

 **EUROPOL**

PUBLIC

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EDOC #1262828v5

MANAGEMENT BOARD

DECISION OF THE MANAGEMENT BOARD OF EUROPOL Designating the Fundamental Rights Officer

THE MANAGEMENT BOARD OF EUROPOL,

Having regard to Regulation (EU) 2016/794 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Law Enforcement Cooperation (Europol) and replacing and repealing Council Decisions 2009/371/JHA, 2009/934/JHA, 2009/935/JHA, 2009/936/JHA and 2009/968/JHA ('Europol Regulation')¹, as amended by Regulation 2022/991 of the European Parliament and of the Council of 8 June 2022 as regards Europol's cooperation with private parties, the processing of personal data by Europol in support of criminal investigations, and Europol's role in research and innovation², and in particular Articles 11(1)(v) and 41c thereof,

Having regard to the Staff Regulations of Officials ('Staff Regulations') and the Conditions of Employment of Other Servants of the European Union ('CEOS') laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68³, and in particular Article 2(f) of the CEOS,

Having regard to the Decision of the Management Board of Europol of 28 February 2019 laying down general implementing provisions on the procedure governing the engagement and use of temporary staff under Article 2(f) of the Conditions of employment (the 'MB Decision on TA2(f)')⁴,

Whereas:

- (1) Pursuant to Article 11(1) of the Europol Regulation, the Management Board shall designate the Fundamental Rights Officer referred to in Article 41c, upon proposal of the Executive Director of Europol.
- (2) Europol's reinforced mandate should be balanced with strengthened safeguards with regard to fundamental rights and increased accountability, liability and oversight.
- (3) The Fundamental Rights Officer shall support Europol in all its activities and tasks, in particular Europol's research and innovation projects and the exchange of personal data with private parties, as laid down in Article 41c(2) of the Europol Regulation.

¹ OJ L 135, 24.5.2016, p. 53.

² OJ L 169, 27.6.2022, p. 1–42.

³ OJ L 56, 4.3.1968, p. 1.

⁴ EDOC #979259v10A.

Europol Unclassified – Basic Protection Level

- (4) The Fundamental Rights Officer should cooperate closely with the Data Protection Officer within the scope of their respective competences; however, to the extent that data protection matters are concerned, full responsibility should lie with the Data Protection Officer.
- (5) The Fundamental Rights Officer shall report directly to the Executive Director.
- (6) The Management Board shall, upon a proposal of the Executive Director, designate a Fundamental Rights Officer.
- (7) The Executive Director has submitted her proposal following the outcome of the external selection procedure Europol/2022/TA/AD11/520 of 14 and 15 November 2022, carried out in accordance with the MB Decision on TA2(f),

HAS DECIDED AS FOLLOWS:

Article 1

Mr Dirk Jozef E Allaerts, with Europol Personnel Number 351806, is hereby designated as the Fundamental Rights Officer of Europol.

Article 2

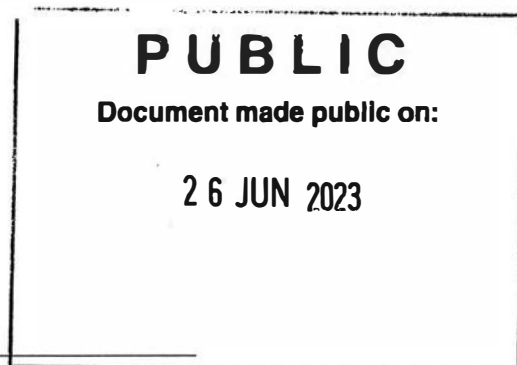
This decision shall take effect on the same day the contract of employment, as signed by Mr Dirk Jozef E Allaerts and the Europol Executive Director⁵, takes effect. It shall be published in the Europol *Vademecum*.

Article 3

This Decision shall be notified to Mr Dirk Jozef E Allaerts. A copy of it shall be inserted in the personal file.

Done at Prague on 13 December 2022,

For the Management Board



Mr Jérôme Bonet
Chairperson

⁵ Being the responsible Authority Authorised to Conclude Contracts pursuant to the *Decision of the Management Board of Europol of 1 May 2017 delegating the powers conferred by the Staff Regulations of Officials of the European Union on the appointing authority and by the Conditions of Employment of Other Servants of the European Union on the authority empowered to conclude contracts of employment to the Executive Director of Europol (EDOC#847212)* and the *Decision of the Executive Director of 31 May 2020 on the exercise of the powers conferred by the Staff Regulations on the appointing authority and by the Conditions of Employment on the authority authorised to conclude contracts of employment (EDOC#1113098 and its Annex EDOC#1113082)*.