Basic information

2001/0807(CNS) CNS - Consultation procedure	Procedure completed
Europol: transmission of personal data to third States and third bodies. Initiative Sweden **Subject** 7.30.05.01 Europol, CEPOL	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	LIBE Citizens' Freedoms and Rights, Justice and Home Affairs	TURCO Maurizio (TDI)	11/07/2001
Council of the European Union	**Council configuration**	**Meetings**	**Date**
	Justice and Home Affairs (JHA)	2411	2002-02-28

Key events

Date	Event	Reference	Summary
22/05/2001	Legislative proposal published	08785/2001	Summary
02/07/2001	Committee referral announced in Parliament		
22/10/2001	Vote in committee		
22/10/2001	Committee report tabled for plenary, 1st reading/single reading	A5-0370/2001	
12/11/2001	Debate in Parliament		
13/11/2001	Decision by Parliament	T5-0590/2001	Summary
28/02/2002	Act adopted by Council after consultation of Parliament		
28/02/2002	End of procedure in Parliament		
27/03/2002	Final act published in Official Journal		

Technical information

Procedure reference	2001/0807(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legal basis	Treaty on European Union (after Amsterdam) M 039-p1

Stage reached in procedure	Procedure completed

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A5-0370/2001	22/10/2001	
Text adopted by Parliament, 1st reading/single reading		T5-0590/2001 OJ C 140 13.06.2002, p. 0025-0137 E	13/11/2001	Summary

Council of the EU

Document type	Reference	Date	Summary
Legislative proposal	08785/2001 OJ C 163 06.06.2001, p. 0013	22/05/2001	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Non-binding act 2002/0327
OJ C 076 27.03.2002, p. 0001-0002 Summary

Europol: transmission of personal data to third States and third bodies. Initiative Sweden

2001/0807(CNS) - 13/11/2001 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted a resolution following the report of Marizio TURCO (IND, It) on adapting the 1999 Council Act governing the transmission of personal data by Europol to third States and third bodies (Please refer to previous text). Parliament added a recital to the effect that the Commission should submit by the end of 2001 a proposal for the comprehensive reform of the instruments of police and judicial cooperation, including revision of the Europol Convention to bring it into line with the highest standards and methods of democratic control of the police forces of the Member States. The reform should aim to bring the instruments within the scope of the EC Treaty.

Europol: transmission of personal data to third States and third bodies. Initiative Sweden

2001/0807(CNS) - 22/05/2001 - Legislative proposal

PURPOSE : to present a Swedish initiative which aims to adopt a Council Act amending the Council Act of 12 March 1999 adopting the rules governing the transmission of personal data by Europol to third states and third bodies. CONTENT : in light of the cooperation of Europol with third bodies, the possibility of onward transmission by the third bodies of personal data received from Europol will contribute positively to the fight against

organised crime. In order to safeguard the interests of the Member States concerned and the principles of data protection, appropriate provisions need to be laid down determining the conditions under which onward transmission may take place. Therefore, it is the aim of this initiative to amend the rules governing the transmission of personal data. The initiative aims to amend Council Act of 12 March 1999 in the following way: - by stating that the Director shall inform the management Board and the Joint Supervisory Board without undue delay of any decision to transmit personal data or to allow onward transmission of personal data; - by stating that onward transmission by a third body may take place with the prior consent of Europol, in the case of the third State or body receiving the data has concluded an agreement with Europol on the transmission of personal data which covers data from onward transmission; - or that this transmission may take place exceptionally, after authorisation by the Director of Europol, if he considers onward transmission of data by the third body to be absolutely necessary. Moreover, no onward transmission of data communicated to Europol by a Member State shall be allowed without the consent of the Member State concerned. Lastly, as from 1 January 2005, these rules shall be evaluated under the supervision of the Management Board, which shall obtain the opinion of the Joint Supervisory Body.

Europol: transmission of personal data to third States and third bodies. Initiative Sweden

2001/0807(CNS) - 28/02/2002 - Final act

PURPOSE : to amend Council Act of 12 March 1999 adopting the rules governing the transmission of personal data by Europol to third States and third bodies. COMMUNITY MEASURE : Council Act (2002/C. 76/01) amending the Council Act of 12 March 1999 adopting the rules governing the transmission of personal data by Europol to third States and third bodies. CONTENT : in light of the co-operation of Europol with third bodies, the possibility of onward transmission by third bodies of personal data received from Europol will contribute positively to the fight against organised crime. In order to safeguard the interests of the Member States concerned and the principles of data protection, appropriate provisions need to be laid down determining the conditions under which onward transmission may take place. Therefore, the aim of this text is to amend the Council Act of 12 March 1999 adopting the rules governing the transmission of this data. It is amended so as to specify that the Director shall inform the Management Board and the Joint Supervisory Body without undue delay of any decision to transmit personal data. However, onward transmission by a third body with which Europol has concluded an agreement in accordance with Article 3 may take place: - with the prior consent of Europol, in cases where the third State or body receiving the data has concluded an agreement with Europol on the transmission of personal data which covers data from onward transmissions; or - exceptionally, after authorisation by the Director of Europol taking account the conditions laid down in Article 2(2), if he considers onward transmission of the data by third body to be absolutely necessary; - to safeguard the essential interests of the Member States concerned within the scope of Europol's objectives, - in the interests of preventing imminent danger associated with crime. No onward transmission of data communicated to Europol by a Member State shall be allowed without the consent of the Member State concerned. The Director shall state the reasons for transmission via a third body rather than direct transmission. Lastly, as from 1 January 2004, these rules shall be evaluated under the supervision of the Management Board, which shall obtain the opinion of the Joint Supervisory Body. ENTRY INTO FORCE : the Act shall take effect on 1 March 2002.