



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 20 March 2014
(OR. en)**

7593/14

**ENFOPOL 78
CODEC 761**

OUTCOME OF PROCEEDINGS

From: General Secretariat of the Council
On: 11 and 12 February 2014
To: Law Enforcement Working Party
Subject: Summary of discussions

1. Adoption of the agenda

The meeting adopted the agenda as set out in doc. **CM 1227/14**.

2. Proposal for a Regulation on the European Union Agency for Law Enforcement Cooperation and Training (Europol) and repealing Decisions 2009/371/JHA and 2005/681/JHA

2.1. Revised Chapters VII-VIII - Article-by-Article discussion

The meeting examined the Presidency compromise text of Chapters VII and VIII on data protection safeguards and remedies and liability (doc. **5478/14 ENFOPOL 6 CODEC 128**), based on the outcome of discussions on these Chapters by the LEWP on 9-10 October 2013 and a general discussion on the choice of data protection supervisory bodies for Europol at the LEWP meeting of 16-17 January 2014 as well as written drafting suggestions provided by delegations.

The European Data Protection Supervisor P. Hustinx made a presentation in relation to Articles 45-47 of the draft Regulation focusing in particular on the cooperation possibilities between the EDPS and the national supervisory authorities.

The Chair took note of delegations' reservations and comments on various Articles of Chapters VII-VIII and invited them to provide further written drafting suggestions in relation to Articles 45-47 by 21 February 2014. Delegations were informed that on that basis a second compromise text would be prepared in view of the next LEWP meeting scheduled for 25 March 2014.

2.2. Revised Chapter IX - Article-by-Article discussion

The meeting examined the Presidency compromise text of Chapter IX on parliamentary scrutiny (doc. 5479/14 ENFOPOL 7 CODEC 129), based on the outcome of discussions on this Chapter by the LEWP on 10 October 2013 as well as written drafting suggestions provided by delegations.

The Chair took note of delegations' reservations and comments and informed them that on that basis a second compromise text would be prepared, but that no further Article-by-Article discussion on this Chapter was foreseen to be held at the LEWP.

2.3. Revised Chapters XI-XIV - Article-by-Article discussion

The meeting examined the Presidency compromise text of Chapters XI-XIV containing financial, miscellaneous, transitional and final provisions (doc. 5481/14 ENFOPOL 8 CODEC 131), based on the outcome of discussions on these Chapters by the LEWP on 19-20 November 2013 as well as written drafting suggestions provided by delegations.

The discussions mainly focussed on Articles 66 and 67 on language arrangements and transparency. In relation to Article 66 the Presidency made a compromise proposal based on delegations' interventions and asked for an oral contribution of the Legal Service in relation to Article 67. On that basis delegations were invited to provide their written feedback by 21 February 2014. The Chair took note of delegations' comments and reservations in relation to other Articles of Chapters XI-XIV and informed the meeting that a second compromise text would be prepared, but that no further Article-by-Article discussion on these Chapters was foreseen to be held at the LEWP.

2.4. Revised Chapters V-VI and Annex 2 (second revision) - Article-by-Article discussion

The meeting examined the second compromise text of Chapters V-VI on the processing of information and relations with partners and related Annex 2 (doc. 5483/14 ENFOPOL 9 CODEC 132), prepared by the Presidency based on the outcome of discussions on these Chapters by the LEWP on 11 December 2013 and 16 January 2014.

A number of delegations had reservations on Article 32 on the receipt of personal data from private parties. The Chair took note of delegations' reservations and comments and informed them that on that basis a third compromise text would be prepared while underlining that only Article 32 would be discussed at the next LEWP meeting on 25 March 2014.

3. Any other business

No items were raised under AOB.
