



Council of the European Union
General Secretariat

Brussels, 17 June 2020

CM 2664/20

ENFOPOL
JAI
DROIPEN
COSI
PROCED

COMMUNICATION

WRITTEN PROCEDURE

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Subject: END OF WRITTEN PROCEDURE

Council Conclusions on enhancing financial investigations to fight serious and organised crime

– Approval

Delegations are informed that the written procedure, opened by CM 2594/20 of 12 June 2020 was completed on 17 June 2020 at 17:00 and that all delegations agreed with the approval of the Council Conclusions on enhancing financial investigations to fight serious and organised crime, as set out in ST 8065/20.

Therefore, the above Council Conclusions are approved.

The statements by Austria and Italy are reproduced in the Annex to this CM.

The above statements will be included in the summary of acts adopted by the written procedure as statements to be entered in the Council minutes, in accordance with the third subparagraph of Article 12(1) of the Council's Rules of Procedure.

STATEMENT BY AUSTRIA

Declaration by Austria to the minutes of Coreper II: "Austria is strongly concerned by the Council calling on the Commission to re-engage in a discussion with the Member States regarding the need for a legislative limitation on cash payments at EU level, as foreseen in its communication of 7 May 2020 on an Action Plan on Money Laundering. Firstly, Austria would like to refer to the resolution of the lower chamber of the Austrian Parliament (National Council) of 24 February 2016 on the maintenance of the use of cash. Secondly, the Commission's communication on the Action Plan of 7 May 2020 in fact only refers to "Introducing a ceiling for large cash payments" (page 6 third paragraph), but not a ceiling for cash payments in general. Therefore, Austria would have welcomed further improvements of the respective passages of the current text of the Draft Council conclusions and an alignment with the Commission's Action Plan."

STATEMENT BY ITALY



Ministero dell'Interno

DIPARTIMENTO DELLA PUBBLICA SICUREZZA
UFFICIO COORDINAMENTO E PIANIFICAZIONE FORZE DI POLIZIA

DICHIARAZIONE DELL'ITALIA

“Bozza di Conclusioni del Consiglio sul rafforzamento delle indagini finanziarie per la lotta al crimine grave ed organizzato”

L'Italia condivide lo scopo e gli obiettivi della proposta di Conclusioni del Consiglio sul rafforzamento delle indagini finanziarie per la lotta al crimine grave ed organizzato.

Per quanto attiene ai contenuti della bozza di Conclusioni (doc. 8605/20), l'Italia riporrà ogni sforzo per la loro attuazione, in aderenza con la necessità di tenere conto della natura, dei poteri, dei compiti e delle prerogative delle sue Autorità nazionali e dei meccanismi come stabiliti dal suo Diritto interno

L'Italia evidenzia che la sua posizione è coerente con la sua dichiarazione (doc. 19313/19 ADD 1 REV 2; CODEC 1080 ENFOPOL 245 JAI 521 EF 194), in occasione dell'adozione della Direttiva 1153/2019 del Parlamento e del Consiglio recante *“disposizioni per agevolare l'uso di informazioni finanziarie e di altro tipo a fini di prevenzione, accertamento, indagine o perseguimento di determinati reati”*.

FGT/mm
SERVER01/SERVIZIO II/DIVISIONE II/CORRISPONDENZA 2020 – PROPOSTA DI DICHIARAZIONE ITALIANA DA PRESENTARE AL
CO.RE.PER E AL CONSIGLIO GAI (11.06.2020)



Ministero dell'Interno

DIPARTIMENTO DELLA PUBBLICA SICUREZZA
UFFICIO COORDINAMENTO E PIANIFICAZIONE FORZE DI POLIZIA

Courtesy Translation

ITALIAN STATEMENT

"Draft Council Conclusions on enhancing financial investigations to fight serious and organised crime"

Italy shares the scope and the objectives of the "Draft Council Conclusions on enhancing financial investigations to fight serious and organised crime".

As far as the contents of the Conclusions are concerned (doc. 8605/20) Italy will make all efforts in their implementation, in accordance with the need to take into account the nature, powers, tasks and prerogatives of its national authorities and mechanisms, as established by its national law."

Italy highlights that its position is in coherence with its declaration (doc. 19313/19 ADD 1 REV 2; CODEC 1080 ENFOPOL 245 JAI 521 EF 194), on the occasion of the adoption of Directive 1153/2019 of the Parliament and of the Council laying down "*rules facilitating the use of financial and other information for the prevention, detection, investigation or prosecution of certain criminal offences*".