



Decision concerning the terms and conditions for internal investigations in relation to the prevention of fraud, corruption and any illegal activity detrimental to the Union's interests


**Management Board Meeting
14 December 2016**



BACKGROUND

- OLAF's mandate comprises investigation within Agencies
- Strengthening cooperation with OLAF as one of the objectives of the Anti-Fraud Strategy adopted in 2015
- Revision of MB's decision of 2002 concerning investigations identified as the action to implement such objective

RATIONALE FOR THE REVISION OF THE DECISION OF 2002

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- Regulation (EU, Euratom) No 883/2013 has become the legal framework for OLAF's investigations, including within Agencies
 - Clear duty of cooperation with OLAF
 - Call on Agencies to adopt decisions for the conduct of internal investigations (→ for the cooperation with OLAF), in addition to the conditions laid down by such Regulation

WHAT THE REVISION COMPRISES

- Alignment with the wording of Regulation (EU, Euratom) No. 883/2013
- Terminological changes due to the Treaty of Lisbon



MAIN PRINCIPLES

- Duty of EFSA's staff to cooperate with OLAF
- Duty to supply information (obligation also stemming from the Staff Regulations)
- Provision of information to interested parties
- Information on the closing of the investigation with no further action taken
- Waiver of immunity