



**Jacob Kornbeck**

– Biographical note –

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Born 1968, Jacob Kornbeck is an EU civil servant with extensive, hands-on sports policy experience. In his free time, he enjoys part-time lecturing as well as writing academic articles, book reviews and commentaries on issues linked to sport, sports policy and sports law. As an external lecturer, he teaches sports policy at the German Sports University Cologne (since 2012) and sports law at the University of Lille (since 2022). Every month, he publishes an article in the French newsletter *La lettre de l'officiel juridique du sport*.

### Highlights

As a former Policy Officer in the Sport Unit of the European Commission (2001-14), Jacob is a co-author of the *White Paper* (2007) and *Communication on Sport* (2011). His responsibilities comprised anti-doping; sport, health and participation including health-enhancing physical activity (HEPA); injury prevention; sports volunteering; relations with the Council of Europe, UNESCO, the WHO and the academic world. Representing the Commission in international anti-doping fora for 13 years, Jacob was heavily involved in

work related to data protection in the fight against doping. He served as secretary to the expert groups drafting EU Physical Activity Guidelines (2008) and Recommendations on Doping in Recreational Sport (2014). Representing the Commission as an observer to the Council of Europe's Anti-Doping Convention, he was instrumental in negotiating the Enhanced International Standard for the Protection of Privacy and Personal Information (ISPPPI) of the World Anti-Doping Agency (WADA) (2009) and the related Annex on Retention Times (2011). These novelties gave data protection and privacy a permanent place on the EU's sports policy agenda. As secretary to an expert group set up by the EU Council of Ministers, Jacob steered the preparation and adoption of four EU contributions to the World Anti-Doping Code revision (2012-13) which were adopted by the Council and presented officially to WADA by the EU Presidency. He was involved in the day-to-day business of drafting briefing notes, speeches, media products, policy proposals and Commission replies to parliamentary questions. As a financial officer, Jacob ensured compliance with the Financial Regulation in spending actions, including accounting, auditing and recoveries. As a public procurement officer, he handled a range of tenders, encompassing the first-ever EU-wide study on the link between physical inactivity and overweight/obesity (2004) and an equally ground-breaking study on doping prevention in recreational sport (2014). For over a decade, Jacob selected and coached Sport Unit interns, most of whom are now pursuing highly

successful careers in and around the sport sector.

As a Legal Officer in the Secretariat of the European Data Protection Supervisor (EDPS) (2014-17), Jacob worked on the monitoring of draft legislation, as well as cooperation with Member States in the area of law enforcement and in the context of large-scale EU databases, where he was part of the secretariat for the Second-Generation Schengen Information System (SIS II) Coordinated Supervision Group. He also had tasks related to information and communication, such as the monitoring of early developments in legislative proposals and case law, and external representation, in particular vis-à-vis the Council of Europe.

As a Policy Officer in the European Commission's Youth Unit (since 2017), Jacob has been in charge of relations with EU Presidencies, the Council of Europe and third countries, including external representation and negotiation as well as a grant management. He has been steering developing policies related to evidence, knowledge and youth work, including by chairing expert groups on policy indicators (2019-21) and youth work (2021-22), set up by the EU Council in 2019 and 2020 respectively. He has managed the EU Structured Dialogue in the field of Youth (2017-18) and is a co-author of the 2019 Communication *Engaging, Connecting and Empowering Young People* (2018) and the current EU Youth Strategy 2019-27. Besides policy development, external representation and negotiation, Jacob has been handling grants to the European Youth

Forum (EYF), EU Presidencies and the Council of Europe, including accounting, audits and recoveries, ensuring compliance with the Financial Regulation. He acts as a regular evaluator on selection committees within the Commission's Education and Culture department (DG EAC) as well as the affiliated executive agency (EACEA). Compliance work further encompasses advice on data protection issues provided to Youth Unit colleagues acting as delegated data controllers for a range of in-house large-scale databases with online registration tools. In 2022, Jacob spends much of his time working with third countries, especially those of the Western Balkans and Central Caucasus, including in processes steered by the Commission's DG NEAR (European Neighbourhood and Enlargement Negotiations). He is a regular speaker at events organised by the Commission's Visits Service, and a host in the framework of the EU Visitors' Programme (EUVP), a VIP programme common to all EU Institutions hosting tomorrow's leaders from all around the world. He enjoys receiving and listening to these diverse and inspiring people.

