



## European Scrutiny Committee

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From: Mr William Cash MP

7 May 2014

Maroš Šefčovič

Vice-President of the European Commission  
Inter-Institutional Relations and Administration  
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**The Commission's Communication on its review of the proposal to establish a European Public Prosecutor's Office ("EPPO") in the light of the subsidiarity "Yellow Card" ("the Communication")**  
**Council document: 17176/13 (35613)**

I write in my capacity as Chairman of the European Scrutiny Committee of the UK House of Commons and acknowledge your letter of 11 April.

Given that the Commission has yet to make a single concession to any of the arguments raised by the House of Commons in its Reasoned Opinion either in the Communication of 2 December 2013 or in later correspondence, there seems little to be gained from further correspondence on this issue. We ask you to note that we remain extremely disappointed by the Commission's handling of the Yellow Card raised by national parliaments on the EPPO proposal and stand by the arguments set out in the House of Commons's Reasoned Opinion.

We are aware that this disappointment is shared by national chambers and parliaments more widely, not least the Dutch House of Representatives. We understand that they have asked the Commission to reconsider its insistence on maintaining the EPPO proposal in the light of the Yellow Card and we fully support that request. We also agree with them that the Commission's response to the Yellow Card has undermined faith in the Yellow Card procedure as a whole. We think this is particularly so given the significance of this proposal and its potential impact on the criminal justice systems of Member States.

I am copying this letter to Jos Van de Wiel in the Dutch National Parliament Office, to Lord Boswell, Jake Vaughan and Paul Hardy in the UK House of Lords; to Sarah Clarkson in the UK National Parliament Office; Les Saunders at the UK Cabinet Office; and to Deborah Maggs of the UK Home Office.

**CHAIRMAN**

*Unmus etc,*

*Bill*