



Council of the
European Union

125171/EU XXVII. GP
Eingelangt am 16/12/22

Brussels, 16 December 2022
(OR. en)

16124/22
ADD 1

JAI 1695	DROIPEN 165
COSI 328	COPEN 450
ENFOPOL 648	FREMP 275
ENFOCUSTOM 179	JAIEX 106
IXIM 298	CFSP/PESC 1733
CT 227	COPS 616
CRIMORG 184	HYBRID 120
FRONT 464	DISINFO 112
ASIM 108	TELECOM 528
VISA 203	DIGIT 248
CYBER 409	COMPET 1045
DATAPROTECT 369	RECH 665
CATS 74	CULT 133

COVER NOTE

From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	13 December 2022
To:	Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union
No. Cion doc.:	COM(2022) 745 final ANNEX
Subject:	ANNEX to the COMMUNICATION FROM THE COMMISSION TO THE EUROPEAN PARLIAMENT AND THE COUNCIL on the Fifth Progress Report on the implementation of the EU Security Union Strategy

Delegations will find attached document COM(2022) 745 final ANNEX.

Encl.: COM(2022) 745 final ANNEX



Brussels, 13.12.2022
COM(2022) 745 final

ANNEX

ANNEX

to the

**COMMUNICATION FROM THE COMMISSION TO THE EUROPEAN
PARLIAMENT AND THE COUNCIL**




on the Fifth Progress Report on the implementation of the EU Security Union Strategy


Legend:




Legislative files: ● = adopted ● = ongoing work ● = awaiting Commission's proposal












Non-legislative files: ● = adopted ● = ongoing work







Additional initiatives: initiatives that were not initially listed among the key actions of the Security Union Strategy

Actions	State of play
I. A future-proof security environment (critical infrastructure, cybersecurity, public spaces)	
Legislative files	
<ul style="list-style-type: none"> Proposal for a Directive on the resilience of critical entities, COM (2020) 829. 	<ul style="list-style-type: none"> Adopted by the Commission on 16.12.2020. Formal adoption by the Parliament on 22.11 2022 and by the Council on 8.12. 2022. <div>    </div>
<ul style="list-style-type: none"> Revised Network Information Security (NIS2) Directive, COM(2020) 823. 	<ul style="list-style-type: none"> Adopted by the Commission on 16.12.2020. Formal adoption by the Parliament on 10.11.2022 and by the Council on 28.11.2022.
<ul style="list-style-type: none"> Digital operational resilience for the financial sector (DORA Regulation and Directive), COM (2020) 595. 	<ul style="list-style-type: none"> Adopted by the Commission on 24.09.2020. Formal adoption by the Parliament on 10.11 2022 and by the Council on 28.11.2022.
<ul style="list-style-type: none"> Regulation on information security in the institutions, bodies, offices and agencies of the Union COM(2022)119 	<ul style="list-style-type: none"> Adopted by the Commission on 22.03.2022. Negotiations are ongoing in the Council and in the European Parliament.
<ul style="list-style-type: none"> Regulation on measures for a high common level of cybersecurity at the institutions, bodies, offices and agencies of the Union COM(2022)122. 	<ul style="list-style-type: none"> Adopted by the Commission on 22.03.2022. The Council reached a general approach on 18.11.2022. Negotiations are ongoing in the European Parliament.
Additional initiatives	
<ul style="list-style-type: none"> Regulation on horizontal cybersecurity requirements for products with digital elements 	<ul style="list-style-type: none"> Adopted by the Commission on 15.09.2022. Negotiations are ongoing in the Council. European Parliament is in the process of

