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NOTE

From:	General Secretariat of the Council
To:	Delegations
Subject:	Proposal for a Directive of the European Parliament and of the Council amending Directive 2012/29/EU establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA - Updated four-column document following the trilogue

Delegations will find below an updated version of the four-column table, following the trilogue held on 25 June on the abovementioned file. The update concerns the following lines:

40 to 47a, 60, 73, 96, 99, 100, 100i, 100j, 101, 103, 104, 105, 106, 108, 110 to 116, 118, 119, 121, 123, 125, 126, 127, 128i, 128k, 128l, 129, 130b, 135, 137, 138, 147, 149, 150, 154 to 157, 162 to 171b, 172 to 180, 181 to 197.

At the JHA Counsellor's meeting on 16 July 2025 delegations will be invited to indicate major existing concerns, including but not limited to any remaining red lines. The Presidency will especially be interested in existing challenges on provisions not part of the 10-point package, which was prepared in Coreper on 11 June 2025. The comments and input of Member States will be essential for the Presidency to prepare a consolidated text of the draft directive.

Member States are also invited to send written comments ahead or after the meeting on 16 July 2025 before 23 July 2025 COB.

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ANNEX

Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2012/29/EU establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA

2023/0250(COD)

DRAFT [Updated outcome of trilogue of 25 June]

07-07-2025 at 16h57

	Commission Proposal	EP Mandate	10255/24 Council Mandate	Draft Agreement
1	2023/0250 (COD)	2023/0250 (COD)	2023/0250 (COD)	
2	Proposal for a	Proposal for a	Proposal for a	

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2012/29/EU establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA	DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2012/29/EU establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA	DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2012/29/EU establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA	
3	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	
4	Having regard to the Treaty on the Functioning of the European	Having regard to the Treaty on the Functioning of the European	Having regard to the Treaty on the Functioning of the European	

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	Union, and in particular Article 82(2)(c) thereof,	Union, and in particular Article 82(2)(c) thereof,	Union, and in particular Article 82(2)(c) thereof,	
5	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	
6	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	
7	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	

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8	Having regard to the opinion of the Committee of the Regions[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the Committee of the Regions[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the Committee of the Regions[1], _____ 1. OJ C , , p. .	
9	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	
10	Whereas:	Whereas:	Whereas:	
11	(1) To ensure that victims of crime receive appropriate information, support and protection and are able to participate in criminal proceedings, the Union has	(1) To ensure that victims of crime receive appropriate information, support and protection and are able to participate in criminal proceedings, the Union has	(1) To ensure that victims of crime receive appropriate information, support and protection and are able to participate in criminal proceedings, the Union has	

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	adopted Directive 2012/29/EU of the European Parliament and the Council[1]. _____ 1. Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA (OJ L 315, 14.11.2012, p. 57).	adopted Directive 2012/29/EU of the European Parliament and the Council[1]. _____ 1. Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA (OJ L 315, 14.11.2012, p. 57).	adopted Directive 2012/29/EU of the European Parliament and the Council[1]. _____ 1. Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA (OJ L 315, 14.11.2012, p. 57).	
12	(2) The Commission has assessed how victims have accessed their rights under Directive 2012/29/EU of the European Parliament and the	(2) The Commission has assessed how victims have accessed their rights under Directive 2012/29/EU of the European Parliament and the	(2) The Commission has assessed how victims have accessed their rights under Directive 2012/29/EU of the European Parliament and the	

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	Council and published its results in the evaluation report[1]. The evaluation shows that, although Directive 2012/29/EU has broadly delivered the expected benefits and positively affected victims' rights, specific problems related to victims' rights under this Directive persist. The identified shortcomings include insufficient ability to rely on victims' rights to access information, to support and protection in accordance with each victim's individual needs, to participate in criminal proceedings and to receive a decision on compensation from the offender during criminal proceedings. This	Council and published its results in the evaluation report[1]. The evaluation shows that, although Directive 2012/29/EU has broadly delivered the expected benefits and positively affected victims' rights, specific problems related to victims' rights under this Directive persist. The identified shortcomings include insufficient ability to rely on victims' rights to access information, to support and protection in accordance with each victim's individual needs, to participate in criminal proceedings and to receive a decision on compensation from the offender during criminal proceedings. This	Council and published its results in the evaluation report[1]. The evaluation shows that, although Directive 2012/29/EU has broadly delivered the expected benefits and positively affected victims' rights, specific problems related to victims' rights under this Directive persist. The identified shortcomings include insufficient ability to rely on victims' rights to access information, to support and protection in accordance with each victim's individual needs, to participate in criminal proceedings and to receive a decision on compensation from the offender during criminal proceedings. This	

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	revision of Directive 2012/29/EU of the European Parliament and the Council responds to the shortcomings demonstrated in its evaluation and in numerous consultations. _____ 1. Commission Staff Working Document, Evaluation of Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 (SWD/2022/0179 final).	revision of Directive 2012/29/EU of the European Parliament and the Council responds to the shortcomings demonstrated in its evaluation and in numerous consultations. _____ 1. Commission Staff Working Document, Evaluation of Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 (SWD/2022/0179 final).	revision of Directive 2012/29/EU of the European Parliament and the Council ~~responds to the~~**aims to respond to** shortcomings demonstrated in its evaluation and in numerous consultations. _____ 1. Commission Staff Working Document, Evaluation of Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 (SWD/2022/0179 final).	
12a		***(2a) Member States should take the necessary measures to ensure that assistance, support and protection are provided to victims in a gender-, trauma-,***		

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		disability- and child-sensitive approach. Member States should adopt an intersectional approach in the implementation of Directive 2012/29/EU to address the specific needs of victims affected by intersectional discrimination.		
13	(3) In order to provide victims with seamless and modern means of exercising their rights, the Member States should make it possible for victims to communicate electronically with national competent authorities. Victims should enjoy the possibility of using electronic tools	(3) In order to provide victims with seamless and modern means of exercising their rights, the Member States should make it possible for victims to communicate electronically with national competent authorities. Victims should enjoy the possibility of using electronic tools	(3) In order to provide victims with seamless and modern means of exercising their rights, the Member States should make it possible for victims to communicate electronically with national competent authorities. Victims should enjoy the possibility of using**, where**	

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	to receive information about their rights and about their case, report crimes and to otherwise communicate with competent authorities and with support services through communication and information technologies. Victims should be able to choose the method of communication, and the Member States should provide for such communication and information technologies as an alternative to the standard methods of communication, without however replacing them completely.	to receive information about their rights and about their case, report crimes***, provide information and submit evidence where feasible,*** and to otherwise communicate with competent authorities and with support services through ***reliable, easy to use and safe*** communication and information technologies ***in a confidential manner that minimises the risk of harm and supports recovery and access to justice***. Victims should be able to choose the method of communication, and the Member States should provide for such communication and information technologies as an alternative to	**available,** electronic tools to receive information about their rights and about their case, report crimes and to otherwise communicate with competent authorities and with support services through **information and** communication~~ and information~~ technologies. Victims should be able to choose **between the methods**~~the method~~ of communication **made available**, and the Member States ~~should~~ **can** provide for such **information and** communication~~ and information~~ technologies as an alternative to the standard methods of communication, without however	

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		the standard methods of communication, without however replacing them completely. ***Those methods of communication and information technologies should include for example websites that provide information in different languages, integrated chats, or e-mails and online working tools that respond to different communication needs, such as those related to age and disability.***	replacing them**. The in-person method of communication, including those with the competent authorities and with support services, should remain available to victims, if they wish so** ~~completely~~.	
14	(4) In order to ensure comprehensive channels of communication taking into account the complexity of victims' needs in relation to their right to	(4) In order to ensure comprehensive channels of communication taking into account the complexity of victims' needs in relation to their right to	(4) In order to ensure comprehensive channels of communication taking into account the complexity of victims' needs in relation to their right to	

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	access information, all victims, independently of where in the EU and in what circumstances the crime took place, should be able to access victims' helplines by using the EU-wide 116 006 telephone number or by connecting to the dedicated websites. Under such helplines, victims should be able to receive the information about their rights, emotional support and be referred to the police or other services, including other specialised helplines – if needed. Such helplines should also refer victims to other specialised helplines, referred to in Commission Decision	access information, all victims, independently of where in the EU and in what circumstances the crime took place, should be able to access victims' helplines by using the EU-wide 116 006 telephone number or by connecting to the dedicated websites. Under such helplines, victims should be able to receive the information about their rights, emotional support and be referred to the police or other services, including other specialised helplines – if needed. Such helplines should also refer victims to other specialised helplines, referred to in Commission Decision	access information, all victims, independently of where in the EU and in what circumstances the crime took place, should be able to access victims' helplines by using the EU-wide 116 006 telephone number ~~or by connecting to the dedicated~~**. Member States can offer such services also through other secure and accessible information and communication technologies, including online applications and** websites. Under such helplines, victims should be able to receive the information about their rights, emotional support and be referred to the police or other services,	

