed.

Article 4

Entry into force

This decision shall enter into force on 1 November 2023.

Done at Luxembourg on 4 October 2023.

For the College,

Andrés RITTER

Deputy European Chief Prosecutor