COM(2022)454.	appointing the rapporteurs.	
Non-legislative files		
• EU Cybersecurity Strategy, JOIN (2020) 18.	• Adopted by the Commission on 16.12.2020. An joint implementation report was presented by the Commission and HR/VP in June 2021.	●
• Regulatory framework for the European unmanned traffic management concept (U-Space), C(2021) 2671, C(2021) 2672, C(2021) 2673.	• Adopted by the Commission on 22.4.2021. The Commission adopted on 29.11.2022 a new Drone 2.0 Strategy.	●
• Creation of a Joint Cyber Unit.	• Commission Recommendation to set up the JCU adopted on 23.06.2021. The Council finalised Conclusions on the Joint Cyber Unit in October 2021.	●
• Step up cooperation for the protection of public spaces, including places of worship.	• Included in the Counter-Terrorism Agenda for the EU, adopted on 9.12. 2020. The Commission has issued a handbook to promote the principle of “security by design” of public spaces.	●
• Network code on cybersecurity for cross-border electricity flows.	• Commission adoption planned in early 2023.	●
• Support the enhancement of Member States’ capabilities to counter and mitigate the threat of non-cooperative drones	• Included in the Counter-Terrorism Agenda for the EU, adopted on 9.12. 2020. The Commission will present a “counter-drone package” in the first half of 2023 consisting of a dedicated Counter-Drone Communication as well as two handbooks on the protection against drones.	●
Additional initiatives		


<ul style="list-style-type: none"> Council Recommendation on a coordinated approach by the Union to strengthen the resilience of critical infrastructure COM(2022) 551 	<ul style="list-style-type: none"> Proposal adopted by the Commission on 18.10.2022 Adoption by the Council on 08.12.2022 	●	●
II. Tackling evolving threats (Cybercrime, modern law enforcement, illegal content online, hybrid threats)			
Legislative files   			
<ul style="list-style-type: none"> Proposals on detection and removal of child sexual abuse. COM (2020)0259 	<ul style="list-style-type: none"> Short term proposal: Adopted by the Commission on 10.09.2020. Political agreement of the co legislators on 29.04.2021. Entered into force on 03.08.2021. 	●	●
COM(2022) 209	<ul style="list-style-type: none"> Long term proposal: Adopted by the Commission on 11.05.2022. Negotiations in the Council are ongoing. 	●	●
<ul style="list-style-type: none"> Proposal for a Regulation on the digitalisation of judicial cooperation and access to justice in cross-border civil, commercial and criminal matters, and amending certain acts in the judicial cooperation . COM(2021) 75 And proposal for a Directive on judicial cooperation. COM (2021) 760 	<ul style="list-style-type: none"> Adopted by the Commission on 01.12.2021 The Council reached a general approach on 09.12.2022 and negotiations in the European Parliament are ongoing 	●	●
<ul style="list-style-type: none"> Artificial intelligence Act. COM (2021) 0106 	<ul style="list-style-type: none"> Adopted by the Commission on 21.04.2021 Negotiations ongoing in the European Parliament and the Council 	●	●




Non-legislative files		
<ul style="list-style-type: none"> EU Strategy for fight against child sexual abuse. COM(2020) 607 	<ul style="list-style-type: none"> Adopted by the Commission on 24.07.2020. 	
<ul style="list-style-type: none"> Enhance law enforcement / judiciary capacity in digital investigations. 	Improving law enforcement capacity for digital investigations included in EU Strategy to tackle Organised Crime adopted on 14.04. 2021.	
<ul style="list-style-type: none"> Set out an EU approach to countering hybrid threats: 	Mainstreaming - completed Situational awareness - completed Identification of sectoral hybrid resilience baselines (identification completed, gap analysis ongoing) Creation of online platform (ongoing)	
<ul style="list-style-type: none"> Review of EU operational protocol for countering hybrid threats (EU Playbook) SWD(2016)227. 	Pending the outcome of the review of the EU crisis management mechanisms.	
III. Protecting Europeans from terrorism and organised crime		
Legislative files		  
Anti-money laundering package: - Proposal for a regulation establishing the Authority for Anti-Money Laundering and Countering the Financing of Terrorism and amending Regulations (EU) No 1093/2010, (EU) 1094/2010, (EU)	<ul style="list-style-type: none"> Adopted by the Commission on 20.07.2021 A political agreement between the Council and the European Parliament was found on 29 June 2022 on the proposal for a regulation on information accompanying transfers of funds and certain crypto assets , the text should be formally adopted by Q2 2023.	  

