



Brussels, 6 December 2016  
(OR. en)

15005/16

JAI 1018  
ENFOPOL 444  
COTER 128

## OUTCOME OF PROCEEDINGS

---

From: General Secretariat of the Council  
On: 24 November 2016  
To: Terrorism Working Party (TWP)  
Subject: Summary of discussions

---

### 1. Adoption of the agenda

The agenda was adopted as set out in CM 4510/16.

### 2. Information from the Presidency

The Presidency briefly informed on the JHA Council of 18 November 2016, incl. the lunch discussion with the Chair of the Counter Terrorism Group (CTG); the conference on environmental crime in Bratislava on 24-25 November (conclusions of which will be issued); and the adoption of Council Conclusions on "Supporting the prevention of radicalisation leading to violent extremism"<sup>1</sup> on 21 November 2016.

---

<sup>1</sup> 14276/16.

### 3. Latest incidents of significant interest

- Information from the Member States

Nine Member States (EL, DK, IT, FR, PT, BG, NL, ES and DE) reported on the latest incidents of significant interest in the CT area. NL announced that a proposal for new CT-legislation had been submitted on 18 November 2016; DK informed on a new anti-radicalisation action plan presented on 11 October 2016.

### 4. Surveillance by intelligence services: fundamental rights safeguards and remedies in the EU

- Presentation by the Fundamental Rights Agency
  - Report on Surveillance by intelligence services: fundamental rights safeguards and remedies in the EU (only in EN)

[http://fra.europa.eu/sites/default/files/fra\\_uploads/fra-2016-surveillance-intelligence-services\\_en.pdf](http://fra.europa.eu/sites/default/files/fra_uploads/fra-2016-surveillance-intelligence-services_en.pdf)

- Summary of the Report on Surveillance by intelligence services: fundamental rights safeguards and remedies in the EU (available in 23 EU language versions)

<http://fra.europa.eu/en/publication/2015/surveillance-intelligence-services-summary>

The Fundamental Rights Agency (FRA) presented its recent report on "Surveillance by intelligence services: fundamental rights safeguards and remedies in the EU". FRA had been formally requested by the European Parliament in April 2014, following the Snowden revelations, to do a comparative law analysis across the EU mapping national legal frameworks, oversight systems and available remedies. There is a great diversity across the EU in relation to legislation. Modalities of oversight with intelligence services also differ greatly as do the available remedies, enabling individuals to obtain proper redress. A follow-up report will be published, in the 2nd half of 2017. Both the report and a summary thereof were distributed to delegations.

## 5. Da'esh in Libya - impact on Libyan community in Slovakia

- Presentation by Slovak Intelligence Service (*EU CONFIDENTIAL*)

Delegations took note of the presentation by the Slovak Intelligence Service.

## 6. Da'esh global presence

- Presentation by INTCEN (*EU CONFIDENTIAL*)

Delegations took note of the presentation by INTCEN.

## 7. Strengthening cooperation on counter-terrorism threat analysis

14555/16 (to be issued)

- Exchange of views

Nine delegations took the floor to comment, several announcing scrutiny reservations and written comments to follow. NL referred to a previous exercise undertaken in TWP during the DE Presidency in 2007<sup>2</sup>, and also to a 2004 "Interim Report on the Evaluation of National Anti-Terrorist Arrangements; National Good Practices and Recommendations"<sup>3</sup>. Some delegations questioned the added value of the paper, also querying on the follow-up, implementation and next steps, others put forward comments on specific issues which in their view needed rewording or clarification. The Commission called for a more focused paper with a stronger linking between findings, conclusions and recommendations, more emphasis on modus operandi and trends and more action-oriented recommendations. Delegations were given a deadline for written comments of 1 December 2016. A revised version will be issued for the COSI support group on 12 December for COSI to endorse the paper, including recommendations, on 19 December 2016.

---

<sup>2</sup> 7261/07.

<sup>3</sup> 14306/04.

**8. Roadmap to improve the exchange of information and information management including the interoperability solutions in the area of Justice and Home affairs: action 35 (share good practices on cooperation with third partners in relation to counterterrorism among MS and third country partners)**

13554/1/16 REV 1

– Presentation by the Spanish delegation

ES made a presentation on its cooperation with Morocco as an example of good practice with third partners in relation to Counter Terrorism.

**9. The priorities of the Maltese Presidency**

– Presentation by the incoming presidency

The incoming MT PRES presented its priorities: Countering Radicalisation and Violent Extremism; Potential Impact of the Refugee and Migrant Crisis on the EU's Security Situation; Enhancing Information Exchange; Strengthening cooperation on CT Threat Analysis and Consolidating the link between the EU's Internal and External aspects of CT.

Meeting dates in the first half of 2017: 18 January (including half a day jointly with COTER); 15 March (including a half-day joint meeting with SIS/SIRENE); 17 May, 18 May (jointly with COTER) and 14 June 2017.

**10. Information on counter-terrorism activities**

Europol informed delegations about a meeting to take place end of November 2016 between the heads of CT investigative units, involving third countries on the second day to discuss how best to support cases, lessons learned and best practices. A second IRU referral action would take place on 29-30 November, this time involving BE, FR, RO and NL. TWP would receive a report on outcome at the next meeting.

The Commission gave a debrief on the Radicalisation Awareness Network (RAN) high level conference on 9 November 2016 in Brussels (main items: returnees, children returning from Syria/conflict areas and polarisation in societies), which inaugurated the launch of "RAN Young". It reminded delegations of the EU Internet Forum Ministerial to be held in Brussels on 8 December 2016; invitations had been sent.

EEAS informed delegations that the planned CT-dialogues with the US, Australia and Tunisia had been postponed to early 2017.

Western Balkan CT initiative (WBCTi): The Slovenian chair informed the TWP about the 10th meeting of the WBCTi, held on 23 November 2016. The meeting had gathered more than 50 people (Commission, Europol, EU CTC's office, CEPOL, EEAS, all WB countries, intelligence services). A progress implementation report would be presented at a ministerial meeting with the Western Balkans on 15-16 December 2016 in Bratislava.

## **11. AOB**

No issues were raised under this item.

---