



Brussels, 24 November 2022

CM 5273/22

JAI  
COPEN  
ENFOPOL  
CYBER  
EUROJUST  
TELECOM

**COMMUNICATION**

**NOTICE OF MEETING AND PROVISIONAL AGENDA**

---

Contact:	maria.castillejo@consilium.europa.eu
Tel./Fax:	+32.2-281.74.53 Secr.: 32.2-281.36.02
Subject:	Informal videoconference of the Members of the Working Party on Cooperation in Criminal Matters COPEN (Data Retention) ( <b>morning only</b> )
Date:	30 November 2022
Time:	10.00
Venue:	Videoconference

---

This virtual meeting will be held using the Council's video conferencing platform and will allow all participants to connect remotely. This means that every participant will connect from his/her computer, tablet or smartphone.

The maximum number of persons connecting per Member State's delegation is 2.

An information note on how to access the system and the meeting access codes will be sent separately to participants.

Please be informed that interpretation services will not be available. The meeting will be held in English only.

Delegations will find below the agenda of the meeting.

## **Format: 1+1**

1. Adoption of the agenda
2. Update on relevant legislative files
  - State of play of the draft ePrivacy regulation
    - = Debrief by the Presidency
  - European Media Freedom Act (EMFA)
    - = Information by the Commission Services
3. Examination of the latest ECJ rulings on data retention
  - Joined Cases of 20 September 2022 (C-793/19 SpaceNet and C-794/19 Telekom Deutschland)
    - = Presentation by the DE delegation  
WK 16215/22 (to be issued)
  - Joined Cases of 20 September 2022, VD (C-339/20), SR (C-397/20); and Advocate General's Conclusions of 27 October 2022, La Quadrature du Net and Others C-470/21
    - = Presentation by the FR delegation
4. Examination of national Court rulings on data retention
  - Ruling 268/22 of the Portuguese Constitutional Court of 19 April 2022
    - = Presentation by the PT Judiciary Police
5. Latest developments in national legislation
  - Information by the BE delegation  
WK 16260/22 (to be issued)
  - Information by the IE delegation  
WK 16166/22 (to be issued)
6. AOB

---

NB: Council documents are available on Delegates Portal.  
<https://delegates.consilium.europa.eu>