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	2007/116/EC[1], such as the harmonised number related to child helpline "116 111", missing children "116 000" and gender-based violence "116 116". _____ 1. Commission Decision 2007/116/EC of 15 February 2007 on reserving the national numbering range beginning with 116 for harmonised numbers for harmonised services of social value (OJ L 049 17.2.2007, p. 30).	2007/116/EC~~1~~[56], such as the harmonised number related to child helpline "116 111", missing children "116 000" and gender-based violence "116 116". ***Member States should ensure that support provided by such helplines is without prejudice to the right of victims to receive information on their rights and on their case and to otherwise communicate with competent authorities and with other general or specialised victims' support services through appropriate communication and information technologies. The helplines should be operated by***	including other ~~specialised~~**specialist** helplines – if needed**. The helplines can be operated by trained volunteers capable of providing emotional support which can be understood as being an empathetic approach towards victims to make them feel accepted, safe and enable them to express themselves freely**. Such helplines should also refer victims to other ~~specialised~~**specialist** helplines, referred to in Commission Decision 2007/116/EC[1], such as the harmonised number related to child helpline "116 111", missing	

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		adequately trained and qualified staff in line with existing standards of quality support to ensure a high level of professional service and work in a victim-sensitive manner.	children “116 000” and gender-based violence “116 116”. **The helplines should be available in the official language or languages, as determined by national law, of the Member State. Member States are however encouraged to provide this services also in at least one other language most used in the Member State which should be determined by each Member State on the basis of objective criteria. To facilitate offering this service in an additional language, Member States should consider using modern technologies, such as the**	
		—————— *~~1~~. ~~Commission Decision 2007/116/EC of 15 February 2007 on reserving the national numbering range beginning with 116 for harmonised numbers for harmonised services of social value (OJ L 049 17.2.2007, p. 30).~~*		

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			translation and interpretation applications, as well as telephone interpreting. The helplines should operate under the general rules for victim support services and should be confidential, free of charge, in the interest of victims. _____ 1. **[1]** Commission Decision 2007/116/EC of 15 February 2007 on reserving the national numbering range beginning with 116 for harmonised numbers for harmonised services of social value (OJ L 049 17.2.2007, p. 30).	
15	(5) The general helpline for victims should not affect the	(5) The general helpline for victims should not affect the	(5) The general helpline for victims should not affect the	

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	operation of the dedicated and specialised helplines such as child helplines and helplines for victims of violence against women and domestic violence as required under Directive (EU) …/…of the European Parliament and of the Council[1] [on combating violence against women and domestic violence]. The general victims' helplines should function in addition to the specialised helplines. _____ 1. Directive (EU) …/… of the European Parliament and of the Council on	operation of the dedicated and specialised helplines such as child helplines and helplines for victims of violence against women and domestic violence as required under Directive (EU) …/…of the European Parliament and of the Council[1] [on combating violence against women and domestic violence]. The general victims' helplines should function in addition to the specialised helplines. ***In particular in the context of cross-border crimes, victims should be able to access from another Member State the general and specialised helplines***	operation of the dedicated and specialised helplines such as child helplines and helplines for victims of violence against women and domestic violence as required under Directive (EU) …/…of the European Parliament and of the Council[1] [on combating violence against women and domestic violence]. The general victims' helplines should function in addition to the specialised helplines. _____ 1. Directive (EU) …/… of the European Parliament and of the Council on	

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	combating violence against women and domestic violence (OJ …).	***of the Member State where the crime was committed.*** _____ ***[57] Directive (EU) …/… of the European Parliament and of the Council on combating violence against women and domestic violence (OJ …).*** _____ ~~*1. Directive (EU) …/… of the European Parliament and of the Council on combating violence against women and domestic violence (OJ …).*~~	combating violence against women and domestic violence (OJ …).	
16	(6) Crime reporting in the Union should be improved to fight	(6) Crime reporting in the Union should be improved to fight	(6) Crime reporting in the Union should be improved to fight	

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	impunity, avoid repeated victimisation and ensure safer societies. It is necessary to fight public insensitivity towards crime, by encouraging people who witness the crime to report crimes and assist victims and by creating safer environments for victims to report crime. For victims who are irregular migrants in the Union, safe environment to report crime means reducing fear of return procedures being launched as a result of contacts with law enforcement authorities. The personal data of victims who are irregular migrants in the Union should not be transferred to the	impunity, avoid repeated victimisation and ensure safer societies. ***Victims are sometimes not aware that they are victims of a crime while still suffering harm; that is for example often the case for victims of online, gender-based violence and environmental crimes. Member States should create safe environments for victims to report crime in a confidential manner as well as removing or reducing physical, administrative or legal barriers. This is especially relevant as victims least likely to report a crime to the police are usually those most in need of***	impunity, avoid ~~repeated~~**repeat** victimisation and ensure safer societies. It is necessary to fight public insensitivity towards crime, by~~ encouraging people who witness the crime to report crimes and assist~~ **assisting** victims and by creating safer environments for victims to report crime. ~~For~~**It is important that Member states ensure that** victims who are ~~irregular migrants in the Union, safe environment to report crime means reducing fear of return procedures being launched as a result of contacts with law enforcement authorities. The personal data of victims who are~~	

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	competent migration authorities at least until the completion of the first individual assessment as referred to in Article 22 of Directive 2012/29/EU. Reporting the crime and participating in criminal proceeding under Directive 2012/29/EU do not create any rights regarding the residence status of the victim, neither have any suspensive effect when determining their residence status. All vulnerable victims, such as child victims or victims in detention, who are in a situation of intimidation, or are otherwise dependent from the offender or whose mobility is limited should	***protection, such as children, migrants, people with disabilities and victims of human trafficking.*** It is necessary to fight public insensitivity towards crime~~, by encouraging~~. People who witness ~~the~~ crime ***should be encouraged*** to report ~~crimes and assist victims and by creating safer environments for victims to report~~***such*** crime. For victims who are irregular migrants in the Union, safe environment to report crime means reducing fear of return procedures being launched as a result of contacts with law enforcement authorities. The personal data of victims who are	~~irregular migrants in the Union should not be transferred to the competent migration authorities at least until the completion of the first individual assessment as referred to in Article 22 of Directive 2012/29/EU. Reporting the crime and participating in criminal proceeding under Directive 2012/29/EU do not create any rights regarding the~~**third-country nationals, irrespective of their** residence status ~~of the victim, neither have any suspensive effect when determining~~**, are not discouraged from reporting and are treated in a non-discriminatory manner**	

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	be able to report crime in conditions that take into account their particular situation and in line with protocols specifically set up for this purpose.	irregular migrants in the Union should not be transferred to the competent migration authorities at least until the completion of the ~~*first individual assessment as referred to in Article 22 of Directive 2012/29/EU*~~***criminal proceeding***. Reporting the crime and participating in criminal proceeding under Directive 2012/29/EU do not create any rights regarding the residence status of the victim, neither have any suspensive effect when determining their residence status. ~~*All vulnerable victims, such as child victims or*~~***In this regard, Member States should take the***	**as regards** their residence status **in accordance with the objectives of this Directive. To protect all victims from repeat and secondary victimisation, it is important to apply a victim-centred approach. In particular, it should be ensured that the enforcement of the return procedure under Directive 2008/115/EC of the European Parliament and of the Council[1] does not prevent victims from exercising their right to be heard under this Directive. Member States can, in accordance with Directive 2008/115/EC, decide to grant an autonomous residence**	

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		necessary measures to ensure that the victim's residence status is not used to influence the victim's cooperation in the criminal investigation, prosecution or trial. Third-party reporting should be offered as an option to victims in ~~*detention, who are in a situation of intimidation, or are otherwise dependent from the offender or whose mobility is limited should be able to report crime in conditions that take into account their particular situation and in line with protocols specifically set up for this purpose*~~***an effort to diversify reporting mechanisms at Union***	**permit or other authorisation offering a right to stay for compassionate, humanitarian or other reasons to a third-country national staying illegally on their territory and are to comply with the obligation under that Directive to take into account as far as possible the special needs of vulnerable persons during the period for voluntary departure, where such a period was granted pursuant to that Directive.** ~~.~~All vulnerable victims, such as child victims or victims in detention, who are in a situation of intimidation, or are otherwise dependent from the offender or	

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		level, as it can also help address some of the reasons for the underreporting of crimes in the Union.	whose mobility is limited should be able to report crime in conditions that take into account their particular situation and in line with ~~protocols~~**any relevant protocol or guideline** specifically set up for this purpose. **It is important that Member States encourage any person who knows about or suspects, in good faith, that criminal offences have been committed, or that further acts of violence are to be expected, to report this to the competent authorities.** _____	

