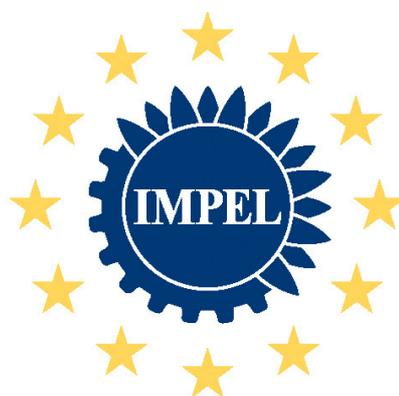


**IMPEL TFS Prosecutors Project
Report 2013**



European Union Network for
the Implementation and Enforcement
of Environmental Law

Introduction to IMPEL

The European Union Network for the Implementation and Enforcement of Environmental Law (IMPEL) is an international non-profit association of the environmental authorities of the EU Member States, acceding and candidate countries of the European Union and EEA countries. The association is registered in Belgium and its legal seat is in Brussels, Belgium.

IMPEL was set up in 1992 as an informal Network of European regulators and authorities concerned with the implementation and enforcement of environmental law. The Network's objective is to create the necessary impetus in the European Community to make progress on ensuring a more effective application of environmental legislation. The core of the IMPEL activities concerns awareness raising, capacity building and exchange of information and experiences on implementation, enforcement and international enforcement collaboration as well as promoting and supporting the practicability and enforceability of European environmental legislation.

During the previous years IMPEL has developed into a considerable, widely known organisation, being mentioned in a number of EU legislative and policy documents, e.g. the 6th Environment Action Programme and the Recommendation on Minimum Criteria for Environmental Inspections.

The expertise and experience of the participants within IMPEL make the network uniquely qualified to work on both technical and regulatory aspects of EU environmental legislation.

Information on the IMPEL Network is also available through its website at www.impel.eu

Title report: IMPEL TFS Prosecutors Project 2013	Report date : February 27, 2013 Number report: 2013/24
Project manager: Rob de Rijck (Public Prosecutors Office, The Netherlands)	Report adopted at IMPEL General Assembly: Brussels, 7-8 May 2014
Author: Rob de Rijck	Number of pages: Report : 7 Annexes 1 – 5 : 16
Project team <ul style="list-style-type: none"> - Anne Brosnan (Environment Agency England and Wales) - Howard McCann (Environment Agency England and Wales) - Marc Van Cauteren (Parket Antwerpen) - Antonio Vercher (Ministerio de Justicia España) - Kristina Persson (Swedish National Environmental Crimes Unit) Project support: <ul style="list-style-type: none"> - Ingrid Kuipers (Public Prosecutors Office, The Netherlands) 	
Executive summary: The project aims to build and strengthen a network of prosecutors in Europe involved in the prosecution of environmental crime with a special focus on the WSR 1013/2006. The network will be supported by a database. This network should facilitate the exchange of relevant case law and non-operational prosecution information such as the level of fines, working methods, prosecution approach, interpretation and practical experiences. Furthermore, it would like to inform participants on new developments within the compliance of the Basel Convention and WSR. In 2013, the main results were <ul style="list-style-type: none"> - a workshop for 15 prosecutors from 10 member states, which was comprised in the Eurojust/ENPE Strategic Meeting <i>Towards an enhanced coordination of environmental crime prosecutions across the EU: The role of Eurojust</i> in The Hague on November 27 and 28, 2013 - the actual building of the IT program that is to contain the database for the exchange of criminal case law, the outline of which was one of the project results in 2012. In preparation for this, the project team met in Rotterdam on May 2 and 3, in the presence of Michael Nicholson of the IMPEL secretariat. The budgeted project costs were € 15,750. The actual spending was € 14,805.	
Disclaimer: This report is the result of a project within the IMPEL network. The content does not necessarily represent the view of the national administrations.	

