



Basic information	
<b>2024/0321(NLE)</b> NLE - Non-legislative enactments	Procedure completed
EU/Brazil Agreement: cooperation with and through Europol and the Federal Police of Brazil  <b>Subject</b> 1.20.09 Protection of privacy and data protection 7.30.05 Police cooperation 7.30.05.01 Europol, CEPOL 7.30.30 Action to combat crime  <b>Geographical area</b> Brazil	

Key players			
European Parliament	<b>Committee responsible</b>	<b>Rapporteur</b>	<b>Appointed</b>
	<div style="border: 1px solid red; display: inline-block; padding: 2px;">LIBE</div> Civil Liberties, Justice and Home Affairs	BARTUŠEK Nikola (P/E)	12/05/2025
Council of the European Union			
European Commission	<b>Commission DG</b>	<b>Commissioner</b>	
	Migration and Home Affairs	BRUNNER Magnus	

Key events			
Date	Event	Reference	Summary
18/12/2024	Preparatory document	<a href="#">COM(2024)0580</a> 	<a href="#">Summary</a>
10/03/2025	Legislative proposal published	<a href="#">05617/2025</a>	<a href="#">Summary</a>
31/03/2025	Committee referral announced in Parliament		
15/07/2025	Vote in committee		
16/07/2025	Committee report tabled for plenary, 1st reading/single reading	<a href="#">A10-0142/2025</a>	
09/09/2025	Decision by Parliament	<a href="#">T10-0169/2025</a>	<a href="#">Summary</a>
09/09/2025	Results of vote in Parliament		
02/10/2025	Act adopted by Council after consultation of Parliament		
29/10/2025	Final act published in Official Journal		

**Technical information**

<b>Procedure reference</b>	2024/0321(NLE)
<b>Procedure type</b>	NLE - Non-legislative enactments
<b>Procedure subtype</b>	Consent by Parliament
<b>Legal basis</b>	Treaty on the Functioning of the European Union TFEU 88-p2 Treaty on the Functioning of the European Union TFEU 218-p6a Treaty on the Functioning of the European Union TFEU 218-p7 Treaty on the Functioning of the European Union TFEU 016-p2 Treaty on the Functioning of the European Union TFEU 218-p6
<b>Other legal basis</b>	Rules of Procedure EP 165
<b>Stage reached in procedure</b>	Procedure completed
<b>Committee dossier</b>	LIBE/10/01727



**Documentation gateway****European Parliament**

<b>Document type</b>	<b>Committee</b>	<b>Reference</b>	<b>Date</b>	<b>Summary</b>
Committee draft report		<a href="#">PE774.371</a>	12/06/2025	
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A10-0142/2025</a>	16/07/2025	
Text adopted by Parliament, 1st reading/single reading		<a href="#">T10-0169/2025</a>	09/09/2025	<a href="#">Summary</a>

**Council of the EU**

<b>Document type</b>	<b>Reference</b>	<b>Date</b>	<b>Summary</b>
Legislative proposal	<a href="#">05617/2025</a>	10/03/2025	<a href="#">Summary</a>

**European Commission**

<b>Document type</b>	<b>Reference</b>	<b>Date</b>	<b>Summary</b>
Preparatory document	<a href="#">COM(2024)0580</a> 	18/12/2024	<a href="#">Summary</a>
Document attached to the procedure	<a href="#">COM(2024)0581</a> 	18/12/2024	

**Additional information**

<b>Source</b>	<b>Document</b>	<b>Date</b>
European Commission	<a href="#">EUR-Lex</a>	

**Final act**

# EU/Brazil Agreement: cooperation with and through Europol and the Federal Police of Brazil

2024/0321(NLE) - 18/12/2024 - Preparatory document

**PURPOSE:** to conclude, on behalf of the Union, the Agreement between the European Union and the Federative Republic of Brazil on cooperation with and through the European Union Agency for Law Enforcement Cooperation (Europol) and Federal Police of Brazil.

**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:** Europol has flagged that, among others, the growing demand for drugs and increased drug trafficking routes into the European Union justifies the need for enhanced cooperation with Latin American countries. Recent reports confirm that cocaine availability in Europe is at an all-time high and the drug is more affordable and accessible for consumers than in the past. Most of the product seized in the European Union is transported by sea, primarily in maritime shipping containers, and shipped to the European Union directly from the countries of production as well as from neighbouring countries of departure in Latin America, including Brazil. Although cooperation between Europol and Brazil (including the Federal Police of Brazil) is ongoing, a legal basis is needed, notably, for the exchange of personal data.

Regulation (EU) 2016/794 of the European Parliament and of the Council on the European Union Agency for Law Enforcement Cooperation (Europol) provides that it is possible for the European Union Agency for Law Enforcement Cooperation (Europol) to transfer personal data to an authority of a third country, *inter alia*, on the basis of an international agreement concluded between the Union and that third country pursuant to Article 218 of the Treaty on the Functioning of the European Union (TFEU), adducing adequate safeguards with respect to the protection of privacy and fundamental rights and freedoms of individuals.

