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NOTE

from: Dimitër Tzantchev, Ambassador, Permanent Representation of the Republic of Bulgaria to the European Union

to: Rafael Fernández-Pita y González, Director-General, Council of the European Union

date of receipt : 19 February 2014

Subject : Appointment of Bulgarian National Member, Deputy National Member and Assistant in Eurojust

Dear Sir,

I have the honour to present to you a letter from Mr Iliya Angelov, Deputy Minister of Justice of the Republic of Bulgaria, notifying the Decision No 38 from 23 January 2014 of the Council of Ministers of the Republic of Bulgaria appointing:

- Mr Kamen Mihov Mihov, Deputy Prosecutor General at the Supreme Administrative Prosecution Office, as a **National Member** of the Republic of Bulgaria of Eurojust, for a mandate of four years as from 12 February 2014;
- Mrs Ivanka Todorova Kotorova-Duhlakova, Prosecutor, Head of International Legal Assistance Department at the Supreme Prosecution Office of Cassation, as a **Deputy National Member** of the Republic of Bulgaria of Eurojust, for a mandate of four years as from 12 February 2014;

- Mr Dimitar Tsvetanov Hadzhiyski, Prosecutor at the Sofia Regional Prosecution Office, as an **Assistant** to the National Member of the Republic of Bulgaria in Eurojust, for a mandate of four years as from 12 February 2014.

The letter states as well the powers granted by the Prosecutor General of the Republic of Bulgaria to the National Member, the Deputy National Member and the Assistant in Eurojust.

(Complimentary close)

(s.) Dimitar Tzantchev



REPUBLIC OF BULGARIA
MINISTRY OF JUSTICE

54-00-98/13

14.02.2014

Sofia, 13 February 2014

Mr. Rafael Fernandez-Pita y Gonzalez,
Director General,
Council of the European Union

Cc: Ms. Michèle Coninx
President of Eurojust

Subject: Appointment of a Bulgarian National Member, a Deputy National Member and of an Assistant to the National Member at Eurojust

Dear Mr. Fernandez-Pita y Gonzalez,

In pursuance to Article 41, paragraph 1 of the Council Decision 2009/426/JHA of 16 December 2008 on the strengthening of Eurojust and amending Decision 2002/187/JHA setting up Eurojust with a view to reinforcing the fight against serious crime, I would like to inform the General Secretariat of Council of the European Union that on January 23rd 2014 the Council of Ministers of the Republic of Bulgaria adopted Decision No 38 whereby appointed:

- **Mr. Kamen Mihov Mihov**, Deputy Prosecutor General at the Supreme Administrative Prosecution Office, as a **National Member of the Republic of Bulgaria at Eurojust**, for a mandate of 4 (four) years as from February 12th, 2014;
- **Mrs. Ivanka Todorova Kotorova-Duhlakova**, Prosecutor, Head of International Legal Assistance Department at the Supreme Prosecution Office of Cassation, as a **Deputy National Member of the Republic of Bulgaria at Eurojust**, for a mandate of 4 (four) years as from February 12th, 2014;
- **Mr. Dimitar Tsvetanov Hadzhiyski**, Prosecutor at the Sofia Regional Prosecution Office, as an **Assistant to the National Member of the Republic of Bulgaria at Eurojust**, for a mandate of 4 (four) years as from February 12th, 2014;

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1. Powers of Mr. Kamen Mihov Mihov - National Member of the Republic of Bulgaria at Eurojust

Pursuant to Art. 9a, Para.2 of the EU Council Decision 2009/426/JHA of 16 December 2008 on the strengthening of Eurojust and amending Decision 2002/187/JHA with a view to reinforcing the fight against serious crime, the Bulgarian National Member at Eurojust will have the following powers:

- The powers pursuant to Art. 9b of the Council Decision 2009/426/JHA on the strengthening of Eurojust and amending Decision 2002/187/JHA for setting up Eurojust;

- The powers stipulated in the provisions of Art. 9c of the same EU Council Decision, after consultation with the Deputy Prosecutor General at the Supreme Cassation Prosecutor's Office, in charge of managing the international legal cooperation;

- The power pursuant to Art. 9e of Council Decision 2009/426/JHA on the strengthening of Eurojust and amending Decision 2002/187/JHA setting up Eurojust - after consultation with the Deputy Prosecutor General at the Supreme Cassation Prosecutor's Office, in charge of managing international legal cooperation;

The powers pursuant to Art. 9b and Art. 9c of EU Council Decision 2009/426/JHA on the strengthening of Eurojust and amending Decision 2002/187/JHA for setting up Eurojust will be executed by the National Member of the Republic of Bulgaria, in compliance of the requirements of the national legislation, related to the separation of powers between the police, prosecution and court. In case of procedures requiring preliminary authorisation of the Bulgarian Court (information referring to a bank or tax secrecy, application of special investigative means or in some other cases determined by law), the Bulgarian National Member will submit the requests in writing of other National Members to the competent authorities in the Republic of Bulgaria, empowered by virtue of the national legislation to implement necessary actions.

