Basic information

2018/0813(CNS) CNS - Consultation procedure Decision	Procedure completed, awaiting publication in Official Journal
Agreement on cooperation between Eurojust and Georgia **Subject** 7.40.04 Judicial cooperation in criminal matters **Geographical area** Georgia	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
LIBE Civil Liberties, Justice and Home Affairs	KAUFMANN Sylvia-Yvonne (S&D)	07/01/2019
	Shadow rapporteur ŠTĚTINA Jaromír (PPE) GRIESBECK Nathalie (ALDE) CHRYSOGONOS Kostas (GUE/NGL) JOLY Eva (Verts/ALE)	

Committee for opinion	Rapporteur for opinion	Appointed
JURI Legal Affairs	BERGERON Joëlle (EFDD)	06/12/2018

Council of the European Union

European Commission

Commission DG	Commissioner
Secretariat-General	TIMMERMANS Frans

Key events

Date	Event	Reference	Summary
09/11/2018	Legislative proposal published	13483/2018	Summary

28/11/2018	Committee referral announced in Parliament		
04/02/2019	Vote in committee		
06/02/2019	Committee report tabled for plenary, 1st reading/single reading	A8-0065/2019	Summary
14/02/2019	Decision by Parliament	T8-0119/2019	Summary
14/02/2019	Results of vote in Parliament		
04/03/2019	Act adopted by Council after consultation of Parliament		
04/03/2019	End of procedure in Parliament		

Technical information

Procedure reference	2018/0813(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Decision
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed, awaiting publication in Official Journal
Committee dossier	LIBE/8/15021

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE632.944	18/01/2019	
Specific opinion	JURI	PE632.952	30/01/2019	
Committee report tabled for plenary, 1st reading/single reading		A8-0065/2019	06/02/2019	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0119/2019	14/02/2019	Summary

Council of the EU

Document type	Reference	Date	Summary
Document attached to the procedure	12746/2018	09/11/2018	
Legislative proposal	13483/2018	09/11/2018	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Agreement on cooperation between Eurojust and Georgia

2018/0813(CNS) - 14/02/2019 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 555 votes to 20, with 29 abstentions, following the consultation procedure, a legislative resolution on the draft Council implementing decision approving the conclusion by Eurojust of the Agreement on cooperation between Eurojust and Georgia.

The European Parliament approved the Council's draft.

Agreement on cooperation between Eurojust and Georgia

2018/0813(CNS) - 06/02/2019 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Civil Liberties, Justice and Home Affairs adopted, following the consultation procedure, the report by Sylvia-Yvonne KAUFMANN (S&D, DE) on the draft Council implementing decision approving the conclusion by Eurojust of the agreement on cooperation between Eurojust and Georgia.

The committee responsible recommended that the European Parliament approve the Council's draft.

The Eurojust-Georgia Cooperation agreement follows the model of similar agreements concluded by Eurojust in the past (for example, Eurojust-FYROM, Eurojust-US, Eurojust-Norway, Eurojust-Switzerland, and most recently Eurojust-Albania). The purpose of such agreements is to foster cooperation as regards combating serious crime, especially organised crime and terrorism.

They provide, *inter alia*, for liaison officers, contact points and exchange of information. Such cooperation agreements are based on Article 26a(2) of the Council Decision 2002/187/JHA of 28 February 2002 setting up Eurojust with a view to reinforcing the fight against serious crime.

The explanatory memorandum accompanying the report recalled that the European Commission stated, in its Visa Suspension Mechanism Report, that organised criminal groups from Georgia are still reported as one of the most frequently represented non-EU nationalities involved in serious and organised crime in the EU. Georgian OCGs are highly mobile, are mainly involved in organised property crime (particularly organised burglaries and thefts) and especially active in France, Greece, Germany, Italy and Spain. Georgia remains a transit country for various illicit commodities trafficked to the EU, in particular drugs.

Georgia ratified in 2005 the Council of Europe Convention of 28 January 1981 as well as in 2014 its Additional protocol.

On 19 April 2018, the Joint Supervisory Body of Eurojust gave a positive opinion on the provisions of the Agreement concerning data protection. However, it stated that Article 17 (Data Security) of the draft agreement does not foresee the communication of personal data breaches between the parties. Therefore, the JSB recommends Eurojust to consider this element in the framework of the regular consultation meetings with Georgian counterparts as foreseen by Article 20 of the draft agreement, especially taking into account the relevant provisions in the Police Directive. Furthermore, the JSB invites Eurojust to include such provision in future cooperation agreements with third parties and states.

Such a statement is supported by the rapporteur.

Agreement on cooperation between Eurojust and Georgia

2018/0813(CNS) - 09/11/2018 - Legislative proposal

PURPOSE: to approve the conclusion by Eurojust of the Agreement on cooperation between Eurojust and Georgia.

ROLE OF THE EUROPEAN PARLIAMENT: the Council adopts the act after consulting the European Parliament but without being required to follow its opinion.

BACKGROUND: Decision 2002/187/JHA provides that Eurojust may conclude agreements with third countries and organisations. Such agreements may cover the exchange of information, including personal data, and the secondment of liaison officers or magistrates to Eurojust. Such agreements may be concluded only after consultation by Eurojust of the Joint Supervisory Body with regard to the provisions on data protection and after approval by the Council.

To strengthen its capacity to work with Georgia, Eurojust has negotiated an agreement on cooperation between Eurojust and Georgia.

Georgia has ratified the Council of Europe Convention and the Additional Protocol regarding supervisory authorities and transborder data flows. The Joint Supervisory Body of Eurojust has delivered a positive opinion on the data protection provisions of the Agreement. The agreement was approved by the College of Eurojust on 20 September 2018.

CONTENT: by virtue of this draft Council Implementing Decision, Eurojust would be authorised to **conclude the Agreement on cooperation between Eurojust and Georgia**.

The agreement includes provisions on the exchange of personal data.

Denmark, the United Kingdom and Ireland are participating in the adoption and implementation of the Decision.