Fight against terrorism: processing and protection of personal data in the framework of police and judicial cooperation in criminal matters. Framework Decision

2005/0202(CNS) - 18/09/2007

The Mixed Committee agreed on the scope of this draft Framework Decision and on the data protection regime for transfer of data to third countries.

The Council preparatory bodies will continue the examination of the rest of the text with a view to reaching an agreement as soon as possible.

After more than a year and a half of intense negotiations on this proposal, the Presidency proposed a narrow scope for the Framework Decision, which means that the text will apply to the cross-border exchange of personal data only. This understanding will also imply an evaluation by the Commission of the data protection system, including the limitation of the scope, three years after the Framework Decision will apply to Member States.

As regards the principles relating to the transmission of personal data to third States, data transmitted to another Member State may be transferred to third States or international bodies only if a number of conditions, including prior consent, are met.