In accordance with a Council Decision, the Agreement between the European Union and the Federative Republic of Brazil on cooperation with and through the European Union Agency for Law Enforcement Cooperation (Europol) and the Federal Police of Brazil was signed, subject to its conclusion at a later date.

**CONTENT:** the Commission proposal aims to **conclude**, on behalf of the European Union, the Agreement between the European Union and the Federative Republic of Brazil on cooperation with and through the European Union Agency for Law Enforcement Cooperation (Europol) and Federal Police of Brazil.

## **Objective**

The Agreement aims to establish cooperative relations between the European Union Agency for Law Enforcement Cooperation (Europol) and the competent authorities of Brazil and to allow the **transfer of personal and non-personal data between them**, in order to support and strengthen the action by the authorities of the Member States of the Union and those of Brazil, as well as their mutual cooperation in preventing and combating criminal offences, including serious crime and terrorism, while ensuring appropriate safeguards with respect to the human rights and fundamental freedoms of individuals, including the right to privacy and data protection.

## **Exchange of personal data**

The exchange of personal data and its processing by the authorities of a third country constitutes an interference with the fundamental rights to privacy and data protection. However, this Agreement ensures the necessity and proportionality of any such interference by guaranteeing the application of adequate data protection safeguards to the personal data transferred, in line with European Union law.

In particular, the proposal provides, *inter alia*, for:

- special categories of personal data and different categories of data subjects, such as personal data in respect of victims of a criminal offence, witnesses or other persons who can provide information concerning criminal offences, or in respect of persons under the age of 18;
- the automated processing of personal data as well as a basis for onward transfer of the personal data received;
- the right of access, ensuring that the data subject has the right, at reasonable intervals, to obtain information on whether personal data relating to him or her are processed under the Agreement;
- the communication of a personal data breach to the data subject, ensuring that the competent authorities of both Parties of the Agreement communicate the data subject without undue delay in the event of a personal data breach likely to have serious adverse effect upon his or her rights and freedoms;
- the keeping of logs of the collection, alteration, access, disclosure including onward transfers, combination and erasure of personal data;

- the supervisory authority, 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.

## EU/Brazil Agreement: cooperation with and through Europol and the Federal Police of Brazil

2024/0321(NLE) - 09/09/2025 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 605 votes to 5, with 19 abstentions, a legislative resolution on the draft Council decision on the conclusion of the Agreement between the European Union and the Federative Republic of Brazil on cooperation with and through the European Union Agency for Law Enforcement Cooperation (Europol) and the Federal Police of Brazil.

The European Parliament **gave its consent** to the conclusion of the agreement.

The Agreement establishes cooperation between Europol and the competent Brazilian authorities to enable the transfer of personal and non-personal data. The Agreement will support and strengthen the action of the authorities of the EU Member States and those of Brazil in preventing and combating criminal offences, including serious crime and terrorism. At the same time, the Agreement provides for appropriate safeguards regarding the human rights and fundamental freedoms of individuals, including the right to privacy and data protection.

## EU/Brazil Agreement: cooperation with and through Europol and the Federal Police of Brazil

2024/0321(NLE) - 10/03/2025 - Legislative proposal

**PURPOSE:** to conclude the Agreement between the European Union and the Federative Republic of Brazil on cooperation with and through the European Union Agency for Law Enforcement Cooperation (Europol) and the Federal Police of Brazil.

**PROPOSED ACT:** Decision of the Council.

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

**BACKGROUND:** Regulation (EU) 2016/794 of the European Parliament and of the Council provides that it is possible for the European Union Agency for Law Enforcement Cooperation (Europol) to transfer personal data to an authority of a third country on the basis of, *inter alia*, an international agreement concluded between the Union and that third country, adducing adequate safeguards with respect to the protection of privacy and fundamental rights and freedoms of individuals.

The Agreement between the European Union and the Federative Republic of Brazil on cooperation with and through the European Union Agency for Law Enforcement Cooperation (Europol) and the Federal Police of Brazil was signed on, subject to its conclusion at a later date.

The Agreement should be approved on behalf of the Union.

**CONTENT:** the draft Council decision concerns the approval, on behalf of the Union, of the Agreement between the European Union and Brazil on cooperation with and through the European Union Agency for Law Enforcement Cooperation (Europol) and the Brazilian Federal Police.

The Agreement establishes **cooperative relations between Europol and the competent authorities of Brazil** and allows for the transfer of personal and non-personal data between them, with a view to combating serious crime and terrorism and protecting the security of the Union and its citizens.

The Agreement ensures full respect for the Charter of Fundamental Rights of the European Union, including the right to respect for private and family life, the right to the protection of personal data, and the right to an effective remedy and to a fair trial. In particular, the Agreement provides for adequate safeguards for the protection of personal data transferred by Europol under the Agreement.

The Agreement does not affect, and is without prejudice to, the transfer of personal data or other forms of cooperation between authorities responsible for safeguarding national security.

Ireland is taking part in the adoption of this decision, while Denmark is not taking part and is not bound by it or subject to its application.