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1. OBJECTIVES, INTENDED RESULTS, COSTS

1.1 Objectives

Objectives as formulated in the Terms of Reference (ToR) 2013 were:

- Strengthen/continue the new network of prosecutors in Europe involved in the prosecution of environmental crime with a special focus on the WSR 1013/2006 through:
- The development of an interactive database/website which will facilitate the exchange of relevant case law, prosecution information such as the level of fines, working methods, prosecution approach, interpretation and practical experiences. The exchange of information through the database will be of a non-operational nature.
- Realisation of an effective database including hosting, moderating and promotion of filling and using this database.
- The organisation of a workshop for prosecutors in 2013 which will be as cost neutral as possible by finding a free venue if possible and/or ask a contribution of participants for either travelling or accommodation expenses or both.
- Strengthening ties with IMPEL, the BASEL secretariat, the European Commission, Eurojust, ENPE and other organisations dealing with WSR enforcement.

1.2 Planned activities

Planned activities as formulated in the ToR 2013 were:

- Set up a project team for the database and a project team for the organisation of the prosecutors workshop and the preparation of a specific session for the IMPEL conference in Malta
- Develop project plans for the projects
- Project 1: Two day workshop covering at least 2 topics:
 - 1. Information exchange on WSR prosecution in practice;
 - 2. Share relevant developments;
 - 3. Other topics to be defined in a later stage
- Project 2: building of a database consisting of:
 - 1. Analysis of infrastructure needed and budget
 - 2. Building and testing of the infrastructure of the database
 - 3. Filling of the database
 - 4. Maintenance
- Project 3: on invitation by IMPEL the designing and leading of a specific session that highlights how, working with inspectors and others, can improve the implementation and enforcement of EU law during and IMPEL conference in the autumn 2013 in Malta (on condition that the conference will take place)
- Report results (continuation network, workshop, database etc.)

1.3 Costs

Budgeted costs were: € 15,750. Actual spending was: € 14,805.

As indicated in Annex 1, the ToR 2013 was amended with the consent of the IMPEL Board in order to reallocate budget items from travel and stay to consultancy costs for the database.

The budget spending consisted mainly of the developing costs of the database. As can be seen in Annex 2, costs for the workshop could be kept considerably lower than planned due to the combination of the workshop with the Eurojust/ENPE Strategic Meeting. The Dutch public prosecutor's office has financially contributed to the project team meeting in Rotterdam through dinner and local travel costs.

2. PROJECT RESULTS

2.1 Project team meeting

The project team meeting took place in Rotterdam on May 2 and 3, 2013. Also present were Michael Nicholson from the IMPEL secretariat and two representatives from Cap Gemini consultants. During this meeting the group:

- explored the issues concerning the technicalities of the database and its legal content such as the necessary keywords and other information;
- discussed the 2013 workshop and its integration with the Eurojust/ENPE Strategic Meeting.

2.2 Designing of the database of criminal case law

During the period May – August, the members of the project team together with Cap Gemini designed the keywords and other essentials to be used in the database.

During the period August – December, Rob de Rijck and Ingrid Kuipers, in collaboration with Michael Nicholson and with support from application managers in the Dutch prosecution office, conferred with Cap Gemini on the quote for the database.

As a result, a programme for a database was built by Cap Gemini. Some screenshots from this are presented in Annex 3 to this report.

2.3 Workshop of prosecutors

The 2013 prosecutors workshop of the project was integrated with the Eurojust and ENPE Strategic Meeting *Towards an enhanced coordination of environmental crime prosecutions across the EU: The role of Eurojust* in The Hague on November 27 and 28, 2013. The Meeting's agenda is added in Annex 4. This integration made it possible to combine the strengths of the ENPE initiative, the (first) Eurojust meeting on environmental crime and the IMPEL workshop. It goes without saying that this combination of meetings also led to cost reduction.

In the IMPEL workshop 15 members of the network from 10 countries (Ireland, Italy, Belgium, Poland, Sweden, United Kingdom (England and Scotland), Spain, Portugal, Denmark and the Netherlands) participated. A number of prosecutors from other Member States was also present. Very instructive presentations on the TFS situations and its criminal enforcement in Ireland and Italy, respectively, were held by Leonora Mullett from Dublin and Maurizio de Marco from Naples, both participants of the IMPEL TFS prosecutors project.