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			1. Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).	
16a		***(6a) All vulnerable victims, such as child victims and victims living in accommodation facilities where the victim is not permitted to leave at will, including person with disabilities or older people living in residential institutions or victims in detention, who are in a situation of intimidation, or are otherwise dependent on the offender, or require assistance by***		

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		staff or authorities for all aspects of daily living, or whose mobility is limited should be able to report crime under conditions that take into account their particular situation and in line with protocols specifically set up for that purpose. The term victims in detention refers to persons living in jails and in detention centres and holding cells for suspects and accused persons, as well as in specialised detention facilities where applicants of international protection or irregular migrants are located. Accommodation facilities where the victim is not permitted to leave at will should		

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		be understood to include reception or accommodation facilities where irregular migrants and applicants and beneficiaries of international protection are located, as well as specialised accommodation for persons with disabilities, children and elderly people from where the victim is not permitted to leave at will. In this regard, special attention should be paid to persons residing in mental health and social care institutions, orphanages and retirement homes, and any other form of public or private custodial setting under control of any judicial,		

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		administrative or other public authority, or any private institution from which the victim is not permitted to leave at will. Member States should therefore ensure that a facilitated mechanism for reporting crimes is put in place in such institutions, for example through a proactive system of monitoring and outreach through unannounced visits by independent authorities.		
16b			**(6a) The Member States should facilitate the referral of the victims with a special need for additional psychological**	

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			support, that has been demonstrated by an individual assessment, to the services that are able to provide such additional psychological support, taking into account the availability of resources and of these services.	
16c		***(6b) In all Member States more effective ways should be developed for reaching victims of crimes that go unreported. The scale of the problem of unreported crime is by nature difficult to assess but is likely to be considerable, especially in relation to less public types of***		

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		crime, such as domestic violence. While taking into consideration that the problem of underreporting and its causes are complex and that there is no easy solution, Member States are encouraged to exchange best practices and consider innovative measures to increase reporting of crimes, such as the presence of victim support organisations in police stations.		
17	(7) Targeted and integrated support services should be available to a broad range of victims with specific needs. Such victims may include not only	(7) Targeted and integrated support services should be available to a broad range of victims with specific needs. Such victims may include not only	(7) Targeted and integrated support services should be available to a broad range of victims with specific needs. Such victims may include not only	

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	victims of sexual violence, victims of gender-based violence and victims of domestic violence, but also victims of trafficking in human beings, victims of organised crimes, victims with disabilities, victims of exploitation, victims of hate crime, victims of terrorism or victims of core international crimes. In response to the shortcomings identified in the evaluation, Member States should set up specific protocols that will organise the actions of specialist support services to comprehensively address the multiple needs of victims with	victims of sexual violence, victims of gender-based violence***, including victims of online forms of such crimes,*** and victims of domestic violence, but also victims of trafficking in human beings, victims of organised crimes, victims with disabilities, victims of exploitation, victims of hate crime, victims of terrorism or victims of core international crimes***. Ensuring referral and access to sexual and reproductive healthcare services, including emergency contraception, post-exposure prophylaxis treatment, testing for sexually transmitted infections and access to abortion***	victims of sexual violence, victims of gender-based violence and victims of domestic violence, but also victims of trafficking in human beings, victims of organised crimes, victims with disabilities, victims of exploitation, victims of hate crime, victims of terrorism or victims of ~~core~~**crimes falling within the jurisdiction of the** International ~~crimes~~**Criminal Court**. In response to the shortcomings identified in the evaluation, Member States ~~should~~ **can** set up specific protocols **or guidelines** that will organise the actions of specialist support services to	

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	specific needs. Such protocols should be set up in coordination and cooperation between law enforcement, prosecution authorities, judges, detention authorities, restorative justice services and victim support services.	***care, should be part of the targeted and integrated support services for those victims***. In response to the shortcomings identified in the evaluation, Member States should set up specific protocols that will organise the actions of specialist support services to comprehensively address the multiple needs of victims with specific needs. Such protocols should be set up in coordination and cooperation between law enforcement, prosecution authorities, judges, detention authorities, restorative justice services and victim support	~~comprehensively~~ **adequately** address the multiple needs of victims with specific needs. Such protocols **or guidelines** should be set up in coordination and cooperation between **relevant stakeholders, such as central authorities in accordance with the internal structure of or division of competences in the Member States,** law enforcement, prosecution authorities, ~~judges~~**judicial authorities** , detention authorities, **in consultation with** restorative justice services and victim support services.	

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		services. ***Victim support services, both governmental and non-governmental, should be granted adequate and stable human and financial resources.***		
17a		***(7a) General support services are organisations specialised in supporting victims of crime which offer support to all victims of crime. Those services may include services tailored to specific groups or offer specific types of services. In parallel, specialist support services are offered to particular groups of victims, based on the type of crime or the personal***		

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		characteristics of the victim. Central cooperation and coordination of all organisations and services providing support services to victims is crucial to ensure that appropriate victim support services are available to all categories of victims on a reasonably equal basis. Therefore, general and specialist victim support services need to operate in a coordinated manner.		
17b		***(7b) General and specialised support services shall, as a minimum, be accessible to victims on a non-discriminatory basis before, during and for an***		

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		appropriate time after criminal proceedings, ensuring, in particular, sufficient proximity of services to victims, including in rural, remote and sparsely populated areas, appropriate opening hours and delivery of services through multiple channels. General and specialised support services should be coordinated in particular through referrals in accordance with victims' specific needs, be free of charge and confidential. Psychological support should be available to victims in need of such support for as long as necessary,		

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		including by taking into account the assessment by the victim's psychologist and the individual assessment for specific support needs pursuant to this Directive.		
18	(8) To avoid serious consequences of victimisation in early age, that may negatively affect entire victims' life, it is crucial to ensure that all child victims receive the highest standard of support and protection. Most vulnerable child victims, including child victims of sexual abuse, child victims of trafficking in human beings and child victims who have otherwise been	(8) To avoid serious consequences of victimisation in early age, that may negatively affect entire victims' life, it is crucial to ensure that all child victims***, including child witnesses of crime,*** receive the highest standard of support and protection. Most vulnerable child victims, including child victims of sexual abuse, child victims of trafficking in human beings***, children without***	(8) To avoid serious consequences of victimisation in early age, that may negatively affect ~~entire~~ victims' **entire** life, it is crucial to ensure that all child victims receive the highest standard of support and protection. **All competent authorities should adopt a child friendly approach. Moreover, it is important that** most vulnerable child victims, ~~including~~ **in accordance with**	

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	particularly affected by the crime due to the gravity of crime or to their particular circumstances should benefit from the targeted and integrated support and protection services that includes coordinated and cooperated approach of judicial and social services within the same premises. Such services should be provided in a dedicated space. To ensure that the child victim is effectively protected in cases where a crime involves the holder of parental responsibility, or there is a conflict of interest between the child and the holder of parental responsibility, a provision has	***parental care*** and child victims who have otherwise been particularly affected by the crime due to the gravity of crime or to their particular circumstances***, such as child victims who are children of persons whose death was directly caused by a criminal offence related to violence against women or domestic violence,*** should benefit from the targeted and integrated support and protection services that includes coordinated and cooperated approach of judicial and social services within the same premises. Such services should be provided in a dedicated space***. In this***	**their individual needs and especially** child victims of sexual abuse~~, child victims of trafficking in human beings and child victims who have otherwise been particularly affected by the crime due to the gravity of crime or to their particular circumstances should~~ benefit from the targeted and integrated support and protection services that includes coordinated and ~~cooperated~~**cooperative** approach of judicial **authorities** and social services ~~within~~**. Member States are encouraged where possible to provide for these services in** the same premises. ~~Such services~~	

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	been added to ensure that in cases such as reporting of a crime, medical or forensic interviews, referral to support services or psychological support, among others, these acts should not be conditional upon the consent of the holder of parental responsibility, always taking into account the best interests of the child.	***regard, the so-called Barnahus model has proven to be a good practice***. To ensure that the child victim is effectively protected in cases where a crime involves the holder of parental responsibility, or there is a conflict of interest between the child and the holder of parental responsibility, a provision has been added to ensure that in cases such as reporting of a crime, medical or forensic interviews, referral to support services or psychological support ***as well as administrative and legal support***, among others, these acts should not be conditional upon the consent of the holder of	~~should be provided in a dedicated space.~~ To ensure that the child victim is effectively protected in cases where a crime involves the holder of parental responsibility~~,~~ ~~or there is~~ **in a way that includes** a conflict of interest between the child **victim** and the holder of parental responsibility, a provision has been added to ensure that **for any act requiring consent in the conduct of criminal proceedings,** ~~in cases~~ such as reporting of a crime, medical or forensic interviews, referral to support services or psychological support, ~~among others~~ **as determined by national law**, these acts should	

