

**Joint Supervisory Body of Eurojust****Decision****30 May 2016**

(Appeal no. 16/01)

**Appeal request**

On 21 March 2016, the Joint Supervisory Body of Eurojust (JSB) received an appeal with supporting documentation from Peters and Peters Solicitors LLP on behalf of its client, Mr A (the applicant), against the decision of Eurojust of 25 February 2016 regarding the request of 18 November 2015 for access to possible personal information held on the applicant at Eurojust.

**Procedure**

On 29 March 2016, the JSB responded to the applicant, confirming that the appeal met the requirements to be considered admissible and that the procedure as set out in Articles 11-26 of the Act of the Joint Supervisory Body of 23 June 2009 (JSB Act) would be followed.

On 29 March 2016, the JSB forwarded the appeal to the College of Eurojust for its observations in accordance with Article 16(2) of the JSB Act.

On 11 April 2016, the College of Eurojust informed the JSB that the procedure followed at Eurojust to handle the request to access personal data had been carried out in accordance with the rules and therefore the College was in full agreement with the response as communicated to the applicant on 25 February.

On 14 April 2016, the JSB met to discuss the procedure and agreed upon the following steps:

- 1) to appoint a rapporteur to investigate on location at Eurojust in accordance with Articles 5(4) and 17(2) of the JSB Act and
- 2) to appoint an ad hoc judge for the duration of the case in accordance with Article 12(1) of the JSB Act.

On 17 May 2016, the appointed rapporteur carried out an on-site investigation at Eurojust.

On 30 May 2016, the JSB met to review the appeal and to reach a final decision.

## Decision

The JSB considers that the appeal request contains more objectives than just data protection ones. Its decision focuses on the questions relating to data protection.

In accordance with Article 19(8) of the Eurojust Decision, the JSB has examined whether or not Eurojust's decision of 25 February 2016 in the case of the applicant was taken in conformity with the applicable rules of the Eurojust Decision. The JSB concludes that Eurojust's decision of 25 February 2016 is in conformity with Article 19 of the Eurojust Decision.

The Hague, 30 May 2016

A handwritten signature in black ink, appearing to be 'W. Tomesen'.

Wilbert Tomesen

Chair

Joint Supervisory Body of Eurojust