The report of this Strategic Meeting is not yet available. The following is from the draft report and therefore conditional:

After introductory presentations by Maurizio De Marco from the Procura della Repubblica di Napoli and Leonora Mullett from Dublin City Council on the legislative framework of the illegal shipment of waste in Italy and Ireland respectively, participants discussed the main obstacles identified in the prosecution of environmental crimes. The problems included in particular:

a) Differing definitions and interpretations of the legal framework, e.g. in respect of the categorisation of waste, but also the different level of penalties foreseen in national legislation and which are subsequently domestically enforced;

b) Prosecutions often focus on the producer alone and with a purely national perspective which can hamper an effective fight against this criminal phenomena which has by nature cross-border elements;

c) Mutual legal assistance, especially outside the European Union, and international judicial cooperation can be difficult and time consuming;

d) Links between waste trafficking and organised crime, and the involvement of Organised Crime Groups but also the engagement of legitimate companies in the illicit trafficking of waste;

e) Environmental legislation proves to be complex and technical. This can be challenging to non-specialised law enforcement and judiciary personnel.

The participants also discussed possible solutions such as closer international cooperation (including a list of contact points), the use of Joint Investigation Teams, the exchange of case law (IMPEL database), the involvement of Eurojust, a multidisciplinary and international approach, the harmonisation of definitions and penalties and the confiscation of the proceeds of criminal gain, including a focus on money laundering. The closer involvement of Eurojust and the participating networks (IMPEL and ENPE) in order to build up expertise and gather best practices was considered essential.

3. OTHER ACTIVITIES

At the 5th IMPEL Conference, *On Implementation and Enforcement of Environmental legislation* in Malta on 2 – 5 October 2013, Anne Brosnan presented a criminal pollution case from the UK. Rob de Rijck presented a criminal TFS case from the Netherlands.

4. ANNEXES

ANNEX 1 TERMS OF REFERENCE

AMENDED TERMS OF REFERENCE FOR IMPEL PROJECT (Amendments to the original ToR in red, dated May 15, 2013)

* Please read the supporting notes before filling in each section of this form.

