Coordination of investigations and prosecutions in the EU
EUROJUST
Overview, Background, Structure, Work and Case Example(s)

Carlos Zeyen
Member Counter Terrorism Team
National Member for Luxembourg
The Arc building, ICC and Eurojust
Freedom of Movement

27 EU States, 500 million inhabitants
Police and Justice have borders

Freedom of Movement
Persons, goods, money, services

Police and Justice have borders
Tampere European Council, October 1999
EJN, Mutual Recognition, Eurojust
Eurojust’s mission is to support and strengthen co-ordination and co-operation between national authorities in the fight against serious cross-border crime, in particular when it is organised, affecting the European Union.
• Investigation or prosecution of specific acts
• Accepting that one Member State may be in a better position to undertake an investigation or to prosecute specific acts
• Co-ordination between Member States
• Setting up a Joint Investigation Team (JIT)
• Providing Eurojust with any information it needs
• terrorism
• drug trafficking
• trafficking in human beings
• illegal immigrant smuggling
• trafficking in nuclear and radioactive substances
• vehicle crime
• counterfeiting and forgery
• money laundering
• computer crime
• fraud, corruption and financial crime
• environmental crime
• participation in a criminal organisation
• other serious forms of international crime
• other offences committed with any of the above

Eurojust’s Competences
Plenary Meetings College of Eurojust - 27 + 3
LEVEL I - meeting

27 National Members

LEVEL II - meeting

Concerned NMs

Operational Meetings

LEVEL III - meeting

CONCERNED NAT. MEMBERS + JUDICIAL A/O POLICE AUTHORITIES OF CONCERNED COUNTRIES
Co-ordination Meeting w/ interpreters
Co-ordination meetings using video-conference
Case evolution 2002 - 2010
College Teams

- EJN & LIAISON MAGISTRATES
- EUROPOL
- PRESIDENCY
- TERRORISM
- ADMINISTRATION
- CASEWORK STRATEGY & PERFORMANCE MANAGEMENT
- EXTERNAL RELATIONS
- FINANCIAL & ECONOMIC CRIME
- DATA PROTECTION & E-POC
- OLAF
- BRUSSELS
- EAW & EEW
- TRAFFICKING & RELATED CRIMES
Joint meetings/actions with Europol
Joint meetings/actions with OLAF
Example of a case managed by Eurojust
The “Lorry” Case
On September 3, 2009, two Polish nationals filed suit for the theft of their 2 trucks at the motorway service area "Aire de Berchem" in Luxembourg. The 2 trucks were recovered on October 28, 2009 at the motorway service area "Porte de France" behind the Luxembourg border by French policemen. Their cargo consisting of electric appliances as well as LCD flat screen TVs was gone.

On November 23, 2009, 2 trucks owned by a different Polish company disappeared again at the motorway service area "Aire de Berchem" in Luxembourg, both trucks contained a large quantity of LCD TVs.

On November 26, 2009, both trucks were recovered on a motorway service area in France without the cargo.

The “Lorry” Case
On February 2, 2010, a truck with a Polish number plate and a cargo of 624 CD flat screen TVs was stolen from the motorway service area "Aire de Wasserbillig" in Luxembourg. On March 10, 2010, the truck and his trailer were found in Colmar-Berg (LU).

According to Interpol, the cases are known all across Europe, particularly in Poland, Czech Republic and Hungary. It is assumed that these are cases of insurance fraud, where the already empty trucks were driven to a different country to render prosecution more difficult.

The stolen goods reappear in some cases in the country of origin, Poland.

The “Lorry” Case
The modus operandi leads to the presumption that organized crime is involved.

Traces of two different sets of male DNA have been found on the last truck that was stolen, which should be compared with the criminal data base of the Czech and Polish authorities.

Eurojust has been requested to coordination of the investigations and prosecutions and to assist in the execution of the LU LoRs. Formation of a JIT?
Q & A ?

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