2. Powers of Mrs. Ivanka Todorova Kotorova - Duhlakova – Deputy National Member of the Republic of Bulgaria at Eurojust

Pursuant to Art. 9a, Para.2 of the EU Council Decision 2009/426/JHA of 16 December 2008 on the strengthening of Eurojust and amending Decision 2002/187/JHA with a view to reinforcing the fight against serious crime, the Bulgarian Deputy National Member at Eurojust will be granted with the powers to be able to act on behalf or to substitute the National Member and will have the following powers:

- The powers pursuant to Art. 9b of the Council Decision 2009/426/JHA on the strengthening of Eurojust and amending Decision 2002/187/JHA for setting up Eurojust;

- The powers stipulated in the provisions of Art. 9c of the same EU Council Decision, after consultation with the Deputy Prosecutor General at the Supreme Cassation Prosecutor's Office, in charge of managing the international legal cooperation;

- The power pursuant to Art. 9e of Council Decision 2009/426/JHA on the strengthening of Eurojust and amending Decision 2002/187/JHA setting up Eurojust - after consultation with the Deputy Prosecutor General at the Supreme Cassation Prosecutor's Office, in charge of managing international legal cooperation;

The powers pursuant to Art. 9b and Art. 9c of EU Council Decision 2009/426/JHA on the strengthening of Eurojust and amending Decision 2002/187/JHA for setting up Eurojust will be executed by the Deputy National Member of the Republic of Bulgaria, in compliance of the requirements of the national legislation, related to the separation of powers between the police, prosecution and court. In case of procedures requiring preliminary authorisation of the

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Bulgarian Court (information referring to a bank or tax secrecy, application of special investigative means or in some other cases determined by law), the Bulgarian Deputy National Member will submit the requests in writing of other National Members to the competent authorities in the Republic of Bulgaria, empowered by virtue of the national legislation to implement necessary actions.

3. Powers of Mr. Dimitar Tsvetanov Hdzhiyski – Assistant to the National Member of the Republic of Bulgaria at Eurojust

Pursuant to Art. 9a, Para.2 of the EU Council Decision 2009/426/JHA of 16 December 2008 on the strengthening of Eurojust and amending Decision 2002/187/JHA with a view to reinforcing the fight against serious crime, the Assistant to the Bulgarian National Member at Eurojust will be granted with the powers to be able to act on behalf or to substitute the National Member and will have the following powers:

- The powers pursuant to Art. 9b of the Council Decision 2009/426/JHA on the strengthening of Eurojust and amending Decision 2002/187/JHA for setting up Eurojust;
- The powers stipulated in the provisions of Art. 9c of the same EU Council Decision, after consultation with the Deputy Prosecutor General at the Supreme Cassation Prosecutor's Office, in charge of managing the international legal cooperation;
- The power pursuant to Art. 9e of Council Decision 2009/426/JHA on the strengthening of Eurojust and amending Decision 2002/187/JHA setting up Eurojust - after consultation with the Deputy Prosecutor General at the Supreme Cassation Prosecutor's Office, in charge of managing international legal cooperation;

The powers pursuant to Art. 9b and Art. 9c of EU Council Decision 2009/426/JHA on the strengthening of Eurojust and amending Decision 2002/187/JHA for setting up Eurojust will be executed by the Assistant to the National Member of the Republic of Bulgaria, in compliance of the requirements of the national legislation, related to the separation of powers between the police, prosecution and court. In case of procedures requiring preliminary authorisation of the Bulgarian Court (information referring to a bank or tax secrecy, application of special investigative means or in some other cases determined by law), the Assistant to the Bulgarian National Member will submit the requests in writing of other National Members to the competent authorities in the Republic of Bulgaria, empowered by virtue of the national legislation to implement necessary actions.

I avail myself of the opportunity to assure you in my highest considerations.

Yours sincerely,

Iliya Angelov
Deputy Minister of Justice
of the Republic of Bulgaria



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