1. Project details

Name of project IMPEL-TFS Prosecutor Project 2

2. Scope

2.1. Background	<ul style="list-style-type: none">• The compliance deficit of the Basel Convention and the European Waste Shipment Regulation (1013/2006) or 'WSR' is very serious and past experience indicates that we are dealing with organised crime in many cases. Figures indicate that about 20% of all waste shipments are in violation.• Prosecution of environmental crime is a national competence. The differences in approach and the number of convictions in European countries are significant. There appears to be a lack of communication between authorities both on a national and on an international level. In practice, criminals who are involved in shipping waste may illegally take advantage of the differences in enforcement lack of communication between authorities.• To improve the collaboration and alignment within prosecution of the WSR, frequent contact between all relevant authorities is necessary. Prosecution is an important part of the enforcement and compliance cycle. Therefore, European prosecutors need structured, personal and frequent contact where they can strengthen their network, exchange experiences of case law and good practices and align prosecution actions of European environmental law and regulations in Europe.• In 2012 the IMPEL TFS Prosecutor Project was carried out which aimed to meet the needs as described above. One of the products was a workshop held on 12-15 November 2012 near Segovia, Spain. The workshop hosted 22 prosecutors and 3 representatives from IMPEL, the BASEL secretariat and Eurojust. This workshop was the start of a network of prosecutors dealing with WSR.• In the workshop the need for a database/website in order to exchange information like good practices, case law and prosecution policy was discussed. The participants support the realisation of this database/website. While making the proposal for the database it became clear that the database will have to meet certain requirements like search options and access levels/rights which might imply hiring an web/database designer.• Furthermore the participants of the workshop felt the need for a yearly held prosecutors workshop in order to improve capacity building and cooperation.• During the organization of the workshop it became clear that inspectors occupied with the enforcement of the WSR were interested in the network initiative and the workshop. Furthermore in 2012 the European Network of Prosecutors for the Environment (ENPE) was established. The way of cooperation with both is to be considered.• A coordinated audit on the level of WSR enforcement was performed by eight National Audit Offices. The results will be published in the first half of 2013.
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2.2. Directive / Regulation / Decision	<ul style="list-style-type: none"> ➤ European Waste Shipment Regulation (1013/2006); ➤ EC Directive 2008/99/ on the protection of the environment through criminal law ➤ Commission Regulation (EC) 1418/2007 concerning the export of certain wastes for recovery to NON-OECD countries; ➤ European Council Conclusions of 20 May 2010 (5956/5/10) on the 'Prevention and combating of illegal trafficking of waste, particularly in international trafficking'.
2.3. Article and description	<p><u>EC Regulation No 1013/2006 on the supervision and control of shipments of waste within, into and out of the European Community</u></p> <ul style="list-style-type: none"> ➤ Article 50(1): Member States shall lay down the rules on penalties applicable for infringement of the provisions of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for must be effective, proportionate and dissuasive; ➤ Article 50(2): Member States shall, by way of measures for the enforcement of this Regulation, provide, inter alia, for inspections of establishments and undertakings in accordance with Article 13 of Directive 2006/12/EC, and for spot checks on shipments of waste or on the related recovery or disposal; ➤ Article 50(5): Member States shall cooperate, bilaterally or multilaterally, with one another in order to facilitate the prevention and detection of illegal shipments. <p><u>EC Directive 2008/99/ on the protection of the environment through criminal law</u></p> <ul style="list-style-type: none"> ➤ Article 3 Offences: Member States shall ensure that the following conduct constitutes a criminal offence, when unlawful and committed intentionally or with at least serious negligence: (...) (c) the shipment of waste, where this activity falls within the scope of Article 2(35) of Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste and is undertaken in a non-negligible quantity, whether executed in a single shipment or in several shipments which appear to be linked; (...) <p>Article 5 Penalties: Member States shall take the necessary measures to ensure that the offences referred to in Articles 3 and 4 are punishable by effective, proportionate and dissuasive criminal penalties.</p>
2.4 Link to the 6th EAP	<p>Articles 3(2) and 9(d) of the European Community 6th European Action Programme.</p>
2.5. Link to MAWP	<p>The IMPEL-TFS cluster MAWP covers 2011-2015 and this project links to the following key partners, strategic goals and themes of the TFS cluster: <u>2. Key Partners:</u> Public Prosecutors (with links to the other key partners like ENPE and environmental inspectorates); <u>3. Strategic Goals 1, 2 and 3:</u> Increased Awareness, Capacity Building and Improved Cooperation; <u>4. MAWP Themes 3 and 4:</u> Better Collaboration Enforcement Partners and Interpretation Issues.</p>
2.6. Objective (s)	<ul style="list-style-type: none"> - Strengthen/continue the new network of prosecutors in Europe involved in the prosecution of environmental crime with a special focus on the WSR 1013/2006 through: - The development of an interactive database/website which will facilitate the exchange of relevant case law, prosecution information such as the level of fines, working methods, prosecution approach, interpretation and practical experiences. The exchange of information through the database will be of a non-operational nature. - Realisation of an effective database including hosting, moderating and promotion of filling and using this database. - The organisation of a workshop for prosecutors in 2013 which will be as cost neutral as possible by finding a free venue if possible and/or ask a contribution of participants for either travelling or

	<p>accommodation expenses or both.</p> <ul style="list-style-type: none"> - Strengthening ties with IMPEL, the BASEL secretariat, the European Commission, Eurojust, ENPE and other organisations dealing with WSR enforcement.
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3. Structure of the project

