



For your information and for distribution

Freiburg, 12 December 2022

## eucrim 3/2022: 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/2022-03/>

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 3/2022 focuses on **the institutional cooperation in the field of the protection of the EU's financial interests**. The **editorial** has been written by the Director at the Max Planck Institute for the Study of Crime, Security and Law Justice (Department of Public Law) *Prof. Dr. Ralf Poscher*. He underpins the synergies between the eucrim project and the new direction of the Max Planck Institute and expresses his hope that the European Criminal Lawyer's Associations will increasingly address administrative and public security perspectives in their projects.

In the **news section**, we would like to 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:

- The European Commission's 2022 rule of law report (section Foundations > Fundamental Rights);
- The European Data Protection Supervisor's action for annulment against parts of the new Europol Regulation (section Institutions > Europol);
- The 33<sup>rd</sup> annual report on the protection of the EU's financial interests and the fight against fraud (section Specific Areas of Crime > Protection of Financial Interests);
- The first evaluation report on Directive 2016/680 – the "Data Protection Law Enforcement Directive" (section Procedural Criminal Law > Data Protection);
- The CJEU's judgment on the incompatibility of the German legislation on the retention of electronic communications data with EU law (> Data Protection);
- The CJEU's judgment on the unlawfulness of the French legislation on data retention for the purposes of combating market abuse offences (> Data Protection);
- The CJEU's judgment on the application of the *ne bis in idem* principle to third country nationals to be extradited to third countries (Section Procedural Criminal Law > Ne bis in idem);

The issue also includes the overviews of recent developments on the rule of law in Poland and Hungary, and of the war in Ukraine (as far as the EU's justice and home affairs policy

and the protection of the financial interests is concerned). In the news section on the Council of Europe, a detailed summary of the CEPEJ 2022 report on the efficiency and quality of justice in Europe is published.

For an introduction to the topics and the content of the **articles**, please refer to the fil rouge (written by eucrim's managing editor) at the beginning of the article section on page 203. The articles cover a range of topical issues on the importance of cooperation between institutions and bodies responsible for the protection of the EU budget.

## II. Your Contributions

You are welcome to contribute to any of the next issues of *eucrim*. You find an overview of the focus of the **upcoming issue** 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, comment on court decisions, report on a conference, etc. Submissions for articles are **accepted in English, French, and German**. Feel free to contact us at:

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

## III. Evaluation

We can improve *eucrim* 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 *eucrim* with us. The form is available via the eucrim 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 eucrim issue (journal) and the online presentation at the eucrim website. You have the possibility to rating and to leave commentaries.

## IV. Practical Issues

We encourage all recipients of this issue to distribute *eucrim* 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 *eucrim* 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 *eucrim* and keep yourself regularly informed, please visit:

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

Enjoy navigating the *eucrim* website and reading this new issue!

Sincerely yours,

Thomas Wahl, Managing Editor of eucrim

## Annex

### Overview of Upcoming Topics and Timing

Issue	Focus	Possible topics that could be addressed by authors (only suggestions)	Submission by
<b>1/2023</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 February 2023</b>