Eurojust – reform in the age of digitalisation and war
EDPS Conference – data protection and criminal justice

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I. Recent relevant Commission initiatives

- Proposal on digital information exchange in terrorism cases [COM (2021) 757 final]
- Proposal on preserving, analysing and storing evidence relating to genocide, war crimes, crimes against humanity and related crimes at Eurojust [Regulation (EU) 2022/838]
- Proposal on the establishment of a Joint Investigation Teams collaboration platform [COM (2021) 756 final]
1. Proposal on digital information exchange in terrorism cases

Objectives:

- Improving the European Judicial Counter-Terrorism Register (CTR)
- Digitalising Eurojust’s case management system (CMS) and establishing secure digital communication channels
- Facilitating cooperation with third countries

State of play:

- General Approach in June, EP position in November
- First political trilogue on 23 November 2022
2. Regulation (EU) 2022/838 on preserving, analysing and storing evidence relating to genocide, war crimes, crimes against humanity and related crimes at Eurojust

Objectives:

• Amending Eurojust’s mandate to allow preserving, analysing and storing of evidence relating to core international crimes

• Establishment of a temporary data base outside of the CMS

State of play:

• Adopted in June by co-legislators in urgent procedure

• Eurojust is working on the implementation
3. Proposal on the establishment of a JITs collaboration platform

Objectives:

• Providing the legal basis for the establishment of a Joint Investigation Teams (JITs) collaboration platform

• Facilitate the digital exchange of information and evidence between JITs members in a safe environment

State of play:

• General Approach in June, EP position in October

• First political trilogue on 14 November 2022
II. Eurojust, data processing and ownership

General principles of data processing in judicial cooperation:

- Judicial cooperation: data ownership, purpose limitation
- Data Protection: Eurojust data controller (National Member is data controller on behalf of Eurojust)

Eurojust CMS:

- Only database in which Eurojust may process operational personal data
- National Member, in consultation with national authorities, decides who gets what kind of access on a case-by-case basis
Thank you!