



Michael G. Kennedy
President of the College of Eurojust

Dear Mr Kennedy,

I am pleased to send you the opinion of the Joint Supervisory Body concerning the envisaged agreement on cooperation arrangements between Eurojust and OLAF.

Sincerely yours,

Dr. Klaus Tolksdorf
Chairman of the Joint Supervisory Body

Opinion of the Joint Supervisory Body of Eurojust on the draft accord on cooperation arrangements between Eurojust and OLAF

On the 28th of March 2007, the President of Eurojust, Mike Kennedy, submitted the draft accord on cooperation arrangements between Eurojust and OLAF to the Joint Supervisory Body for consideration.

In accordance to article 27.3 of the Eurojust Decision, the Joint Supervisory Body will be consulted by Eurojust when concluding agreements with third parties which contain provisions on the exchange of personal data.

The Joint Supervisory Body has stressed in the past the need for Eurojust to have a proper legal basis to exchange personal data with OLAF, which is a very important partner for Eurojust. The Joint Supervisory Body was therefore pleased to receive the draft accord and welcomes this development.

At its meeting on the 26th April 2007 the Joint Supervisory Body had a useful exchange of views with the chairman of the College team dealing with OLAF matters, the Data Protection Officer and a representative of the Eurojust Legal Service concerning this draft accord and was informed of all its relevant aspects. The Joint Supervisory Body appreciates the fact that Eurojust has provided it with extensive information through the whole negotiation process.

After careful deliberation and discussion, the Joint Supervisory Body concluded as follows:

Considering the importance of OLAF as cooperation partner for Eurojust,

Considering the fact that Regulation EC 45/2001 of the European Parliament and the Council on the protection of individuals with regard to the processing of personal data by Community institutions and bodies and on the free movement of such data applies to OLAF,

Considering that OLAF is subject to the supervision of the European Data Protection Supervisor concerning data protection matters,

JOINT SUPERVISORY BODY OF EUROJUST

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The Joint Supervisory Body considers the provisions on the exchange of personal data contained in the draft accord between Eurojust and OLAF adequate and gives therefore a positive opinion on the draft accord as contained in the letter of Mike Kennedy of 28 March 2007.

Done at The Hague,
26 April 2007

Dr. Klaus Tolksdorf
Chairman of the Joint Supervisory Body