### **Work history**

(2017+) Policy Officer, European Commission, Youth Unit, Brussels

(2014-17) Legal Officer, Secretariat of the European Data Protection Supervisor (EDPS), Brussels

(2001-14) Policy Officer, European Commission, Sport Unit, Brussels

(1999-2001) Translator, General Secretariat, Council of the European Union, Brussels

- (1998-99) Language instructor, Centre de Langues Luxembourg (CLL)
- (1997) Robert Schuman Scholar, European Parliament, Luxembourg
- (1995-97) Freelance journalist, *Trierischer Volksfreund*, Trier, Germany
- (1995) STOA Visiting Scholar, European Parliament, Luxembourg

### Education

- (2020) Deutsche Sporthochschule Köln: Doktor der Philosophie (Dr.phil.) – thesis on the EU and sport
- (2017) Universität Bayreuth: Master of Laws (LL.M.) (Sports Law) – thesis on the European Commission’s ISU decision (antitrust law, loyalty clauses in ice-skating)
- (2015) European Institute of Public Administration (EIPA), Maastricht: Data Protection Certification Course (renewed 2020)
- (2014) University of London: Doctor of Philosophy (Ph.D.) (Social Pedagogy) – thesis on Europeanisation in national higher education curriculum policies
- (1997) Universität Trier: Magister Artium (M.A.) (History, Spanish, Pedagogy) – thesis on the Roman concept of international law (*ius gentium*) and its reception in mediaeval and early modern times
- (1996) The Open University, UK: Bachelor of Science (B.Sc.) (Social Science)
- (1995) The Open University, UK: Diploma in Applied Social Sciences (Dip.App.SS)
- (1995) Universität Trier: Zertifikat Europäische Studien
- (1987) European School, Luxembourg: European Baccalaureate

### Selected books

- (2023) (ed) *EU Antitrust Law and Sport Governance?* London: Routledge.
- (2022) (ed) *Sport & Brexit: regulatory challenges and legacies.* London: Routledge.
- (2020) *Die Konsolidierung des Politikfelds Sport durch die Europäische Kommission (2001-11).* Heidelberg: Springer.
- (2014) *Alternatives to Convergence? Social work and social pedagogy in German, Danish and Belgian higher education (1989-2004).* Bremen: EHV Academic Press.
- (2013) *Inspiration from Brussels? The European Union and Sport.* Bremen: EHV Academic Press.

### Selected sport-related papers

- With Fischer, P.; Miège, C. & Stopper, M. (forthcoming) Sports organisations as civil society organisations and private regulators: France and Germany compared. In: Seul, O. (ed) *Civil Society and the Rule of Law.* Brussels: Peter Lang (coll. Cultures juridiques et politiques).
- (2023) The slow yet steady rise of EU sports antitrust law. In: Kornbeck, J. (ed) *EU Antitrust Law and Governance.* London: Routledge, 1-25.
- (2023) EU antitrust law and the future of the sports pyramid and the ‘one federation’ principle. In: Kornbeck, J. (ed) *EU Sports Antitrust Law and Governance.* London: Routledge, 133-157.
- (2022) Drei EuGH-Testfälle im 40. Jubiläumsjahr des EG/EU-Sportkartellrechts. *Österreichische Zeitschrift für Kartellrecht (ÖZK)*, 15:3, 112-115; 15:4, 148-155; 15:5, 194-199.
- With Naul, R. & Petkovic, S. (2022) The impact of the Covid-19 pandemic on physical activity and health of children and adolescents in Europe. *Acta Universitatis Carolinae – Kinanthropologica (AUC-K)*, vol. 58:1, 5-17

- (2022) Post-pandemic policy priorities for financing sport and physical activity in the EU. *Acta Facultatis Educationis Physicae Universitatis Comenianae*, 62:1, 83-95.
- (2022) Sport & Brexit : quels défis réglementaires ? *Jurisport*, 227, 38-42.
- (2022) Sport Regulation between Brussels Effect and Brexit Dividend. In: Kornbeck, J. (ed) *Sport and Brexit*. Abingdon: Routledge, pp. 224-248.
- (2022) Sport, Brexit and the Regulatory Role of the European Union. In: Kornbeck, J. (ed) *Sport and Brexit*. Abingdon: Routledge, 3-22.
- (2021) Modèles territoriaux de la politique sportive : approches européennes. *Revue GRASPE*, 43, 93-111.
- (2021) Wirtschaftliche Eigeninteressen: kartellrechtlich legitim „per se“ oder „im Kontext“? *Österreichische Zeitschrift für Kartell-recht (ÖZK)*, 14:2, 58-61.
- (2021) Spanish Professional Football Clubs: how salient is the exact nature of the aid provided? *European State Aid Law Quarterly (ESAL)*, 20:1, 120-138.
- (2021) Droit dur ou droit mou ? L'Union européenne et la promotion des APS. *Jurisport*, 216, 39-41.
- (2020) Entflechtung, Rücknahme oder Sanktionsverzicht? Ansätze einer kartellrechtskonformen Anwendung des Ein-Platz-Prinzips durch Sportverbände. *Europäische Zeitschrift für Wirtschaftsrecht (EuZW)*, 31: 24, 1072-1078.
- (2020) Modèles économiques de la politique sportive. *Annales de la Faculté de Droit d'Istanbul*, 69, 227-246.
- (2020) Spanische Fußballclubs: Steuervorteile, Immobilientausch und Bürgschaften als indirekte Beihilfe. *Zeitschrift für Beihilfenrecht (BRZ)*, 12:3, 131-139; *ibid.*, 12:4, 187-194.
- (2020) What can SGBs do to comply with antitrust rules while maintaining the “one federation” principle? *International Sports Law Journal*, 20:3-4, 223-226.
- (2020) Die Urteile Biffi und UB des EuGH und der Bumerang-Effekt der besonderen Merkmale des Sports. *Europäische Zeitschrift für Wirtschaftsrecht (EuZW)* 31:14, 603-609.
- (2020) Statutory provision as a legal base for data transfers to third countries for anti-doping purposes. *International Sports Law Journal*, 20:1-2, 55-81.
- (2020) Foreword. In: Sloom, B.v.d. et al. (eds) *Athletes' Human Rights and the Fight against Doping*. The Hague: T.M.C. Asser Press, vii-xviii.
- (2019-20) Zugang zu Sportanlagen als Kanon EU-beihilferechtlicher Zulässigkeit. *Zeitschrift für Beihilfenrecht (BRZ)*, 11:4, 155-160; *ibid.*, 12:1, 3-9.
- (2019) State Aid and Sport: Lessons for VAT Law? *European State Aid Law Quarterly*, 18:2, 138-156.
- (2019) Neue EU-Haushaltsordnung erkennt Freiwilligenarbeit als förderwürdig an. *Zeitschrift für Stiftungs- und Vereinswesen*, 17:3, 102-104.
- (2019) Strafbarkeit des Eigendopings. Zur US-Gesetzesvorlage „Rodchenkov“. *Journal für Rechtspolitik*, 27:1, 1-9.
- (2019) HEPA as “le geste sportif”? Structures versus activities in public policies. In: Scheuer & Dreiskämper (eds) *Papers offered to Roland Naul*. Aachen: Meyer & Meyer., 183-205.
- (2019) Specificity, Monopoly and Solidarity in the European Commission's ISU decision. *Journal of European Competition Law & Practice*, 10:2, 71-79.
- (2018) The distinction between private life and data protection: the ECtHR's joint decision in *FNASS v France and Longo v France*. *Journal of Data Protection and Privacy*, 2:2, 120-134.
- (2018) With Kayser, B.: Do public perception and the ‘spirit of sport’ justify the