3.1. Activities	<ul style="list-style-type: none"> ➤ Set up a project team for the database and a project team for the organisation of the prosecutors workshop and the preparation of a specific session for the IMPEL conference in Malta ➤ Develop project plans for the projects ➤ Project 1: Two day workshop covering at least 2 topics: <ol style="list-style-type: none"> 1. Information exchange on WSR prosecution in practice; 2. Share relevant developments; 3. Other topics to be defined in a later stage ➤ Project 2: building of a database consisting of: <ol style="list-style-type: none"> 1. Analysis of infrastructure needed and budget 2. Building and testing of the infrastructure of the database 3. Filling of the database 4. Maintenance <p>The costs of this project cannot be estimated now as this will to largely depend on whether the website/database can be built in an already existing database or not</p> ➤ Project 3: on invitation by IMPEL the designing and leading of a specific session that highlights how, working with inspectors and others, can improve the implementation and enforcement of EU law during and IMPEL conference in the autumn 2013 in Malta (on condition that the conference will take place) ➤ Report results (continuation network, workshop, database etc)
3.2. Product(s)	<ol style="list-style-type: none"> 1. One 2-days-workshop for 30 participants 2. A database of environmental case law 3. Session by prosecutors for the IMPEL conference in Malta 4. Project report
3.3. Planning (Milestones)	<ol style="list-style-type: none"> 1. Project plan February 2013 2. Workshop second half 2013 3. Realisation database June 2013 4. A working database second half 2013 5. Session IMPEL conference Malta 6. Final report December 2013 7. Presentation and adoption report IMPEL GA 2014

4. Organisation

4.1. Lead	Mr. Rob de Rijck (Public Prosecuting Office, The Netherlands)
4.2. Project team	TBC
4.3. Participants	<p>Prosecutors of environmental crime specialised in WSR in Europe (or their representatives), project team, relevant organisations. Countries that participate are:</p> <ul style="list-style-type: none"> • Kristina Persson (Sweden) • Antonio Vercher Noguera (Spain) • Anne Brosnan (England) • Howard McCann (England) • Marc Van Cauteren (Belgium)

5. Quality review

The project manager will regularly report the process and outcomes to the IMPEL-TFS Steering Committee and the IMPEL General Assembly. IMPEL procedures are applicable and have to be followed by the project team.

6. Communications

6.1. Dissemination of results	News Item on IMPEL website and, inform national partners like inspectorates and main target groups as stated below about results
6.2. Main target groups	Prosecutors of environmental crime, IMPEL-TFS network, European Commission, Secretariat of the Basel Convention, Eurojust, International Association for Prosecutors, INECE etc.
6.3. Planned follow up	TBC

7. Project costs/Resources required

	Estimated costs	Budget requested from IMPEL (€)	Total payments committed by lead authority (€)	Payments by lead authority directly to the project (€)	Payments by lead authority via the IMPEL budget (€)
• Project meetings in total					
<i>Meeting 1:</i> project team meeting workshop					
No of Participants:	5				
Travel:		1,550			
Accommodation:		450			
Catering:					
Meeting venue:					
Sub-Total:		2,000			
<i>Workshop</i>					
No of participants:	30				
Travel:		3,750			
Accommodation:		-			
Catering:		-			
Meeting venue:					
Sub-Total:		3,750			
• Consultant:		10,000			
• Translation:					
• Dissemination:					
• Attendance for Project Manager at Cluster meetings:					
• Other (specify):					

TOTAL		15,750			
Human Resources					

Explanation of amendments:

The amendment to the ToR concerns a reallocation of amounts from the items workshop, travel, accommodation (originally € 11,250, new € 3,750) to consultant (originally € 2,500, new € 10,000).

Database :

In the original Terms of Reference, an amount of € 2.500 was allocated to the consultant/webdesign costs for the database. The idea was that the database could possibly be developed inhouse. Since then the project team has contacted Cap Gemini. Cap Gemini is one of the regular IT consultancy firms both for the Environment Agency in England and the prosecution service in The Netherlands.