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		parental responsibility, always taking into account the best interests of the child.	not be conditional upon the consent of the holder of parental responsibility, always taking into account the best interests of the child.	
18a		***(8a) Children witnessing crime and consequently suffering physical, mental or emotional harm should benefit from protection under Directive 2012/29/EU. That is particularly relevant in the context of gender-based violence and domestic violence. Children who witness domestic violence within the family or domestic unit should have access to special protection***		

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		and support measures as they suffer direct psychological and emotional harm that impacts their development and they run an increased risk of suffering from physical and mental illness, both in the short and long term.		
G	18b		**(8a) Participating in a trial can be an emotionally difficult and challenging experience for the victims. For this reason, all victims who need information and emotional support at court premises where criminal proceedings are held, with a special focus on serious crimes, should be provided with the**	***(8a) Participating in a trial can be an emotionally difficult and challenging experience for the victims. For this reason, all victims who need information and emotional support at court premises where criminal proceedings are held, with a special focus on serious crimes, should be provided with the*** G

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			appropriate information regarding organisational aspects of the trial phase in criminal court proceedings, as well as emotional support. Emotional support can be understood as being an empathetic approach toward the victim to make them feel accepted, safe and enable them to express themself freely. Emotional support can be offered, for instance, by the court staff, by trained volunteers, or by competent authorities as defined by Member States. Such assistance does not require the provision of additional facilities or the	***practical information regarding organisational aspects of the criminal court proceedings, as well as emotional support. Practical information should be understood as general information facilitating the victims attendance in the court premises. Emotional support can be understood as being an empathetic approach toward the victim to make them feel accepted, safe and enable them to express themself freely. Emotional support can be offered, for instance, by the court staff, by trained volunteers, or by competent authorities as defined***

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			permanent presence of victims support services in these court premises.	***by Member States. Such assistance does not require the provision of additional facilities or the permanent presence of victims support services in these court premises.***
18c		***(8b) Shelters and other appropriate interim accommodations for victims of crime play a vital role in protecting victims from acts of violence. They not only provide safe and emergency accommodation where victims can seek refuge from violence, but also long-term support to enable victims to rebuild violence-***		

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		free lives. Shelters and other appropriate interim accommodations should be free of charge or paid for by a dedicated financial allowance for victims. Member States should also ensure that shelters are accessible for victims with reduced mobility and able to provide them with accessible means of information and communication. Member States should also have in place specific shelters and interim accommodations for victims of gender-based violence and domestic violence in line with Directive (EU) 2024/… of the		

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		European Parliament and of the Council[1a] as they are some of the most vital specialised support services for women who are victims of violence and for their children. _____ ***[1a] Directive (EU) 2024/… of the European Parliament and of the Council of … on combating violence against women and domestic violence (OJ L …, ELI …) [2022/0066 COD].***		
19	(9) For victims to sense that justice is done and to be able to defend their interest, it is	(9) For victims to sense that justice is done and to be able to defend their interest, it is	(9) ~~For victims to sense that justice is done and to be able to defend their interest, it is~~	

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	important that they are present and able to actively participate in the criminal proceedings. That is why all victims in the Union, independently of their status in the criminal proceeding, which is established by the national law, should have a right to an effective remedy under national law in the event of a breach of their rights under this Directive. In addition, all victims in the Union, independently of their status in the criminal proceeding, should have a right to request a review of decisions that were taken during court proceedings and affect them directly. Such decisions should	important that they are present and able to actively participate in the criminal proceedings ***by being properly assisted at the court premises, including being accompanied by support services throughout the entire court proceedings if the victims so wish***. That is why all victims in the Union, independently of their status in the criminal proceeding, which is established by the national law, should have a right to an effective remedy under national law in the event of a breach of their rights under this Directive. In addition, all victims in the Union, independently of	~~important that they are present and able to actively participate in the criminal proceedings. That is why~~ All victims in the Union, ~~independently of their status in the criminal proceeding, which is established by the national law, should have a right to an effective remedy under national law in the event of a breach of their rights under this Directive. In addition, all victims in the Union, independently of~~**in accordance with** their status in the criminal proceeding, should have a right to ~~request a review of~~**receive information on** decisions that were taken during court	

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	include at least decisions on interpretation during court hearings and decisions on special protection measures available to victims with special protection needs. The procedural rules under which victims may request a review of such decisions taken during court proceedings should be determined by national law which should provide for the necessary guarantees that such a possibility of revision would not disproportionally prolong the criminal proceeding.	their status in the criminal proceeding, should have a right to request a review of decisions that were taken during court proceedings and affect them directly. Such decisions should include at least decisions on interpretation during court hearings ~~*and*~~, decisions on special protection measures available to victims with special protection needs ***and decisions on avoiding contact between the victim and the offender***. The procedural rules under which victims may request a review of such decisions taken during court proceedings should be determined by national law	proceedings ~~and affect them directly. Such decisions should include at least decisions on interpretation during court hearings and decisions on~~**regarding** special protection measures available to victims with special protection needs**. National law can offer the possibility for victims to request a review of such decisions taken during court proceedings**. The procedural rules under which victims may request a review of such decisions taken during court proceedings should be determined by national law ~~which should provide for the necessary~~	

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		which should provide for the necessary guarantees that such a possibility of revision would not disproportionally prolong the criminal proceeding. ***Active participation in criminal proceedings and access to an effective remedy requires that victims are duly updated on the state of play and significant developments in the criminal proceedings.***	~~guarantees that such a possibility of revision would not disproportionally prolong the criminal proceeding.~~.	
19a		***(9a) The right to legal aid is essential to guarantee universal access to justice and effective participation for victims in criminal proceedings. Therefore,***		

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		Member States should provide free legal aid, covering all costs and expenses, for victims who do not have sufficient means to pay such costs and expenses in order to ensure their access to justice. Member States should also provide free legal aid for victims with specific protection needs as identified by the individual assessment pursuant to Article 22 in Directive 2012/29/EUand, in any case, victims of gender-based violence, terrorism or human trafficking, victims of abuse and mistreatment with disabilities and minors due to their situation of vulnerability and the long-lasting		

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		harm caused by those criminal offences.		
19b			**(9a) Protecting the personal data of the victim can be an important means of preventing secondary and repeat victimisation, intimidation and retaliation. The victim can indicate a possible concern regarding a risk for themselves or a third person to be exposed to threats or violence when certain personal contact details would be disclosed to the offender, based on which the competent authority will make a final assessment. If the**	

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			competent authorities, as determined by national law, assess ex officio or at the request of the victim that there could be a risk that the victim or a third person may be exposed to threats or violence, certain personal contact details should not be provided to the offender unless not disclosing the information would prejudice the rights of defence.	
20	(10) All victims should be assessed in a timely, adequate, efficient and proportionate manner. It is essential to ensure that victims receive the support	(10) All victims should be assessed in a timely, adequate, efficient and proportionate manner. It is essential to ensure that victims receive the support	(10) All victims should be assessed in a timely, adequate, efficient and proportionate manner**, in accordance with national procedures**. It is	

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	and protection that correspond to their individual needs. The individual assessment of victims' needs of support and protection should be done in stages. Within the first stage, all victims should be assessed from the first contact with the competent authorities to ensure that the most vulnerable victims are identified at the very early stages of the proceeding. As of the next stages, victims who need such enhanced assessment should be assessed by victim support services including psychologists. Such services are best placed to assess the state of victims' well-being. The	and protection that correspond to their individual needs. The individual assessment of victims' needs of support and protection should be done in stages. ***When assessing the victim's protection and support needs, the primary concern should lie in safeguarding the victim's safety and providing tailored support and protection, taking into account, among other matters, the individual circumstances of the victim, the impact of crime and trauma and their specific vulnerabilities.*** Within the first stage, all victims should be assessed from the first contact	essential to ensure that victims receive the support and protection that correspond to their individual needs. The individual assessment of victims' needs of support and protection should **last for as long as necessary, depending on victims' individual needs. It means that it should** be done in stages**, some victims will only have a contact with a police service, other victims will go through further stages of individual assessment. Victims needs for support and protection may change in the course of the criminal proceedings.** ~~. Within the first stage,~~ All victims should be	