<p>1095/2010 (COM (2021) 421)</p> <ul style="list-style-type: none"> - Proposal for a regulation on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing COM(2021)420 - Proposal for a directive on the mechanisms to be put in place by the Member States for the prevention of the use of the financial system for the purposes of money laundering or terrorist financing and repealing Directive (EU) 2015/849 COM (2021)423 - Proposal for a regulation on information accompanying transfers of funds and certain crypto-assets (recast) COM(2021) 42 	<p>A partial General approach on the regulation establishing the Authority for Anti-Money Laundering and Countering the Financing of Terrorism (except provisions on resources and seat) was found in the Council in June 2022.</p> <p>Concerning the other elements of the package, discussions are still ongoing in Parliament and Council.</p>
<ul style="list-style-type: none"> • Revision of Regulation 258/2012 on export authorisation, and import and transit measures for firearms. COM(2022) 480. 	<ul style="list-style-type: none"> • Adopted by the Commission on 27.10.2022. Discussions started in the Council. <div>    </div>
<ul style="list-style-type: none"> • Review of legislation on freezing and confiscation and on Asset Recovery Offices. COM(2022) 245 	<ul style="list-style-type: none"> • Adopted by the Commission on 25.05.2022. Council negotiations ongoing. The European Parliament has appointed rapporteurs. <div>    </div>


<ul style="list-style-type: none"> • Proposal for a new Environmental Crime Directive. COM(2021)851 	<ul style="list-style-type: none"> • Adopted by the Commission on 15.12.2021. The Council reached a general approach on 09.12.2022 	●	●	●
<ul style="list-style-type: none"> • Revision of the mandate of the European Monitoring Centre for Drugs and Drug Addiction. COM(2022)18 	<ul style="list-style-type: none"> • Adopted by the Commission on 12.01.2022. The Council general approach was reached on 09.06.22 and the Parliament is expected to adopt its position in the coming days. 	●	●	●
<ul style="list-style-type: none"> • Revision of the Anti-Trafficking Directive (COM 2022(732). 	<ul style="list-style-type: none"> • To be adopted by the Commission on 19.12.2022. 	●		
Additional initiatives				
<ul style="list-style-type: none"> • Proposal for a Council Decision on the signing, on behalf of the European Union, of the Agreement between the European Union, of the one part, and New Zealand, of the other part, on the exchange of personal data between the European Union Agency for Law Enforcement Cooperation (Europol) and the authorities of New Zealand competent for fighting serious crime and terrorism. COM(2022) 207 final • Proposal for a Council Decision on the conclusion, on behalf of the European Union, of the Agreement between the European Union, of the one part, and New Zealand, of the 	<ul style="list-style-type: none"> • Adopted by the Commission on 13.05.2022. 	●		

other part, on the exchange of personal data between the European Union Agency for Law Enforcement Cooperation (Europol) and the authorities of New Zealand competent for fighting serious crime and terrorism. COM(2022) 208 final				
<ul style="list-style-type: none"> Proposal for a Regulation of the European Parliament and of the Council regulating the marketing and use of high-risk chemicals. 	<ul style="list-style-type: none"> Adoption planned for Q3 2023. 			
<ul style="list-style-type: none"> Commission Recommendation on voluntary performance requirements for X-ray equipment used in public spaces. C(2022) 4179 	<ul style="list-style-type: none"> Adopted by the Commission on 23.06.2022 			
<ul style="list-style-type: none"> Revised Action Plan against wildlife trafficking. COM(2022) 581 	<ul style="list-style-type: none"> Adopted by the Commission on 10.11.2022 			
<ul style="list-style-type: none"> Proposal for a new Regulation on deforestation. COM(2021) 706 	<ul style="list-style-type: none"> Adopted by the Commission on 21.11.2021 Council general approach reached on 28.06. 2022. 			
<ul style="list-style-type: none"> Proposal for a new Waste Shipment Regulation. COM(2021) 709 	<ul style="list-style-type: none"> Adopted by the Commission on 17.11.2021 Parliament vote expected soon. Council general approach expected in the first quarter 2023. 			