Cap Gemini has, on the basis of the Outline for a Database which the project team wrote in 2012, designed a prototype for the database which was presented to the project team in the project meeting May 3rd, 2013. Michael Nicholson of IMPEL attended this meeting.

The project team concluded that the prototype is very promising and that it would like to further explore the possibilities that Cap Gemini can offer. It was agreed that Cap Gemini will be asked for a formal quote for development costs and an indication for future maintenance costs. In the meeting, Cap Gemini roughly indicated the development costs can be estimated at € 10,000.

General meeting

It is possible to lower the costs of the IMPEL TFS prosecutors' workshop by combining it with a Eurojust and ENPE (European Network of Prosecutors for the Protection of the Environment) conference of 27-28 November 2012 in The Hague. The TFS workshop can take the form of a workshop on the 28th of November. In this manner, costs for travel and hotel can be shared.

The project group asks the IMPEL board permission to re-allocate the budget so that € 10,000 euro will be available for the development of the database. The budget for the workshop will be lowered accordingly.

The project group will produce a more detailed overview of the development and estimated maintenance costs. It will also define success criteria for the database in relation to the long term costs.

ANNEX 2 PROJECT PLAN VERSUS ACTUAL SPENDING

Line Item	May	Q2	November	December	Q4	Annual
Total						
Plan	€ 2,000.00	€ 2,000.00	€ 3,750.00	€ 10,000.00	€ 13,750.00	€ 15,750.00
Actual	€ 2,051.03	€ 2,051.03	€ 1,154.27	€ 11,600.00	€ 12,754.27	€ 14,805.30
Variance						€ 944.70
Variance (percent)						
Accommodation and travel						
Plan	€ 2,000.00	€ 2,000.00	€ 3,750.00	€ 0,00	€ 0,00	€ 5,750.00
Actual	€ 2,051.03	€ 2,051.03	€ 1,154.27	€ 0,00	€ 1,154.27	€ 3,205.30
Variance						€ 2,544.70
Variance (percent)						
Consultant						
Plan	€ 0,00	€ 0,00	€ 0,00	€ 10,000.00	€ 10,000.00	€ 10,000.00
Actual	€ 0,00	€ 0,00	€ 0,00	€ 11,600.00	€ 11,600.00	€ 11,600.00
Variance						€ 1,600.00
Variance (percent)						

ANNEX 3 SCREENSHOTS FROM THE DATABASE

Register WSR case

Enter data

Summary of the case (English) *

Domestic reference number *

Country *

Name of the prosecutor

Route

Type of waste

- Hazardous waste
- Ewaste
- Household waste
- Plastic/paper/glass/metal
- Tyres
- Other

Means of transport

- Container
- Sea vessel
- Inland shipping
- Train
- Road
- Air

Legal regime

- Annex VII
- Notification and consent
- Prohibition

Type of violation

- Prohibition
- Fraud
- No notification or consent
- No Annex VII document
- Other

Defendant

- Legal person
- Natural person
- First offender y/n

Quality of defendant

- Producer of waste
- Exporter of waste
- Transporter of waste
- Shipping line
- Other

Legal issues

- Identity/causation
- WSR regime
- Definition of waste
- Mixture or contamination of waste
- Definition of import, export, transit
- Intent/negligence/strict liability
- Complicity/accessory
- Penalty
- Organized crime
- WSR not applicable
- Other

Court level

- District court or equivalent

Search case

Search cases on their number or their name

[Advanced search](#)

Overview

Zoektermen

Country

- Netherlands
- France
- Mexico
- Norway
- Belgium

Means of transport

- Container
- Sea vessel
- Inland shipping
- Train
- Road
- Air

Type of waste

- Hazardous waste
- Ewaste
- Household waste
- Plastic/paper/glass/metal
- Tyres
- Other

Route

- Out of EU to non OECD country
- Out of EU to OECD country
- Within EU
- Transit through EU
- Into EU

Legal regime

- Annex VII
- Notification and consent
- Prohibition

Type of violation

- Prohibition
- Fraud
- No notification or consent
- No Annex VII document
- Other

