

DECISION OF THE COLLEGE OF THE  
EUROPEAN PUBLIC PROSECUTOR'S OFFICE  
OF 20 MAY 2026

AMENDING COLLEGE DECISION 015/2025 ON THE  
CONDITIONS OF EMPLOYMENT OF THE EUROPEAN  
DELEGATED PROSECUTORS

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'<sup>1</sup>, and in particular Articles 9 and 114(c) 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 5, 123 and 124 of the CEOS<sup>2</sup>,

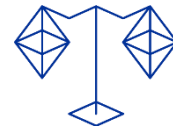
Having regard to the decision of the College of the European Public Prosecutor's Office of 12 October 2020 on the Internal Rules of Procedure of the EPPO (hereinafter referred to as "the Internal Rules of Procedure"), as amended and supplemented, and in particular Articles 31, 33 and 34 thereof,

Having regard to the decision of the College of the European Public Prosecutor's Office of 13 January 2021 on the Financial Rules applicable to the EPPO, as amended by the Decision 023/2023 of the College of the EPPO of 19 April 2023 (hereinafter "the Financial Rules"), and in particular Article 78 thereof,

---

<sup>1</sup> OJ L 283, 31.10.2017, p.1-71.

<sup>2</sup> 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.



Whereas:

- (1) As a rule, to preserve the EPPO's independence and ensure the efficiency of its investigative and prosecutorial activity, the European Delegated Prosecutors shall work exclusively for the EPPO.
- (2) Exceptionally, according to Article 13(3) of the EPPO Regulation, European Delegated Prosecutors *"may also exercise functions as national prosecutors, to the extent that this does not prevent them from fulfilling their obligations under this Regulation"*.
- (3) Articles 37 to 39 of Decision 015/2025 of the College of the EPPO of 12 February 2025 on the conditions of employment of the European Delegated Prosecutors, and replacing and repealing Decisions 001/2020, 013/2020, 017/2021, 013/2021, 098/2021, 007/2023 and 058/2024 of the College of the EPPO (hereinafter "College Decision 015/2025" or "the CEEDP") establish the conditions under which European Delegated Prosecutors may continue exercising functions as national prosecutors. While, in line with Article 13(3) of the EPPO Regulation, these conditions are meant to ensure that exercise of functions as national prosecutors remains the exception, the provisions of Article 37 of the CEEDP in force to date are only fit for those situations where the European Delegated Prosecutors work preponderantly for the EPPO.
- (4) The limited and extraordinary situations where, in the interest of the EPPO, European Delegated Prosecutors may be allowed to exercise preponderantly functions as national prosecutors would require an amendment of Article 37 of the CEEDP, with the aim to diminish the administrative burden for all parties concerned.

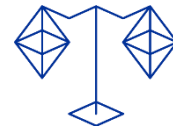
Has adopted this decision:

## Article 1

### *Amendment*

In Article 37 of the College Decision 015/2025, the following paragraphs are added:

"3. By derogation from paragraph 2, in duly justified cases, when a European Delegated Prosecutor performs their function exclusively before specialised national jurisdictions, or only in relation to criminal proceedings before high national courts deciding only on questions of law, the agreement referred to in paragraph (1) may establish which quota of their working time the European Delegated Prosecutor concerned shall dedicate to the exercise of their functions under the EPPO Regulation, and that the remuneration of that European Delegated Prosecutor under Article 16 will be paid by the EPPO only in proportion to that quota. In such cases, Article 38 (3) shall not apply.



4. In the cases referred to in paragraph 3, the agreement under paragraph 1 shall be subject to review at the latest one year after its conclusion, and every following year for the duration of the term of service of the European Delegated Prosecutor concerned. The European Chief Prosecutor shall inform the College of cases of application of this paragraph.
5. Article 24 shall not apply to European Delegated Prosecutors referred to paragraph (3). Leave rights and regulations under national law will apply to these European Delegated Prosecutors. Considering the requirements related to the continuity of service, these European Delegated Prosecutors shall inform the supervising European Prosecutor of their requests for annual leave.
6. Articles 23 (4), 25, 26 and 27 shall not apply to European Delegated Prosecutors referred to in paragraph (3)."

## Article 2

### *Entry into force and application*

This decision shall enter into force on 1 June 2026 and it shall also apply to ongoing contracts, which remain valid.

Done at Luxembourg on 20 May 2026.

**On behalf of the College,**

**Laura Codruța KÖVESI**

**European Chief Prosecutor**