Non-legislative files		
<ul style="list-style-type: none"> A Counter-Terrorism Agenda for the EU, including renewed anti-radicalisation actions in the EU. COM(2020) 795 	<ul style="list-style-type: none"> Adopted by the Commission on 9.12.2020 	●
<ul style="list-style-type: none"> EU Strategy to tackle organised crime. COM(2021) 170 (with an accompanying Staff Working Document on EMPACT). 	<ul style="list-style-type: none"> Adopted by the Commission on 14.04.2021 	●
<ul style="list-style-type: none"> EU Strategy in Combating Trafficking in Human Beings 2021-2025. COM(2021) 171 	<ul style="list-style-type: none"> Adopted by the Commission on 14.04.2021 4th progress report adopted on 19.12.2022 	●
<ul style="list-style-type: none"> EU Agenda on Drugs and Action Plan 2021-2025. COM(2020) 606 	<ul style="list-style-type: none"> Adopted by the Commission on 24.07.2020 	●
<ul style="list-style-type: none"> 2020-2025 EU Action Plan on Firearms trafficking. COM(2020) 608 	<ul style="list-style-type: none"> Adopted by the Commission on 24.07.2020 	●
<ul style="list-style-type: none"> Opening of negotiations with 13 third countries for cooperation with Eurojust. 	<ul style="list-style-type: none"> Mandate adopted by Council on 01.03.2021 Commission contacts with all third countries ongoing. Negotiations have formally started with 4 countries: Algeria, Armenia, Colombia and Lebanon. Agreement on the text with Armenia, before starting formal adoption procedure. 	●
<ul style="list-style-type: none"> New cooperation with key third countries and international organisations against terrorism. 	EEAS holds regular Dialogues on Counter Terrorism with the following countries and International Organisations: In 2022 CT dialogues took place with the UN, Israel, India; In 2023, Turkey, Qatar and the	●

	United Arab Emirates (UAE) are upcoming. Expected dialogues also with Morocco, Tunisia, Egypt, Kenya, US, KSA, possibly also Algeria			
• An EU Action Plan against Migrant Smuggling, 2021-2025. COM(2021) 171	• Adopted by the Commission on 29.09.2021		●	
• European Public Prosecutor's Office (EPPO): Recommendation on cooperation agreements with selected third countries.	Preparatory work is ongoing. A list of priority third countries with which cooperation should be enhanced should be presented by the EPPO and discussed before the start of formal consultations and negotiations with the relevant stakeholders.		●	
Additional initiatives				
• EU Action Plan against trafficking in cultural goods COM(2022)800	• Adopted by the Commission on 13.12.2022		●	
IV. A strong European security ecosystem				
Legislative files   				
• Strengthening of Europol mandate. COM(2020) 796	• Adopted by the Commission on 09.12.202 Political agreement reached on 01.02.2022 Entered into force on 28.06.2022		●	● ●
• Revision of the Prüm decisions. COM(2021)784	• Adopted by the Commission on 8.12.2021 Negotiations ongoing.		●	● ●
• Proposals to modernise existing rules on data exchange and intra-EU law enforcement cooperation and create an EU police cooperation code COM(2021) 782 and COM	• Adopted on 8.12.2021 Package composed of a Directive on information exchange between law enforcement authorities of Member States and a Council recommendation for operational police cooperation.		●	● ●

