



EUROJUST
P.O. Box 16183
2500 BD The Hague
THE NETHERLANDS

ENFSI Secretariat
Attn Mr Jan De Kinder, ENFSI Chairman
P.O. Box 24044
2490 AA The Hague

The Hague, 3 November 2009

**ENHANCED COOPERATION BETWEEN THE EUROPEAN NETWORK OF FORENSIC
SCIENCE INSTITUTES (ENFSI) AND EUROJUST**

Dear Mr De Kinder

I am very pleased to confirm my personal interest and the interest of the organisation I represent in establishing a basis for close and fruitful cooperation between ENFSI and Eurojust.

Eurojust is the European Union's body for judicial cooperation in criminal matters. Due to the adoption of the new Council Decision 2009/426/JHA of 16 December 2008 on the strengthening of Eurojust, the organisation is now facing challenges in promoting the exchange of forensic information in a structured manner between the National Members of Eurojust and the judicial authorities of the Member States. In addition, and in order to facilitate international mutual legal assistance, Eurojust strives to improve the transfer and admissibility of information (forensic or other) processed by the forensic institutes and laboratories of a Member State prior to a trial being conducted in another EU Member State.

In both the exchange of information and in mutual legal assistance, we believe that close cooperation with ENFSI offers the best way to develop common standards and homogeneous practices for forensic experts, judicial authorities and National Members of Eurojust with the aim of assisting in investigations and prosecutions of serious forms of transnational crime.

Eurojust is keen to start collaborating on the basis of what was agreed in the meetings with ENFSI on 19 March and 29 June 2009 whose outcome is annexed to this letter and has also been integrated in a to-do list containing more concrete actions and to be updated by both organizations on a regular basis.

I am convinced that in the future we will continue the discussions on possible ways of cooperating.

I look forward to initiating our mutually beneficial collaboration.

Yours sincerely,

JOSÉ LUÍS LOPES DA MOTA
PRESIDENT OF EUROJUST

Annexe



**Notes of the meeting of the members
ENFSI Board / Secretariat and the
Eurojust Presidency Team on 29 June
2009**



Strengthening of relationship ENFSI and Eurojust

Introduction

On 19 March 2009 members of the ENFSI Board and Secretariat met with the Eurojust Presidency Team and members of the College. Both organisations presented themselves and a brainstorm session on possible ways of cooperation took place. Agreement was reached on the fact that in order to make forensics much more effective across the EU Member States ENFSI, the law enforcement and Eurojust should join forces in a more structured way.

On 29 June 2009 a second meeting took place between members of the ENFSI Board and Secretariat and the Eurojust Presidency Team during which the details of the formalization of the envisaged cooperation between Eurojust and ENFSI were discussed.

Agreements

At the above mentioned meetings the following issues were agreed / confirmed:

- Eurojust as center of expertise in certain fields such as drug trafficking could help ENFSI to identify areas where progress could be made.
- ENFSI will offer its support in bringing solutions to specific forensic/ technical questions formulated by Eurojust.
- On the long term ENFSI could offer its support to draw-up guidelines for the transfer, the exchange and admissibility of forensic evidence between the national authorities of the EU Member States with a view to increasing the admissibility of forensic evidence at trials.
- The contact points for meetings taking place at Eurojust will be Ms Muriel Van der Klooster and Ms Marjolein Dam, and at ENFSI Mr Wim Neuteboom and Mr Peter de Bruyn.
- Both organizations will meet at least 2 times a year which could be either meetings between ENFSI Board and Eurojust Presidency Team or (ad hoc) experts meetings.

Actions (To-do list)

At the meetings agreement was reached on the following to-do list, which is to be updated on a regular basis:

ACTION	ACTOR	DEADLINE	STATUS
ENFSI will provide Eurojust with a record on accreditation kept by the Quality and Competence Committee.	ENFSI		DONE, overview sent to M. Dam on 4 Sept. 2009



**Notes of the meeting of the members
ENFSI Board / Secretariat and the
Eurojust Presidency Team on 29 June
2009**



Both organisations agreed to give priority to Eurojust's request to handle the question of the technical obstacles when intercepting telephone messages via the internet (VoIP).	ENFSI	December 2009	OPEN, Mr Zeno Geradts (NFI-expert) has been informed. As a first step he will contact Jan De Kinder (chairman ENFSI)
Both organizations will meet at least 2 times a year which could be either meetings between ENFSI Board and Eurojust Presidency Team or (ad hoc) experts meetings.	ENFSI	Spring 2010	OPEN
A Eurojust delegation will be invited to attend as a guest the future ENFSI Board meetings when taking place in The Hague (usually once a year).	ENFSI	Summer 2010	OPEN
Eurojust will be invited to the EAFS Triennial Meeting in 2012 which will be hosted by the Netherlands Forensic Institute.	ENFSI	In the course of 2011	OPEN
ENFSI could – on request - provide assistance to Eurojust for the elaboration of a common form to be applied by all the national authorities when introducing information in the Case Management System on "DNA profiles established from the non-coding part of DNA, photographs and fingerprints" (following article 15.1(n) of the revised Eurojust Decision), and for the establishment of good practices and an adequate methodology for the exchange of information.	Eurojust	2011	OPEN
ENFSI will provide to Eurojust's College Members trainings/updates on forensic matters/possibilities. For each issue at stake Eurojust will identify the scope of the training and submit a request to ENFSI.	Eurojust	Not specified yet	OPEN