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	individual assessment should also take into account the situation of the perpetrator, who may have a history of violence, be in a possession of arms or abusing drugs and as such pose higher risks for victims. The individual assessment of victims' needs should also include the assessment of victims' needs of support, not only of protection. It is essential to identify victims who are in need of special support, so a targeted support such as prolonged free of charge psychological aid is provided to those who need it.	with the competent authorities***, whose staff should be adequately trained,*** to ensure that the most vulnerable victims are identified at the very early stages of the proceeding. As of the next stages, victims who need such enhanced assessment should be assessed by victim support services including psychologists. Such services are best placed to assess the state of victims' well-being. The individual assessment should also take into account the situation of the perpetrator, who may have a history of violence, ***have access to or*** be in a possession of arms or abusing drugs and as such pose	assessed ~~from~~**at the earliest stage possible such as** the first contact with the competent authorities**, for instance law enforcement and prosecution authorities,** to ensure that the most vulnerable victims are identified at the very early stages of the proceeding. As of the next stages, victims who need such enhanced assessment should be assessed by **the competent authorities or any other institution, organisation or body, such as** victim support services ~~including~~**and where possible by** psychologists. ~~Such services are best placed to assess the state of victims' well-being~~**The contact**	

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		higher risks for victims. The individual assessment of victims' needs should also include the assessment of victims' needs of support, not only of protection. It is essential to identify victims who are in need of special support ***and who experience discrimination including intersectional forms of discrimination such as on the grounds of sex, gender, gender identity and expression, sex characteristics, age, disability, resident status, religion or belief, language, racial, social or ethnic origin, and sexual orientation***, so a targeted support such as prolonged free of charge	**with helplines should not be considered as the first contact with competent authorities**. The individual assessment should also take into account**, on the basis of the available information,** the situation of the perpetrator, who may have a history of violence, be in a possession of arms or abusing drugs and as such pose higher risks for victims. The individual assessment of victims' needs should also include the assessment of victims' needs of support, not only of protection. It is essential to identify victims who are in need of special support, so a targeted support such as ~~prolonged free of~~	

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		psychological aid is provided to those who need it. ***In cases of gender-based violence, including domestic violence, the individual assessments of protection and support needs should take into consideration the fact that victims are often financially dependent on the perpetrator. The individual assessment should be conducted in the best interest of the victim, avoiding secondary or repeated victimisation.***	~~charge~~ psychological aid is provided to those who need it. **Member States can determine the practical organisation of the individual assessment via any relevant protocol or guideline as provided for in this Directive. Member States should ensure that any personal data is dealt with in accordance with the Union law on data protection, which may require the provision of legislative measures if necessary.**	
21	(11) As a result of the enhanced assessment of victims' needs for protection, victims who	(11) As a result of the enhanced assessment of victims' needs for protection, victims who	(11) As a result of the enhanced assessment of victims' needs for protection, victims who	

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	are in need of physical protection should be able to receive it in a form adapted to their particular situation. Such measures should include the presence of law enforcement authorities or being kept away from the offender on the basis of national protection orders. Such measures may be of a criminal, administrative or civil law nature.	are in need of physical protection***, in particular victims in life threatening situations,*** should be able to receive it in a form adapted to their particular situation. Such measures should include the presence of law enforcement authorities or being kept away from the offender on the basis of national ***barring, restraining or*** protection orders ***or the referral to shelters and other interim accommodations***. Such measures may be of a criminal, administrative or civil law nature. ***Member States should enhance the awareness about the availability of such protection***	are in need of physical protection should be able to receive it in a form adapted to their particular situation. Such measures ~~should~~**can, in accordance with national law,** include the presence of law enforcement authorities**, or other bodies providing physical protection, or to keep the offender** ~~or being kept~~ away from the ~~offender~~**victim** on the basis of national protection orders. Such measures may be of a criminal, administrative or civil law nature.	

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		measures among relevant competent authorities and should ensure that victims are informed about the availability of such measures and are informed of their right to apply for them. In order to safeguard the effectiveness of barring, restraining or protection orders, breaches of such orders should be subject to effective, proportionate and dissuasive penalties. Those penalties could be of a criminal, administrative or civil law nature and could include prison sentences, fines or any other legal penalty that is effective, proportionate and dissuasive.		

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21a		***(11a) Member States should create a legal and social environment that prioritises the well-being and dignity of victims while discouraging actions that could perpetuate harm or contribute to a permissive environment for criminal behaviour. For this reason, Member States should protect victims and their families from any form of mistreatment or disrespect, and prevent actions that could further harm their dignity or exacerbate their suffering. That includes preventing legal and social impunity of perpetrators of acts of***		

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		terrorism and organised crime, as this represents a significant obstacle for the recovery and protection of victims. Member States should take measures to prevent the glorification of acts of terrorism or organised crime as such assaults on victims' dignity may cause secondary victimisation and undermine recovery. Member States should prevent tributes to those found guilty of terrorist activities or organised crime by a final judgement in order to avoid secondary victimisation and should pay special attention to the victims in cases where they can		

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		suffer harassment or might fear to face reprisal or public ostracism.		
21b		***(11b) In order to ensure the right to protection of the dignity of victims, the Member States must tackle the sharing of online material of a criminal offence in order to avoid secondary victimisation and other serious psychosocial consequences for the victim and to prevent the normalisation of violence. Member States should ensure that the identity of victims is protected. Such measures should apply especially to cases of***		

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		gender-based violence, including sexual assault and rape, which aim to inflict fear and silence women.		
22	(12) All victims should be able to obtain a decision on compensation from the offender within the criminal proceedings to avoid their engagement in multiple cumbersome and lengthy proceedings in separate civil proceedings. All victims should benefit from the schemes on compensation in which, following a decision on compensation from the offender at the end of the criminal proceeding, they receive,	(12) All victims should be able to obtain a decision on compensation from the offender within the criminal proceedings to avoid their engagement in multiple cumbersome and lengthy proceedings in separate civil proceedings. All victims should benefit from the schemes on compensation in which, following a decision on compensation from the offender at the end of the criminal proceeding, they receive,	~~(12) All victims should be able to obtain a decision on compensation from the offender within the criminal proceedings to avoid their engagement in multiple cumbersome and lengthy proceedings in separate civil proceedings. All victims should benefit from the schemes on compensation in which, following a decision on compensation from the offender at the end of the criminal proceeding, they receive,~~	

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	without a delay, the compensation from the state. The state afterwards should be able to recuperate the compensation from the offender. Such approach to compensation saves victims from the risks of secondary victimisation, since victims do not have to contact offenders when receiving compensation. Such facilitated access to compensation from the offender during criminal proceeding does not affect the Member States obligations to ensure the existence of a scheme on compensation to victims of violent intentional crimes committed in their respective	without a delay, the compensation from the state. The state afterwards should be able to recuperate the compensation from the offender. Such approach to compensation saves victims from the risks of secondary victimisation, since victims do not have to contact offenders when receiving compensation. Such facilitated access to compensation from the offender during criminal proceeding does not affect the Member States obligations to ensure the existence of a scheme on compensation to victims of violent intentional crimes committed in their respective	~~without a delay, the compensation from the state. The state afterwards should be able to recuperate the compensation from the offender. Such approach to compensation saves victims from the risks of secondary victimisation, since victims do not have to contact offenders when receiving compensation. Such facilitated access to compensation from the offender during criminal proceeding does not affect the Member States obligations to ensure the existence of a scheme on compensation to victims of violent intentional crimes committed in their respective~~	

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	territories, which guarantees fair and appropriate compensation to victims under Council Directive 2004/80/EC[1]. _____ 1. Council Directive 2004/80/EC of 29 April 2004 relating to compensation to crime victims (OJ L 261, 6.8.2004, p. 15).	territories, which guarantees fair and appropriate compensation to victims under Council Directive 2004/80/EC[1]. _____ 1. Council Directive 2004/80/EC of 29 April 2004 relating to compensation to crime victims (OJ L 261, 6.8.2004, p. 15).	~~territories, which guarantees fair and appropriate compensation to victims under Council Directive 2004/80/EC[1].~~ _____ ~~1. Council Directive 2004/80/EC of 29 April 2004 relating to compensation to crime victims (OJ L 261, 6.8.2004, p. 15).~~	
23	(13) Victims cannot effectively benefit from their rights to information, to support and protection in accordance with their individual needs if they are faced with the national justice schemes that lack cooperation and coordination among those who	(13) Victims cannot effectively benefit from their rights to information, to support and protection in accordance with their individual needs if they are faced with the national justice schemes that lack cooperation and coordination among those who	(13) Victims cannot effectively benefit from their rights to information, to support and protection in accordance with their individual needs if they are faced with the national justice schemes that lack cooperation and coordination among those who	