(2021) 780	Council recommendation adopted on 9.06. 2022 Political agreement reached by the co-legislators on the Directive on information exchange on 29.11.2022			
<ul style="list-style-type: none"> European Cybersecurity Industrial, Technology and Research Competence Centre and Network of National Coordination Centres proposal Regulation. COM (2018) 630 	<ul style="list-style-type: none"> Adopted by the Commission in May 2021 Regulation establishing the Competence Centre and Network entered into force on 28.06. 2021. 	●	●	●
<ul style="list-style-type: none"> Revision of the Advance Passenger Information Directive. COM (2022) 729 COM (2022) 731 	<ul style="list-style-type: none"> Adopted by the Commission on 13.12.2022 	●	●	●
<ul style="list-style-type: none"> Digital information exchange on cross-border terrorism cases. COM(2021)757 	<ul style="list-style-type: none"> Adopted by the Commission on 1.12.2021 Council General Approach reached on 9.6.2022. Work in European Parliament is ongoing. 	●	●	●
<ul style="list-style-type: none"> IT collaboration platform for Joint Investigation Teams. COM(2021)756 	<ul style="list-style-type: none"> Adopted by the Commission on 1.12.202 Council General Approach adopted on 9.6.2022. . European Parliament report adopted on 10.10.2022. Trilogues ongoing. 	●	●	●
<ul style="list-style-type: none"> Framework for reciprocal access to security-related information for front-line officers between the EU and key third countries to counter shared security threats. 	<ul style="list-style-type: none"> Ongoing work. 	●	●	●
Additional initiatives				

<ul style="list-style-type: none"> Regulation on the extended mandate of the European Centre for Disease Prevention and Control (ECDC). COM (2020) 0320 	<ul style="list-style-type: none"> Adopted by the Commission on 11.11.2020 Adopted by the Council on 24.10.2022 and the European Parliament on 4.10. 2022 	●	●	●
<ul style="list-style-type: none"> Regulation on serious cross border threats to health. COM (2020)0322 	<ul style="list-style-type: none"> Adopted by the Commission on 11.11.2020 Adopted by the Council on 24.10.2022 and the European Parliament on 4.10. 2022 	●	●	●
<ul style="list-style-type: none"> EU FDI Screening Regulation. COM(2017)0487 	<ul style="list-style-type: none"> Adopted by the Commission on 13.09.2017 Adopted by the European Parliament on 14.09.2019 and by the Council on 5.03.2019 Entered into force on 11.10. 2020 	●	●	●
<ul style="list-style-type: none"> Regulation EU/2021/821 – EU Dual Use Regulation (recast) 	<ul style="list-style-type: none"> Adopted by the Commission on 28.09.2016 Adoption by the European Parliament on 25.03.2021 and by the Council 10.05. 2021 Entered into force on 8.09.2021 	●	●	●
Non-Legislative files 				
<ul style="list-style-type: none"> The Horizon Europe Cluster 3 (civil security for society) work programme 2021-2022 Implementing Act 	<ul style="list-style-type: none"> Adopted by the Member States in June 2021 (via the HE Programme Committee) 		●	
<ul style="list-style-type: none"> Updating the external dimension of the EU policy on Passenger Name Record 	Work is ongoing		●	
<ul style="list-style-type: none"> Better security standards for identity cards and residence documents (implementation of Regulation 2019/1157). 	Ongoing (Member States started issuing identity cards and residence documents according to tighter security standards as of August 2021).		●	
<ul style="list-style-type: none"> European Innovation hub for internal security. 	Hub established as a collaborative networks of innovation labs. Regular meetings of the Hub team		●	

	take place every 2 weeks.	
<ul style="list-style-type: none"> Commission Recommendation to Council to open negotiations with Interpol. 	<ul style="list-style-type: none"> Two Council Decisions on the opening of negotiations with Interpol to sign a cooperation agreement adopted on 14.07. 2021. Negotiations are ongoing (started in December 2021). 	●
<ul style="list-style-type: none"> Strengthening and improving of the exchange of criminal records information (ECRIS and ECRIS-TCN). 	<ul style="list-style-type: none"> Commission's Opinion on the eu-LISA technical specifications for ECRIS-TCN adopted on 02.06.2021 The ECRIS-TCN Implementing Decision was adopted by Member States on 6.10.2022. To be adopted by the College on 14.12.2022 	●
Additional initiatives		
<ul style="list-style-type: none"> Communication from the Commission to the European Parliament and the Council - First report on application and functioning of the Data Protection Law Enforcement Directive (EU) 2016/680 (LED) COM(2022)364 	<ul style="list-style-type: none"> Adopted by the Commission on 25.07. 2022 	●