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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Draft Council Decision on the appointment of a Deputy Executive Director of Europol
	– Adoption

1. The mandate of one of the current Deputy Executive Directors of Europol expires on 31 October 2019. It is therefore necessary to appoint a new Deputy Executive Director, as foreseen by 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").
2. According to Article 54(2) of the Europol Regulation, the Executive Director shall be appointed by the Council from a shortlist of candidates proposed by the Management Board, following an open and transparent selection procedure. According to Article 55(2) of the Europol Regulation, the same procedure applies to Deputy Executive Directors.

3. According to Article 54(2) of the Europol Regulation, before appointment, the candidate selected by the Council may be invited to appear before the competent committee of the European Parliament, which shall subsequently give a non-binding opinion. It was therefore necessary to organise a selection procedure, so that the Council could inform the European Parliament of the candidate selected.
4. On 18 July 2019, the Council selected Mr Jürgen EBNER as the next Deputy Executive Director of Europol, based on a vacancy notice published in the Official Journal of the EU on 23 January 2019 and the subsequent selection procedure, which led to the establishment of a reasoned opinion on the appointment of a Europol Deputy Executive Director, adopted by the Management Board of Europol at its meeting on 23-24 May 2019.
5. The Council informed the competent committee of the European Parliament about the selection of Mr. EBNER for the purposes of the hearing according to the fourth subparagraph of Article 54(2) of the Europol Regulation.
6. On 5 September 2019, the selected candidate appeared before the Civil Liberties, Justice and Home Affairs Committee of the European Parliament ('LIBE Committee') and subsequently, by a letter dated 18 October 2019, the Council was informed of the opinion adopted by the LIBE Committee in accordance with the fourth subparagraph of Article 54(2) of the Europol Regulation.
7. COREPER is therefore invited to:
 - recommend that the Council adopts the Council Decision on the appointment of a Deputy Executive Director of Europol, as set out, after finalisation of the text by the legal/linguistic experts, in 12933/19;
 - recommend that the Council decides to publish the Council Decision in the Official Journal.