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	come into contact with victims. Without close cooperation and coordination of the national law enforcement, prosecution, judiciary, restorative services, compensation services and victim support services, it is difficult for victims to effectively execute their rights under Directive 2012/29/EU. Other authorities, such as healthcare, education and social services, are encouraged to be part of this cooperation and coordination. This is particularly valid in relation to child victims.	come into contact with victims. Without close cooperation and coordination of the national law enforcement, prosecution, judiciary, restorative services, compensation services and victim support services, it is difficult for victims to effectively execute their rights under Directive 2012/29/EU. Other authorities, such as healthcare, education and social services, ***as well as non-governmental organisations,*** are encouraged to be part of this cooperation and coordination. This is particularly valid in relation to child victims.	come into contact with victims. Without close cooperation and coordination of **relevant stakeholders such as central authorities in accordance with the internal structure of or the division of competences in the Member States,** ~~the national~~ law enforcement, prosecution **authorities, judicial authorities, detention authorities**~~, judiciary~~, **in consultation with** restorative **justice** services,~~ compensation services~~ and victim support services, it is difficult for victims to effectively ~~execute~~**exercise** their rights under **this** Directive ~~2012/29/EU.~~**.** Other authorities,	

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			such as healthcare, education and social services, are encouraged to be part of this cooperation and coordination. This is particularly valid in relation to child victims.	
23a		***(13a) Officials who are likely to come into personal contact with victims should have access to and receive regular, sufficient and appropriate training with regard to implementation of key aspects of Directive 2012/29/EU. Training for competent authorities should be effective, state of the art, interdisciplinary and multi-agency, and should take advantage of new***		

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		technologies for enhancing engagement and interaction. Trainings should cover at least the identification of the type of harm suffered by victims, prevention of repeat and secondary victimisation, victim-sensitive communication, choice of adequate support and protection measures as well as effective coordination and referrals to victim support services. It should be delivered in cooperation with non-governmental organisations including victims' associations and civil society organisations. In addition to general victims' rights		

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		training for competent authorities, there should be dedicated training programmes on dealing with specific categories of victims. Mutual training and exchange of good practices among national authorities, including judicial and law enforcement authorities, and victim support organisations should also be promoted to ensure better support and protection of victims as well as coordination among the involved institutions and organisations. Training should be gender, child, and trauma sensitive, aim to avoid secondary victimisation and		

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		develop among other skills empathic communication and active listening. Specific guidelines for law enforcement officers should also be considered a good practice.		
23b		***(13b) Member States should develop practical guidelines for competent authorities to advise victims of their rights, making sure that their rights are upheld. Those guidelines could include a checklist for professionals to be followed in all cases. Such practical guidelines should be in line with training provided to relevant competent authorities as***		

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		well as with the national protocols to be established in accordance with this directive.		
23c		***(13c) Despite significant improvements achieved since the entry into force of Directive 2012/29/EU, evidence shows that victims still often lack awareness of their rights, undermining the effectiveness of that Directive on the ground and discouraging victims from coming forward and reporting crime. It is therefore imperative that Member States put in place effective awareness-raising campaigns in order to increase the awareness of victims***		

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		of their rights under that Directive, or further rights under national law, where applicable. At the same time, Member States should work to increase awareness also among the population at large, including in schools. Such campaigns should be conducted via a variety of channels, including the media, social media, posters in public transport, leaflets in courts, hospitals and police stations or mobile applications. Moreover, Member States should improve the identification of places to which victims can reach out and find help in exercising their		

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		rights under that Directive, for example including through signposting or setting up of public directories and registries, for instance of accredited support organisations or lawyers. When introducing those measures, Member States should aim to develop them equally for all types of crimes.		
24	(14) National protocols are essential to ensure that victims receive information about their rights and about their case and that victims are adequately assessed to enable them to receive the support and protection that corresponds to	(14) National protocols are essential to ensure that victims receive information ***in a consistent manner*** about their rights and about their case and that victims are adequately assessed to enable them to receive the support and	(14) ~~National~~ Protocols **or guidelines** are essential to ensure that **for example** victims receive information about their rights and about their case and that victims are adequately assessed to enable them to receive the support and	

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	each victims' individual needs that change in time. Protocols should be established by legislative measures in a way that corresponds best to national legal orders and the organisation of justice in the Member States. This should regulate the actions on provision of information to victims, facilitating crime reporting for the most vulnerable victims, including those in detention and the individual assessment of victims' needs. The legislative measures setting up the protocols should specify essential elements necessary for the processing of data including, the	protection that corresponds to each victims' individual needs that change in time***. National protocols are essential tools to achieve well-coordinated individual assessments, avoid secondary victimisation and enhance the coordination and cooperation among competent authorities, general support services, and specialist support services, including clear referral pathways***. Protocols should be established by legislative measures in a way that corresponds best to national legal orders and the organisation of justice in the Member States. This should regulate the actions on	protection that corresponds to each victims' individual needs that change in time. Protocols **or guidelines of a non-binding nature** should be established ~~by legislative measures~~ in a way that corresponds best to national legal orders and the organisation of justice in the Member States. ~~This should regulate~~**These protocols or guidelines can cover** the actions on provision of information to victims, facilitating crime reporting for the most vulnerable victims, including those in detention and the individual assessment of victims' needs. **When it comes to the provision**	

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	recipients of the personal data and the categories of data that will be processed in the context of operation of the protocols. The protocols should provide for general instructions on how to deal with services and actions under Directive 2012/29/EU in a comprehensive manner without however dealing with individual cases.	provision of information to victims, facilitating crime reporting for the most vulnerable victims, including those in detention ***and accommodation facilities where individuals are not permitted to leave at will*** and the individual assessment of victims' needs. The legislative measures setting up the protocols should specify essential elements necessary for the processing of data including, the recipients of the personal data and the categories of data that will be processed in the context of operation of the protocols. The protocols should provide for	**of information to victims,** ~~The legislative measures setting up~~ the protocols ~~should specify essential elements necessary for the processing of data~~**can ensure that such information is simple and easy to understand, provided in a timely manner, repeated over time, in multiple formats** including **orally, in writing and digitally. With regards to victims in detention,** ~~, the recipients of the personal data and the categories of data that will be processed in the context of operation of~~ the protocols **can specify victims' access to information about their rights,**	

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		general instructions on how to deal with services and actions under Directive 2012/29/EU in a comprehensive manner without however dealing with individual cases.	**methods of crime reporting and access to support and protection in accordance with their needs**. The protocols ~~should~~**or guidelines can** provide for general instructions on how to deal with services and actions under **this** Directive ~~2012/29/EU~~ in a comprehensive manner without however dealing with individual cases. **In this context, it is important that Member States take, where appropriate, the necessary measures to allow for collection and sharing of information, including information containing personal data of victims between the**	

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			competent authorities and victim support services to ensure access to information and appropriate support and protection of individual victims. The setting up of the protocols or guidelines should be without prejudice to the already existing methods of cooperation and coordination among the competent authorities and other persons coming in contact with victims in the Member States.	
24a			**(14a) Information and communication technologies could include, for instance, emails, internet messaging live**	

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			chats, video calls and on-line portals with access to information to registered participants. Member States are free to decide which means of communication are the most suitable in relation to the different provisions of this Directive. The information from the first contact with a competent authority can be provided electronically in a standard format. The in-person method of communication, including those with the competent authorities and with support services, should remain available to victims, if they wish	

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			so. Where Member States' national systems necessitate specific electronic identification and signature methods, those systems should afford victims residents of other Member States equitable access opportunities in accordance with the e-IDAS Regulation.	
25	(15) Member States should allocate sufficient human and financial resources to ensure an effective compliance with the measures set out in Directive 2012/29/EU. Special attention should be paid to the establishment of victims'	(15) Member States should allocate sufficient human ~~*and*~~, financial ***and technical*** resources to ensure an effective compliance with the measures set out in Directive 2012/29/EU. Special attention should be paid to the establishment of victims'	(15) Member States should allocate sufficient human and financial resources to ensure an effective compliance with the measures set out in **this** Directive ~~2012/29/EU~~. Special attention should be paid to the establishment of victims'	

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	helplines, ensuring smooth functioning of specialist support services and individual assessment of victims' needs for protection and for support, including where such services are provided by non-governmental organisations.	helplines, ensuring smooth functioning of ***general and*** specialist support services and individual assessment of victims' needs for protection and for support, including where such services are provided by non-governmental organisations.	helplines, ensuring smooth functioning of specialist support services and individual assessment of victims' needs for protection and for support, including where such services are provided by non-governmental organisations.	
26	(16) The Union and the Member States are parties to the UN Convention on the Rights of Persons with Disabilities[1] and are bound by its obligations to the extent of their respective competences. Under Article 13 of that Convention the States Parties are obliged to ensure effective	(16) The Union and the Member States are parties to the UN Convention on the Rights of Persons with Disabilities[1] and are bound by its obligations to the extent of their respective competences. Under Article 13 of that Convention the States Parties are obliged to ensure effective	(16) The Union and the Member States are parties to the UN Convention on the Rights of Persons with Disabilities[1] and are bound by its obligations to the extent of their respective competences. Under Article 13 of that Convention the States Parties are obliged to ensure effective	

