

# MEDEL

**MAGISTRATS EUROPEENS POUR LA DEMOCRATIE ET LES LIBERTES**

**To the Director General of the European Anti-fraud Office (OLAF), Mr. Franz-Hermann Brüner**

**To the Chair of the OLAF Supervisory Committee, Mr. Raymond Kendall,**

**OLAF  
European Commission  
B-1049 Bruxelles  
BELGIUM**

Genoa, 13 December 2002

Sirs,

I had the opportunity to read the letter to Mr Valery Giscard d'Estaing, President of the Convention for the Future of Europe, setting out your joint vision based on the investigative work of the Office for the future protection of the financial interests of the European Community.

As President of MEDEL (*Magistrats européens pour la Démocratie et les Libertés*), I have the honour to confirm that, in principle, the point of view of our Association of different European Judges and Prosecutors Associations about the topic is the same you expressed to the President of the Convention.

We firmly believe that an effective strengthening of the criminal law protection of the financial interests of the European Community is absolutely necessary and therefore we guess that the final recommendations made to the Convention by Working Group X "Freedom, security and justice" will not allow for progress to effectively prosecute this kind of national and trans-national criminality. Particularly, we don't believe that Eurojust, which was created for the Third Pillar's purposes of judicial cooperation among Member States Authorities, could in the future replace the idea of a Communitarian prosecution Service, independent and impartial.

MEDEL had the possibility to take part in the Public Hearing on the Green Book on the European Public Prosecutor; our opinion on the issue was explained in the paper I'm enclosing for your better information about our positions. The paper has been approved by our Administrative Board and is a part of our "*acquis*" on the topic. In our last meeting in Brussels, October 2002, we met Mr Alberto Perduca, who explained your activities, and his speech had a great success among our delegates.

We will inform the Convention about our opinion on the issue.

Thanking you in advance for your attention, I remain sincerely yours.

Ignazio Juan Patrone, President of MEDEL