

Amendment form

Suggestion for amendment of Article 20

By Mrs Lena Hjelm-Wallén and Mr Sven-Olof Petersson, government representatives and Mr Sören Lekberg, Mr Göran Lennmarker and Mr Kenneth Kvist, national parliament representatives.

**Status : - Member: Hjelm-Wallén, Lekberg and Lennmarker
 - Alternate: Petersson and Kvist**

Article 20: European Public Prosecutor's Office]¹

~~1. — With a view to combating serious crimes having a cross border dimension, as well as illegal activities affecting the interests of the Union, the Council, acting unanimously after obtaining the assent of the European Parliament, may adopt a European law creating a European Public Prosecutor's Office within Eurojust. The European Public Prosecutor's Office shall be responsible for investigating, prosecuting and bringing to judgment the perpetrators, and their accomplices, of serious crimes affecting several Member States and of offences against the Union's financial interests, as determined by the law provided for in the following paragraph. It shall exercise the functions of prosecutor in the competent courts of the Member States in relation to such offences.~~

~~2. — The law referred to in the preceding paragraph shall determine the general rules applicable to the European Public Prosecutor's Office, the conditions governing the performance of its functions, the necessary rules of procedure applicable to its activities as well as those governing the admissibility of evidence, and the rules applicable to the judicial review of procedural measures taken by the European Public Prosecutor's Office in the exercise of its functions.~~

¹ There is no established need for a European Prosecutor. The cooperation within the third pillar has lead to the adoption of several instruments that will improve the combating of serious crimes with cross-border dimensions. Furthermore, the cooperation within Eurojust has just begun and it is not possible to foresee or establish the need for a European Prosecutor before Eurojust has functioned a few years and can be evaluated. The Article should therefore be deleted.