Basic information

2023/0400(NLE) NLE - Non-legislative enactments	Procedure completed
EU/Armenia Agreement on cooperation between Eurojust and the competent authorities for judicial cooperation in criminal matters of Armenia **Subject** 7.40.04 Judicial cooperation in criminal matters **Geographical area** Armenia	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
LIBE Civil Liberties, Justice and Home Affairs	REUTEN Thijs (S&D)	22/01/2024
	Shadow rapporteur SKYTTEDAL Sara (EPP) KELLER Fabienne (Renew) BREYER Patrick (Greens/EFA) KANKO Assita (ECR)	

Council of the European Union

European Commission

Commission DG	Commissioner
Justice and Consumers	REYNDERS Didier

Key events

Date	Event	Reference	Summary
14/11/2023	Preparatory document	COM(2023)0705	Summary
14/02/2024	Vote in committee		
05/04/2024	Legislative proposal published	17085/2023	
09/04/2024	Committee report tabled for plenary, 1st reading/single reading	A9-0165/2024	
10/04/2024	Decision by Parliament	T9-0216/2024	Summary

10/04/2024	Results of vote in Parliament		
10/04/2024	Committee referral announced in Parliament		
11/10/2024	Act adopted by Council after consultation of Parliament		
31/10/2024	Final act published in Official Journal		

Technical information

Procedure reference	2023/0400(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Legal basis	Treaty on the Functioning of the European Union TFEU 085-p1-a2 Treaty on the Functioning of the European Union TFEU 218-p7 Treaty on the Functioning of the European Union TFEU 116-p2 Treaty on the Functioning of the European Union TFEU 218-p6a
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/9/13710

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE758.068	02/02/2024	
Committee report tabled for plenary, 1st reading/single reading		A9-0165/2024	09/04/2024	
Text adopted by Parliament, 1st reading/single reading		T9-0216/2024	10/04/2024	Summary

Council of the EU

Document type	Reference	Date	Summary
Legislative proposal	17085/2023	05/04/2024	

European Commission

Document type	Reference	Date	Summary
Preparatory document	COM(2023)0705	14/11/2023	Summary
Document attached to the procedure	COM(2023)0706	14/11/2023	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act
Decision 2024/2738 OJ OJ L 31.10.2024

EU/Armenia Agreement on cooperation between Eurojust and the competent authorities for judicial cooperation in criminal matters of Armenia

2023/0400(NLE) - 10/04/2024 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 569 votes to 6, with 28 abstentions, a legislative resolution on the draft Council decision on the conclusion of the Agreement between the European Union and the Republic of Armenia on the cooperation between the European Union Agency for Criminal Justice Cooperation (Eurojust) and the authorities of the Republic of Armenia competent for judicial cooperation in criminal matters.

Parliament **gave its consent** to the conclusion of the Agreement.

This Agreement between the European Union and the Republic of Armenia marks the first international agreement on cooperation between the European Agency for Criminal Justice Cooperation (Eurojust) and the competent authorities in a third country since the entry into application of the Eurojust Regulation on 12 December 2019. In order for international judicial cooperation to be effective, agreements on cooperation with third countries are essential.

The Agreement will improve cooperation with Armenia's authorities involved in the investigation and prosecution of serious crimes.

It is particularly important that this is only possible when agreements are subject to strict safeguards in relation to data protection, privacy and fundamental rights.

In the case of this Agreement, it is clear that all conditions are met and the necessary safeguards are in place. This will be continuously monitored once this Agreement has entered into force and possible breaches of the agreement could eventually lead to suspension of the cooperation.

EU/Armenia Agreement on cooperation between Eurojust and the competent authorities for judicial cooperation in criminal matters of Armenia

2023/0400(NLE) - 14/11/2023 - Preparatory document

PURPOSE: to conclude an Agreement between the European Union, of the one part, and the Republic of Armenia, of the other part, on cooperation between the European Union Agency for Criminal Justice Cooperation (Eurojust) and the competent authorities for judicial cooperation in criminal matters of the Republic of Armenia.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: since the entry into application of the Eurojust Regulation on 12 December 2019 and pursuant to the Treaty, the Commission is responsible, on behalf of the Union, for negotiating international agreements with third countries for the cooperation and exchange of personal data with Eurojust.

In order to strengthen the judicial cooperation between Eurojust and selected third countries, the Commission adopted a Recommendation for a Council Decision authorising the opening of negotiations for Agreements between the European Union and Algeria, Armenia, Bosnia and Herzegovina, Egypt, Israel, Jordan, Lebanon, Morocco, Tunisia and Turkey on cooperation between the European Union Agency for Criminal Justice Cooperation (Eurojust) and the competent authorities for judicial cooperation in criminal matters of those third States.

Negotiations with Armenia began in April 2022. After the third and last round of negotiations, which was held in June 2022, the negotiators reached a preliminary agreement in October 2022. Following internal consultations on both sides, including the improvement of quality of drafting, the chief negotiators initialled the draft text of the Agreement.

CONTENT: the Commission proposes that the Council decide to approve, on behalf of the Union, the Agreement between the European Union, of the one part, and the Republic of Armenia, of the other part, on cooperation between the European Union Agency for Criminal Justice Cooperation (Eurojust) and the competent authorities for judicial cooperation in criminal matters of the Republic of Armenia.

The Agreement allows the **transfer of personal data between Eurojust and the competent authorities of Armenia**, in order to combat serious crime and terrorism and to protect the security of the Union and its citizens.

The Agreement ensures full respect for the fundamental rights of the Union, in particular the right to respect for private and family life, as recognised by the Charter of Fundamental Rights of the European Union, the right to the protection of personal data and the right to an effective remedy and to a fair trial.

The proposed Decision:

- establishes the obligation of Armenia to designate at least one contact point within its domestic competent authorities, who cannot be identical to the Liaison Prosecutor. A contact point should be designated for terrorism matters;

- provides for the secondment of the Liaison Prosecutor to Eurojust;

- provides for the conditions for the participation of representatives of Armenia in operational and strategic meetings at Eurojust;

- provides that Eurojust may assist Armenia to establish Joint Investigation Teams and may be requested to provide financial or technical assistance;

- provides for the option of Eurojust to post a Liaison Magistrate to Armenia.

In particular, the agreement provides adequate safeguards for the **protection of personal data** transferred by Eurojust under the agreement. More specifically, the proposal:

- guarantees additional safeguards for the processing of special categories of personal data and different categories of data subject;

- limits fully automated decision-making using personal data transferred under the Agreement;

- restricts the onward transfer of the personal data received;

- provides for the right of access, including to obtain confirmation on whether personal data relating to the data subject are processed under the Agreement as well as essential information on the processing;

- provides for the right to rectification, erasure, and restriction of processing, under certain conditions;

- provides for the notification of a personal data breach affecting personal data transferred under the Agreement, ensuring that the respective competent authorities notify each other as well as their respective supervisory authority of such a breach without delay, and take measures to mitigate its possible adverse effects;

- includes rules as regards storage, review, correction and deletion of personal data;

- requires effective supervision and enforcement of compliance with the safeguards set out in the Agreement, ensuring that there is an independent public authority responsible for data protection (supervisory authority) to oversee matters affecting the privacy of individuals, including the domestic rules relevant under the Agreement to protect the fundamental rights and freedoms of natural persons in relation to the processing of personal data.