



For your information and for distribution

Freiburg, 7 September 2022

## eucrim 2/2022: The European Criminal Law Associations' Forum

Dear Sir or Madam, dear Colleagues,

I am happy to present you with the most recent issue of *eucrim*.

It is available free of charge at: <https://eucrim.eu/issues/2022-02/>

Please also visit our website at: <https://eucrim.eu>

The various items in each issue can easily be navigated by using the side bar of the pdf viewer or by clicking the links on the contents page.

### I. The Current Issue

Issue 2/2022 focuses on **the legal and political challenges for the EU in the context of the war in Ukraine**. The **guest editorial** has been written by European Commissioner for Justice *Didier Reynders*, who is also active in the EU's "Freeze and Seize" Task Force, which was set up to ensure the efficient implementation of the sanctions against listed Russian and Belarusian oligarchs at the EU-level. He stresses that coordination in the implementation of sanctions and the fight against impunity always pays off.

The **news section** this time starts with several aspects in relation to the **Ukraine conflict**. As usual, we would like to also draw your attention to the **"Spotlights"**. In our view, they are especially worth reading, since they mark important developments in the protection of the EU's financial interests and the Area of Freedom, Security and Justice. In this issue, the Spotlights address the following matters:

- Recent developments with regard to sanctions against Russia (section Foundations > Ukraine Conflict – Sanctions & Enforcement);
- The key proposals from the Conference on the Future of Europe in the area of values, rule of law and security (section Foundations > Reform of the European Union);
- The tenth edition of the EU Justice Scoreboard (section Foundations > Area of Freedom, Security and Justice);
- OLAF's Activity Report for 2021 (section Institutions > OLAF);
- The amendments to the Europol Regulation, which entered into force on 28 June 2022 (section Institutions > Europol);
- The European Parliament's statement on the 2020 report on the protection of the EU's financial interests (section Areas of Crime > Protection of Financial Interests);
- The CJEU's landmark ruling of 21 June 2022 on the compatibility of the EU PNR Directive with fundamental rights (section Procedural Criminal Law > Data Protection);
- The CJEU's recent judgment on the compatibility of the Irish legislation on the retention of electronic communications data with EU law (> Data Protection);
- The CJEU's rulings in *bpost* and *Nordzucker* on the application of the *ne bis in idem* principle for administrative sanctions (Section Procedural Criminal Law > Ne bis in idem);

- The Council Recommendation on law enforcement cooperation (section Cooperation > Police Cooperation);
- The ECBA's proposal on mutual recognition of certain extradition decisions in favour of individuals (section Cooperation > Judicial Cooperation);
- The opening for signature of the Second Protocol to the CoE Cybercrime Convention giving authorities the possibility to access electronic evidence (section Council of Europe > cooperation > Law Enforcement Cooperation).

For an introduction to the topics and the content of the **articles**, please refer to the fil rouge (by our editorial board member *Ester Herlin-Karnell*) at the beginning of the article section on page 129. The articles cover a range of topical issues on Russia's war in Ukraine and its legal and political challenges for the Union.

## II. Your Contributions

You are welcome to contribute to any of the next issues of *eu crim*. You find an updated overview of the focus of the **upcoming issues** below (**Annex**). Bear in mind that it is also a pleasure for us to receive articles/**contributions outside the thematic priority** areas. We gladly publish interesting contributions that provide information on unique developments in your country, debate a hotly discussed topic, report on a conference, etc. Submissions for articles are **accepted in English, French, and German**. Feel free to contact us at:

[info@eu crim.eu](mailto:info@eu crim.eu)

## III. Evaluation

We can improve *eu crim* only if we receive feedback from you as readers and users of the journal. We invite you to take 5-10 minutes to fill out the evaluation form and share your thoughts on *eu crim* with us. The form is available via the eu crim homepage (>Stay informed >Evaluation) or directly at the following link: <<https://survey.academiccloud.de/index.php/162758>>. You can be guided through the questions either in German, English or French (choose language at the initial page). Questions take into account both the entire eu crim issue (journal) and the online presentation at the eu crim website. You have the possibility to rating and to leave commentaries.

## IV. Practical Issues

We encourage all recipients of this issue to distribute *eu crim* by e-mail to other members of the Associations of European Lawyers and to any persons to whom it might be of interest. The concept of *eu crim* is at its best when the publication is supported and used by many legal scholars and practitioners from many European countries and institutions.

For further information on how to receive *eu crim* and keep yourself regularly informed, please visit:

<https://eu crim.eu/service/subscription/>

Enjoy navigating the *eu crim* website and reading this new issue!

Sincerely yours,

Thomas Wahl, Managing Editor of *eu crim*

## Annex

### **eu crim 2022: Overview Upcoming Topics and Timing**

<b>Issue</b>	<b>Focus</b>	<i>Possible</i> topics that could be addressed by authors	Submission by
<b>3/2022</b>	Institutional cooperation	<ul style="list-style-type: none"><li>▪ Information flows between administrative and law enforcement bodies at the national and European levels</li><li>▪ Experiences of JHA agencies regarding cooperation in a new institutional setting</li><li>▪ Shortcomings and deficits</li><li>▪ Use of criminal law standards in administrative proceedings</li><li>▪ Impact on investigations by OLAF and the EPPO</li><li>▪ Use of “administrative evidence” in criminal proceedings</li><li>▪ Need for improvement</li></ul>	<b>30 September 2022</b>
<b>4/2022</b>	Artificial Intelligence (AI)	<ul style="list-style-type: none"><li>▪ New EU legislation on AI</li><li>▪ Benefits and risks of the use of AI systems in administrative and criminal investigations/proceedings</li><li>▪ Algorithms and procedural safeguards</li><li>▪ AI and data protection</li><li>▪ Crimes by/through AI systems and their impact on PIF</li><li>▪ Legal and ethical aspects of AI</li><li>▪ Challenges for judicial cooperation and international human rights law</li></ul>	<b>15 October 2022</b>