Defendant

- Legal person
- Natural person
- First offender y/n

Quality of defendant

- Producer of waste
- Exporter of waste
- Transporter of waste
- Shipping line
- Other

Legal issues

- Identity/causation
- WSR regime
- Definition of waste
- Mixture or contamination of waste
- Definition of import, export, transit
- Intent/negligence/strict liability
- Complicity/accessory
- Penalty
- Organized crime
- WSR not applicable
- Other

Court level

- District court or equivalent
- High Court
- Court of appeal
- Supreme court

Sentence

- Imprisonment
- Fine
- Community service
- Confiscation of assets
- Acquittal
- Other

Summary of the case (English)

containing these words

Search case

Search cases on their number or their name

[Advanced search](#)

WSR case 1 - NL123456789

New* Open* Closed* Archived

- Case properties
- Attached documents
- Details**
- History

Details

ID	1
Summary of the case (English)	alfa beta gamma delta
Domestic reference number	NL123456789
Country	Netherlands
Name of the prosecutor	Ad. Ministrator
Route	Out of EU to non OECD country
Type of waste	Household waste Tyres
Means of transport	Inland shipping
Legal regime	Annex VII
Type of violation	No Annex VII document Other
Defendant	Natural person
Quality of defendant	
Legal issues	Penalty Organized crime
Court level	High Court
Sentence	Imprisonment Fine

Search case

Search cases on their number or their name

Search

[Advanced search](#)

Tasks

[Edit WSR case](#)



Overview

WSR case 1 - NL123456789

[New](#) [Open](#) [Closed](#) [Archived](#)

Case properties

Attached documents

Details

History

Attached documents

Title	Document type	Date	User	Action
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No attached documents found

[New](#)

Displaying 0-0 from 0

Search case

Search cases on their number or their name

[Search](#)

[Advanced search](#)

Tasks

[Edit WSR case](#)

ANNEX 4 AGENDA EUROJUST/ENPE STRATEGIC MEETING

STRATEGIC MEETING

“TOWARDS AN ENHANCED COORDINATION OF ENVIRONMENTAL CRIME PROSECUTIONS ACROSS THE EU: THE ROLE OF EUROJUST”

The Hague, 27-28 November 2013

AGENDA

The Strategic Meeting will be held at the NH Hotel, Prinses Margrietplantsoen 100, 2595 BR The Hague

WEDNESDAY, 27 NOVEMBER 2013

Chair: Mr Leif Görts, National Member for Sweden, Eurojust

08.00-09.15	Registration of participants
09.15 -09.25	Opening session and welcoming speeches <ul style="list-style-type: none">• Ms Michèle Coninx, President of Eurojust and National Member for Belgium• European Network of Prosecutors for the Environment (ENPE) Mr Jonathan Robinson, Presidency of the ENPE
09.25 - 09.45	Overall introduction to actors, legal frame and organizations in the field of the fight against environmental crime Mr Leif Görts, National Member for Sweden, Eurojust
09.45 - 10.00	Presentation of the ENPE: organisation and activities Ms Anne Brosnan, Presidency of ENPE
10.00 – 10.15	Presentation of the IMPEL Trans-frontier Shipment of Waste (TFS) Prosecutors’ Project: organisation and activities Mr Rob de Rijck, Prosecutor, The Netherlands, Chair of the TFS Prosecutors’ Project
10.15- 10.30	General discussion
10.30 – 10.50	<i>Coffee break</i>

