



For your information and for distribution

Freiburg, 13 March 2024

eucrim 3/2023: European Law Forum: Prevention, Investigation, Prosecution

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/2023-03/>

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. Website Appearance

This is the third *eucrim* issue in the **new design and with the new subtitle**. Since the second issue, we have introduced some more new features on our website. The main categories in the header (news, events, articles, etc.) now appear in yellow when you navigate through them. The documentation of relevant cases at the Court of Justice of the European Union and of the most recent ratifications of Council of Europe treaties can now also be accessed via the header on the homepage.

II. The Current Issue

Issue 3/2023 focuses on **corruption** following the release of the Commission's [anti-corruption package](#) in May 2023. The **guest editorial** was written by *Marin Mrčela*, President of GRECO. He illustrates GRECO's important peer review role and the significance of both preventive action against corruption and effective investigation of corrupt behaviour.

In the **news section**, we would like to draw your attention to the **Spotlights**. This section captures important developments in the protection of the EU's financial interests and the Area of Freedom, Security and Justice – something we consider particularly worth reading.

In this issue, the Spotlights include:

- Europol's report "The Second Quantum Revolution – The impact of quantum computing and quantum technologies on law enforcement" in the news section "European Union > Institutions > Europol" (pp. 248-249);
- In the news section "Specific Areas of Crime > Corruption": amendments to the European Parliament's Rules of Procedure reinforcing its anti-corruption efforts (p. 253);

- On tax evasion (section “Specific Areas of Crime”): the new Directive amending EU rules on administrative cooperation in the field of taxation – DAC8 (p. 255);
- On *ne bis in idem* (under “Procedural Law”): the ECJ’s judgment in Case C-147/22 (“*Terhelt5*”) on the admissibility of criminal prosecution for corruption of an accused person in one Member State after the closure of the criminal proceedings brought against him in respect of the same acts by the public prosecutor’s office of another Member State due to lack of sufficient evidence. (pp. 260-262);
- In the news section “Cooperation”, the following news items are of high interest:
 - The AG’s opinion on the interpretation of the European Investigation Order in the EncroChat case (pp. 264-265);
 - The ECJ judgment in Case C-819/21 (*Staatsanwaltschaft Aachen v M.D.*) transferring the case law on the protection of fundamental rights in EAW cases to Framework Decision 2008/909 on the application of the principle of mutual recognition to judgments in criminal matters imposing custodial sentences or measures involving deprivation of liberty for the purpose of their enforcement in the European Union (pp. 265-266);
- In the news section “Council of Europe > Money Laundering”: MONEYVAL’s typologies report on money laundering and terrorism financing risks in the world of virtual assets (pp. 271-272).

The **articles** are related to European and international efforts to prevent and combat corruption. The contributing authors discuss, *inter alia*, the Commission’s proposal for an EU anti-corruption directive aiming at the harmonization of corruption offences and penalties in the bloc. For an introduction to the subject matter and contents of the articles, please refer to the **fil rouge** (written by our editorial board member *Lorenzo Salazar*) at the beginning of the article section on **page 275**.

III. Your Contributions – Call for Papers

We invite you to contribute to any of the next issues of *eu crim*. In particular, we are seeking articles for **issue no 2/2024** on the “**protection of the environment**”. They can deal with (but are not limited to) the following topics:

- Law on and enforcement of environmental crimes (European and national levels);
- New ways to tackle climate change through constitutional, criminal, and administrative law in Europe;
- European and national laws against ecocide;
- Roles and tasks of EU bodies, in particular OLAF, in the protection of the environment;
- Challenges for customs cooperation, e.g. waste shipments.

As our open section “Beyond the focus” shows, we are also happy to receive articles/**contributions that go beyond the scope of the focal theme**. We aim to publish interesting contributions that provide information on unique developments in your country, debate “hot issues”, comment on court decisions, report on a conference/research project, etc. Submissions for articles are **accepted in English, French, and German**. Feel free to contact us at:

info@eu crim.eu

IV. Evaluation

We can only improve *eucri*m if we receive feedback from you as readers and users of the journal. We invite you to take 5-10 minutes to fill out an evaluation form and share your thoughts on *eucri*m with us. The form is available on the *eucri*m homepage (>Tools & Feedback >Evaluation) or directly at the following link: <<https://survey.academiccloud.de/index.php/162758>>. You can be guided through the questions in German, English, or French (select language on the initial page). Questions take into account both *eucri*m as a journal and the online content on the *eucri*m website. You have the option of rating specific aspects and leaving comments.

V. Practical Issues

We encourage all recipients of this issue to distribute *eucri*m via email to other members of the Associations of European Lawyers and to any persons to whom it might be of interest. The concept of *eucri*m 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 *eucri*m and stay up to date, please visit:

<https://eucri.m.eu/service/subscription/>

Enjoy navigating the *eucri*m website and reading this new issue!

Thomas Wahl, Managing Editor of *eucri*m