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	access to justice for persons with disabilities on an equal basis with others, hence the needs to ensure accessibility and provide reasonable accommodation so that victims with disability enjoy their rights as victims on equal basis with others. The accessibility requirements set in Annex I to Directive (EU) 2019/882 of the European Parliament and of the Council[2] can facilitate the implementation of that Convention and ensure that the victims' rights laid down by Directive 2012/29/EU are accessible for persons with disabilities.	access to justice for persons with disabilities on an equal basis with others, hence the needs to ensure accessibility and provide reasonable accommodation ***as well as procedural accommodation*** so that victims with disability enjoy their rights as victims on equal basis with others***. Procedural accommodation consists of all necessary and appropriate modifications and adjustments in the context of access to justice to ensure the participation of persons with disabilities on an equal basis with others, including for example measures needed to ensure communication with the***	access to justice for persons with disabilities on an equal basis with others, hence the needs to ensure accessibility and provide reasonable accommodation so that victims with disability enjoy their rights as victims on equal basis with others. **As defined by Article 2 of the UN Convention on the Rights of Persons with Disabilities, "reasonable accommodation" means necessary and appropriate modification and adjustments not imposing a disproportionate or undue burden, where needed in a particular case, to ensure to persons with disabilities the**	

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	_____ 1. OJ L 23, 27.1.2010, p. 37. 2. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).	***court***. The accessibility requirements set in Annex I to Directive (EU) 2019/882 of the European Parliament and of the Council[2]***60*** can facilitate the implementation of that Convention and ensure that the victims' rights laid down by Directive 2012/29/EU are accessible for persons with disabilities. _____ ***[59] OJ L 23, 27.1.2010, p. 37.*** ***[60] Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for***	**enjoyment or exercise on an equal basis with others of all human rights and fundamental freedoms.** The accessibility requirements set in Annex I to Directive (EU) 2019/882 of the European Parliament and of the Council[2] can facilitate the implementation of that Convention and ensure that the victims' rights laid down by **this** Directive ~~2012/29/EU~~ are accessible for persons with disabilities. _____ 1. **[1]** OJ L 23, 27.1.2010, p. 37. 2. **[2]** Directive (EU) 2019/882 of the European Parliament and of the	

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		products and services (OJ L 151, 7.6.2019, p. 70).	Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).	
		~~*1. OJ L 23, 27.1.2010, p. 37.*~~		
		~~*2. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).*~~		
27	(17) Eurojust should ensure that appropriate consideration is given to requests concerning victims' rights in accordance with its mandate under Regulation (EU) 2018/1727 of the European Parliament and of the Council[1].	(17) Eurojust should ensure that appropriate consideration is given to requests concerning victims' rights in accordance with its mandate under Regulation (EU) 2018/1727 of the European Parliament and of the Council[1].	(17) Eurojust should ensure that appropriate consideration is given to requests concerning victims' rights in accordance with its mandate under Regulation (EU) 2018/1727 of the European Parliament and of the Council[1].	

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	_____ 1. Regulation (EU) 2018/1727 of the European Parliament and of the Council of 14 November 2018 on the European Union Agency for Criminal Justice Cooperation (Eurojust), and replacing and repealing Council Decision 2002/187/JHA (OJ L 295, 21.11.2018, p. 138).	_____ 1. Regulation (EU) 2018/1727 of the European Parliament and of the Council of 14 November 2018 on the European Union Agency for Criminal Justice Cooperation (Eurojust), and replacing and repealing Council Decision 2002/187/JHA (OJ L 295, 21.11.2018, p. 138).	_____ 1. Regulation (EU) 2018/1727 of the European Parliament and of the Council of 14 November 2018 on the European Union Agency for Criminal Justice Cooperation (Eurojust), and replacing and repealing Council Decision 2002/187/JHA (OJ L 295, 21.11.2018, p. 138).	
28	(18) The collection of accurate and coherent data and the timely publication of collected data and statistics are fundamental to ensure full knowledge on the rights of victims of crime within the Union. Introducing a requirement for Member States to collect and report to the Commission data on	(18) The collection of accurate and coherent data***, including both qualitative and quantitative data,*** and the timely publication of collected data and statistics are fundamental to ensure full knowledge on the rights of victims of crime within the Union ***and to monitor the implementation of***	(18) The collection of accurate and coherent data and the timely publication of collected data and statistics are fundamental to ensure full knowledge on the rights of victims of crime within the Union. Introducing a requirement for Member States to collect and report to the Commission data	

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	the application of national procedures on victims of crime every three years in a harmonised way is expected to constitute a relevant step to ensure the adoption of data-informed policies and strategies. The Fundamental Rights Agency should continue to assist the European Commission and Member States in the collection, production and dissemination of statistics on victims of crime and in reporting on how victims have accessed the rights set out in this Directive.	***Directive 2012/29/EU. The statistics should include data relevant to the application of national procedures for victims of crime, including at least the number and type of the reported crime and the number, age, sex, gender and disability, if any, of the victim, and the type of the offence and the nature of the relationship between the victim and the offender. The data should include information on whether victims have suffered a crime due to a bias or discriminatory motive. The collected data should allow the development of qualitative assessments on the***	**when available at central level** on the application of national procedures on victims of crime every three years in a harmonised way is expected to constitute a relevant step to ensure the adoption of data-informed policies and strategies. The Fundamental Rights Agency should continue to assist the European Commission and Member States in the collection, production and dissemination of statistics on victims of crime and in reporting ~~on~~**data available at central level showing** how victims have accessed the rights set out in this Directive.	

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		remaining barriers when reporting crimes and accessing victims' rights. Introducing a requirement for Member States to collect and report to the Commission data on the application of national procedures on victims of crime every three years in a harmonised way is expected to constitute a relevant step to ensure the adoption of data-informed policies and strategies. The ***reporting of Member States every three-year should be coordinated and harmonised to ensure better comparability of data. To this end, Member States should have a synchronised***		

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		timeline for reporting the data collected under this Directive. ***The*** Fundamental Rights Agency should continue to assist the European Commission and Member States in the collection, production***, analysis*** and dissemination of statistics ~~*on victims of crime*~~ and in ***the*** reporting ***of information*** on how victims have accessed the rights set out in this Directive. ***For the purpose of the analysis of the aggregated data, the budget of the Fundamental Rights Agency of the European Union should be adequately adapted.***		

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28a		***(18a) Member States should record, collect and transmit data on offline and online gender-based violence, including violence against women, domestic violence, sexual violence and femicide, as well as hate speech and hate crimes, which are disproportionately affecting women, LGBTIQ+ persons and children and are also still widely underreported.***		
28b		***(18b) Member States should facilitate the tasks of a victims' rights coordinator as set out in the EU Strategy on victims' rights (2020-2025) with the aim of***		

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		ensuring consistency and effectiveness of actions in relation to the victims' rights policy. The particular tasks of the coordinator are to ensure a smooth functioning of the Victims' Rights Platform and the implementation of the EU Strategy on victims' rights as well as to synchronise the victims' rights related actions of other Union level stakeholders, notably if relevant to the application of Directive 2012/92/EU.		
29	(19) The principle of effectiveness of Union law requires that Member States put in	(19) The principle of effectiveness of Union law requires that Member States put in	(19) The principle of effectiveness of Union law requires that Member States put in	

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	place adequate and effective remedies in the event of a breach of a right conferred upon individuals by Union law. An effective remedy should be available where the rights under Directive 2012/29/EU are undermined or refused in full or in part.	place adequate and effective remedies in the event of a breach of a right conferred upon individuals by Union law. An effective remedy should be available where the rights under Directive 2012/29/EU are undermined or refused in full or in part.	place adequate and effective remedies in the event of a breach of a right conferred upon individuals by Union law. **On the basis of the Charter of Fundamental Rights of the European Union,** an effective remedy should be available where the rights under **this** Directive ~~2012/29/EU~~ are undermined or refused in full or in part.	
29a			**(19a) As a horizontal Directive, this Directive does not affect more far reaching provisions contained in other Union acts which address the specific needs of particular**	

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			categories of victims, such as victims of trafficking in human beings, victims of sexual abuse, and sexual exploitation of children, including child sexual abuse material, victims of violence against women and domestic violence and victims of terrorism, in a more targetted manner.	
30	(20) Since the objectives of this Directive cannot be sufficiently achieved by the Member States due to the need to facilitate judicial cooperation in criminal matters by ensuring trust in equal access to victims' rights no matter	(20) Since the objectives of this Directive cannot be sufficiently achieved by the Member States due to the need to facilitate judicial cooperation in criminal matters by ensuring trust in equal access to victims' rights no matter	(20) Since the objectives of this Directive cannot be sufficiently achieved by the Member States due to the need to facilitate judicial cooperation in criminal matters by ensuring trust in equal access to victims' rights no matter	