10.50 – 11.20	<ul style="list-style-type: none"> • The links between environmental crime and other serious and/or organised crime Mr Sascha Strupp, Europol • EnviCrimeNet Mr Roel Willekens, Chairman of the EnviCrimeNet
11.20 – 11.50	<p>Presentation of the outcome of the Eurojust questionnaire Ms Nadja Long, Case Analyst, Eurojust</p>
11.50 – 12.05	<p>General discussion</p>
12.05 – 13.30	<p><i>Lunch</i></p>
13.30 – 14.00	<p>Presentation of the study on the implementation of the Directive 2008/99/EC on the protection of the environment through criminal law Mr Jeroen Blomsma and Mr. Heiko Wagner European Commission - DG Justice</p>
14.00 – 14.20	<p>The Habitat and the Birds Directives Mr Joseph van der Stegen, European Commission - DG Environment</p>
14.20 – 14.35	<p>General discussion</p>
14.35 – 15.00	<p><i>Coffee break</i></p>
15.00 – 15.30	<p>Eurojust – general presentation and presentation of a case showing Eurojust’s tools Mr Koen Hermans, Assistant to the National Member to The Netherlands, Eurojust</p>
15.30 – 15.50	<p>Trafficking in endangered species, case examples Mr Cornelis Van Duijn, Interpol</p>
15.50 – 16.20	<p>Key note speaker Professor Richard Macrory, UCL</p>
16.20 – 16.35	<p>General discussion</p>
16.35 – 16.40	<p>Conclusions of the first day Mr Leif Görts, National Member for Sweden, Eurojust</p>

17.00 – 17.30	ENPE – General Assembly
17.30 – 18.45	IMPEL – Presentation of a database of case-law on trans-frontier shipment of waste
19.30	<i>Official dinner</i>

THURSDAY, 28 NOVEMBER 2013

9.00 -12.30	<p>Workshops</p> <p>Workshop on trafficking in endangered species Chair: Mr Leif Görts National Member for Sweden, Eurojust Co-Chair: Ms Kate Fleming Specialist Prosecutor, Crown Office and Procurator Fiscal Service, United Kingdom</p> <p>Workshop on the fight against illicit trafficking in waste Chair: Mr Rob de Rijck, Prosecutor, The Netherlands, Chair of the TFS Prosecutors' Project Co-Chair: Mr Francesco Lo Voi, National Member for Italy, Eurojust</p> <p>Workshop on serious crimes related to surface water pollution Chair: Ms Lorna Dempsey, Head of Legal Services, Environmental Protection Agency, Ireland Co-Chair: Mr Henri Tillart, Assistant to the National Member to The Netherlands, Eurojust</p> <ul style="list-style-type: none"> • 9.00-10.30 Workshop • 10.30-11.00 <i>Coffee break</i> • 11.00-12.30 Workshop
12.30 – 14.00	<i>Lunch</i>
14.00 – 15.35	<p>Presentation of the conclusions of each workshop and general discussion Chairs/ co-chairs of the workshops</p> <ul style="list-style-type: none"> • 14.00 – 14.30 Workshop on trafficking in endangered species • 14.30 – 15.00 Workshop on the fight against illicit trafficking in waste • 15.00 – 15.20 Workshop on serious crimes related to surface water pollution • 15.20 – 15.35 General discussion
15.35 – 16.05	<p>Seminar conclusions and future perspectives</p> <ul style="list-style-type: none"> • Mr Leif Görts, National Member for Sweden, Eurojust • European Network of Prosecutors for the Environment Mr Jonathan Robinson/ Ms Anne Brosnan – Presidency of the ENPE
16.05 – 16.15	<p>Closing remarks Ms Michèle Coninx, President of Eurojust and National Member for Belgium</p>

ANNEX 5 REPORT EUROJUST/ENPE STRATEGIC MEETING

Participating in the IMPEL TFS prosecutors workshop on November 28, 2013 were :

Maurizio de Marco, Italy
Leonora Mullett, Ireland
Maureen Synnott, Ireland
Marc Van Cauteren, Belgium
Sara Boogers, Belgium
Piotr Nowak, Poland
Kristina Persson, Sweden
Jörgen Lindberg, Sweden
Antonio Vercher, Spain
Anne Brosnan, UK, England
Teresa Almeida, Portugal
Ida Skovgaard, Denmark
Kate Fleming, UK, Scotland
Renske Mackor, The Netherlands

The official report of the Eurojust/ENPE Strategic Meeting is not yet available.