ADMINISTRATIVE ARRANGEMENT

BETWEEN

THE EUROPEAN POLICE OFFICE (EUROPOL) AND

THE EUROPEAN ANTI-FRAUD OFFICE (OLAF)
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In order to fight international organised crime in the context of fraud, corruption or any other criminal offence or illegal activities affecting the European Community's financial interests, the European Police Office (Europol) and the European Anti-Fraud Office (OLAF) (hereinafter jointly referred to as "the Parties", or separately referred to as "the Party"), have agreed the following arrangements for their practical co-operation, based on mutual confidence and respective competencies, and in conformity with Article 9 paragraph 2 of the Administrative Agreement on Co-operation between the European Commission and the European Police Office of 18 February 2003:

1. Areas of common interest

Within the limits of their respective competencies, the Parties should co-operate in the fight against:

- fraud,
- corruption,
- money laundering and
- any other illegal activity in the framework of international organised crime affecting the financial interests of the European Community.

Without prejudice to the Administrative Agreement between Europol and the European Commission of 18 February 2003 and further agreements based thereon, the Parties may also co-operate in other areas of common interest, such as counterfeiting of the euro.

In co-operating in all of these areas, the Parties should give particular emphasis to the new challenges posed by the enlargement process and the new external borders of the European Union.
2. Exchange of strategic and technical information

Within the limits of their respective competencies and in conformity with the relevant rules, in particular rules on confidentiality, and the Administrative Agreement between Europol and the European Commission of 18 February 2003, the Parties should exchange, either spontaneously or on specific request, any strategic or technical information when this is necessary to perform the respective tasks of each Party. Such strategic or technical information does not include personal data related to an identified individual or identifiable individuals.

In conformity with the applicable rules, it may include relevant information from:

- the Europol Information System,
- the Customs Information System or
- any other OLAF or Europol database,

and may also be used to support operational analysis carried out by the Parties.

a) strategic information may include information on:

- trends in criminality related to the areas referred to under point 1,
- operational structures of the organisations implicated in these criminal activities, as well as the links existing between these organisations operating inside or outside the European Union,
- strategies, *modus operandi*, techniques and the financing of these organisations.

b) technical information may include information on:

- technical investigation tools,
- methods in treatment and analysis of data,
- IT equipment or knowledge.

Given the particular importance of exchanging personal data for operational purposes, the Parties state their intention to contribute to considering the question of personal data in due time as expressed in the last consideration of the Administrative Agreement between Europol and the European Commission of 18 February 2003.
3. Co-operation in the field of intelligence and technical support

Within their respective competencies, the Parties should consult regularly and provide mutual assistance, either spontaneously or on specific request, with a view to ensuring an effective co-ordination of their respective activities, in particular in the field of threat assessment and risk analysis. For that purpose, and in conformity with the relevant rules, the Parties may share their specific technical tools and materials.

For the purpose of enhancing mutual understanding and the co-ordination of activities, the Parties should maintain close and regular contacts via their contact points referred to under point 7.

4. Common reports and mutual consultation

Where relevant, each Party should consult the other Party on the production of its reports. Where possible, the Parties should consider the possibility to produce common reports, in particular in the field of threat assessments and risk analysis.

5. Participation in joint investigation teams

If either Europol or OLAF participates in, or is involved in supporting a joint investigation team set up by the Member States, related to one of the areas referred to under point 1, it should, if possible, inform the other Party thereof. Europol and OLAF may act together in recommending to the national authorities of the Member States that they set up joint investigation teams when the information they possess shows the usefulness of doing so.

6. Co-operation in the field of professional training and working groups

The Parties should co-operate in the field of professional training, working groups, consultative committees, seminars and workshops:

- by informing one another of relevant activities which they organise and which may be of common interest, and, if appropriate, by inviting one another to these activities;
- by organising joint activities in this field.

7. Contact points

Notwithstanding Article 3 of the Agreement between Europol and the European Commission, the Financial Crime Unit of Europol (SC 4) and the Intelligence Directorate of OLAF (Dir C), liaising with the Investigations and Operations Directorate of OLAF (Dir B) where investigation matters are
concerned, are the respective contact points for co-operation between Europol and OLAF. Their representatives should meet when necessary, also to establish and reinforce common strategies and to resolve practical problems that may arise from the application of the present administrative arrangement.

8. Evaluation of co-operation

Via their respective Directors and/or their contact points, Europol and OLAF should periodically meet to identify possible priority areas for co-operation and common strategic or operational objectives, to evaluate the application and the necessity for amendment of this administrative arrangement, to promulgate good practices of collaboration and to analyse the evolution of their relationship.

In their respective activity reports, Europol and OLAF should give information on their collaboration.

9. Entry into force

The present administrative arrangement is applicable from the day of its signing onwards.

Done at Brussels, this eighth day of April, two thousand and four, in two copies in the English language.

For OLAF

[Signature]
Franz-Hermann Brüner
Director General

For Europol

[Signature]
Jürgen Storbeck
Director