criminalisation of doping? *International Sports Law Journal*, 18:1-2, 61-78.

(2018) Health-friendly sport policy: an emerging soft law doctrine. In: Anderson, J.Parrish & García (eds) *Research Handbook on EU Sports Law and Policy*. Cheltenham: Edward Elgar, 49-78.

(2017) Une européanisation top-down et bottom-up. La lutte antidopage de l'Union européenne. In: Gasparini, W. (ed): *L'Europe du football*. Strasbourg: PUS, 51-67.

(2017) Athlete consent as a legal base for data transfers to third countries for anti-doping purposes. *International Sports Law Journal*, 17:1-2, 68-85.

(2017) Bosman and Athlete Welfare. *Liverpool Law Review*, 38:3, 307-323.

(2016) Transferring athletes' personal data from the EU to third countries for anti-doping purposes. *International Data Privacy Law*, 6:4, 291-298.

(2016) The EU, the Revision of the World Anti-Doping Code and the Presumption of Innocence. *International Sports Law Journal*, 15:3-4, 172-196.

(2015) The Stamina of the Bosman Legacy: the EU and the revision of the World Anti-Doping Code (2011-13). *Maastricht Journal of European and Comparative Law*, 22:2, 283-304.

(2015) Why increased transparency could strengthen the fight against doping. *Deutsche Zeitschrift für Sportmedizin*, 66:5, 121-127.

(2015) The Diversity of Sports Volunteering in the EU. In Rosendal, N. (ed) *Voluntary Work and Youth Unemployment*. Copenhagen: DPU, 99-118.

(2013) Revisiting the system of bans and justifications in the World Anti-Doping Code. *Sport, Ethics and Philosophy*, 7:3, 313-330.

(2013) Health-Enhancing Physical Activity (HEPA): Exercise by Prescription. *Deutsche Zeitschrift für Sportmedizin*, 64:6, 157-161.

(2012) Harmonisation de la lutte contre le dopage. In: CNOSF (ed) *XIIème Colloque national de lutte et de prévention du dopage*. Paris: CNOSF, 103-111.

(2011) Wozu Dopingbekämpfung in dürftiger Zeit? In: Buschmann, Lämmer & Petry (eds) *Festschrift Walter Tokarski*. St. Augustin: Academia, 131-150.

(2010) Dopingbekämpfung: Harmonisierungspotential durch die EU? *Monatsschrift für Kriminologie*, 93:3, 198-213.

(2009) Activités physiques et sportives et promotion de la santé. In: Callède, J.P. (ed) *Sport et santé*. Pessac: MSHA, 157-170.

(2008) Anti-Doping in and beyond the Commission's White Paper on Sport. *International Sports Law Journal*, 3-4, 30-35.

(2007): L'activité physique et le sport contre la sédentarité, le surpoids et l'obésité. In: CNAPS) (ed) *Séminaire de Bruxelles*, 47-49.

(2006) Sport und EG/EU (1974-2004). *Sport & Gesellschaft*, 3:1, 81-103.

(2003) Anti-Doping-Aktionen als Jugendpolitik. *Unsere Jugend*, 55:5, 215-223.

#### See also

LinkedIn – Researchgate – Academia – <https://pro.sport.fr/tag/jacob-kornbeck> (monthly newsletter articles in French)

#### Contact

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