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	where in the EU the crime happened, but can rather by reason of the scale and effects of the envisaged measures, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Directive does not go beyond what is necessary in order to achieve those objectives.	where in the EU the crime happened, but can rather by reason of the scale and effects of the envisaged measures, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Directive does not go beyond what is necessary in order to achieve those objectives.	where in the EU the crime happened, but can rather by reason of the scale and effects of the envisaged measures, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Directive does not go beyond what is necessary in order to achieve those objectives.	
31	(21) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark,	(21) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark,	(21) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark,	

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	annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Directive and is not bound by it or subject to its application.	annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Directive and is not bound by it or subject to its application.	annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Directive and is not bound by it or subject to its application.	
32	(22) [In accordance with Article 3 and Article 4a(1) of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Ireland has notified [by letter of …,] its wish	(22) [In accordance with Article 3 and Article 4a(1) of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Ireland has notified [by letter of …,] its wish	(22) ┤In accordance with Article 3 and Article 4a(1) of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Ireland has notified ┤by letter of ~~…~~ **27**	

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	to take part in the adoption and application of this Directive.] OR [In accordance with Articles 1, 2 and 4a(1) of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Directive and is not bound by it or subject to its application.]	to take part in the adoption and application of this Directive.] OR [In accordance with Articles 1, 2 and 4a(1) of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Directive and is not bound by it or subject to its application.]	**October 2023**,~~]~~ its wish to take part in the adoption and application of this Directive.~~]~~ ~~OR~~ ~~[In accordance with Articles 1, 2 and 4a(1) of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Directive and is not bound by it or subject to its application.]~~	

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33	(23) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on [XX XX 2023][2], _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No	(23) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on [XX XX 2023][2], _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No	(23) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on [XX XX 2023][2], _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No	

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	45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39). 2. [OP: Footnote once available]	45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39). 2. [OP: Footnote once available]	45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39). 2. [OP: Footnote once available]	
34	(24) Directive 2012/29/EU should therefore be amended accordingly,	(24) Directive 2012/29/EU should therefore be amended accordingly,	(24) Directive 2012/29/EU should therefore be amended accordingly,	
35	HAVE ADOPTED THIS DIRECTIVE:	HAVE ADOPTED THIS DIRECTIVE:	HAVE ADOPTED THIS DIRECTIVE:	
G 36	Article 1	Article 1	Article 1	Article 1 Text Origin: Commission Proposal G

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G 37	Directive 2012/29/EU is amended as follows:	Directive 2012/29/EU is amended as follows:	Directive 2012/29/EU is amended as follows:	Directive 2012/29/EU is amended as follows: Text Origin: Commission Proposal
G 38	(1) the following Article is inserted:	(1) the following Article is inserted:	(1) the following Article is inserted:	(1) the following Article is inserted: Text Origin: Commission Proposal
G 39	‘ Article 3a	‘ Article 3a	‘ Article 3a	‘ Article 3a

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
G 40	Victims' helpline	Victims' helpline	Victims' helpline	Victims' helpline G
G 41	1. Member States shall take the necessary measures to establish easily accessible, user friendly, free of charge and confidential victims' helplines which:	1. Member States shall take the necessary measures to establish easily accessible, user friendly, ***secure,*** free of charge and confidential victims' helplines which:	1. Member States shall take the necessary measures to establish easily accessible, user friendly, free of charge and confidential victims' helplines which:	1. Member States shall take the necessary measures to establish ~~*easily*~~***easy to use,*** accessible, user friendly***, secure***, free of charge and confidential victims' helplines which: Recital wording: G

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				Helplines should be operated securely, ensuring that information, and notably data, or information provided by the victim, is not exchanged in a way allowing access without proper authorization. Without affecting national procedures, appropriate security measures should be implemented to prevent unauthorized access by any party.

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42	(a) provide victims with the information referred to in Article 4(1);	(a) provide victims with the information referred to in Article 4(1);	(a) provide victims with the information referred to in Article 4(1);	(a) provide victims with the information referred to in Article 4(1);
43	(b) offer emotional support;	(b) offer emotional ***and psychological*** support;	(b) offer emotional support;	(b) offer emotional support;
44	(c) refer victims to specialised support services and/or specialised helplines if needed.	(c) refer victims to ***relevant services, including general and*** specialised support services and/or specialised helplines ~~*if needed*~~.	(c) refer victims to ~~specialised~~**specialist** support services and/or ~~specialised~~**specialist** helplines if needed.	(c) refer victims to ~~*specialised*~~***relevant services, including general and specialist*** support services and/or ~~*specialised*~~***specialist*** helplines if needed.
45	2. Member States shall ensure the provision of helplines referred to in paragraph 1 through	2. Member States shall ensure the provision of helplines referred to in paragraph 1 through	2. Member States shall ensure the provision of helplines referred to in paragraph 1 through	2. Member States shall ensure the provision of helplines referred to in paragraph 1 through

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	a telephone helpline connected to the EU harmonised number "116 006" and through other information and communication technologies, including websites.	a telephone helpline connected to the EU harmonised number "116 006" and through other information and communication technologies, including websites ***and real time support via chat-boxes***. ***The centralisation of helplines through the EU harmonised number shall be done without prejudice to the continuation of pre-existing helplines, especially those run by non-governmental organisations.***	a telephone helpline ~~connected to~~ **reachable via** the EU harmonised number "116 006"**, which may operate in addition to any existing national numbers, and may provide such services also** ~~and~~ through other **secure and accessible** information and communication technologies, including **online applications and** websites.	a telephone helpline ~~*connected to*~~***reachable via*** the EU harmonised number "116 006"***, which may operate in addition to any existing national numbers, and shall provide such services also*** ~~*and*~~ through other ***secure and accessible*** information and communication technologies, including ***online applications and*** websites. Recital: include NGOs and chat-boxes.

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				Linked to the languages.
G 45a		***2a. Member States shall ensure that victims of cross-border crime have access to helplines of their choice, including those of other Member States.***		***2a. Member States shall ensure that, in addition to the EU harmonised number referred to in paragraph 2 for domestic calls, the helplines shall be reachable via a dedicated number for international calls for victims who suffered harm in a country other than their country of residence. Such international calls are not required to be free of charge.*** G

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				Recital in line 41 agreed, but placement to be decided. Recital text: "It is important that helplines are reachable not only through domestic calls under the harmonised number 116 006, but also via calls from abroad, in particular for victims who suffered harm in a country other than their country of residence. This should be ensured e.g. by provision of

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				additional number that can be called from abroad to connect the victim with the helpline they need to reach in order to seek relevant assistance.”
G	46	3. Member States shall take appropriate measures to ensure the availability of the services referred to in paragraphs 1 and 2 in other languages, including at least the languages most used in the Member State.	3. Member States shall take appropriate measures to ensure the availability of the services referred to in paragraphs 1 and 2 in other languages, including at least the languages most used in the Member State. ***Member States shall ensure the provision of those services in a language that victims can understand, including***	3. Member States shall take appropriate measures to ensure the availability of the services referred to in paragraphs 1 and 2 in ~~other languages, including at least~~ the **official language or** languages **of the Member States as determined by national law. Member States shall strive to ensure the provision of those services in at least one other**	3. Member States shall ~~*take appropriate measures to*~~ ensure the availability of the services referred to in paragraphs 1 and 2 in ~~*other languages, including at least*~~ the ***official language or*** languages ~~*most used*~~***of the Member States as determined by national law. Member States shall strive to ensure the provision of those services in at least one***

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		by means of telephone interpreting free of charge.	**language** most used in the Member State.	***other language widely understood*** in the Member State. ***3a. When the services referred to in paragraph 1(a) and (c) are provided through information and communication technologies, Member States shall ensure their availability in a language that victims can understand, such as through the use of translation and interpretation technologies.*** Note: the recital has not been agreed yet.

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				Recital wording: Additional language should be understood to include a language that is used in Member States besides the official language or languages and that the victim can be reasonably expected to understand. Additional language should therefore include languages of minorities in given Member State or languages of particularly vulnerable population as well as a language that is widely

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				used internationally. Including a language that is widely used internationally among the additional languages is important with regard to the significant number of persons exercising their freedom of movement. In the case of telephone helplines where one additional language is required under this Directive, it is up to the Member States to decide, based on objective criteria, which additional language to

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				opt for. Member States are encouraged to ensure the availability of victim´s support through helplines in more than one additional language. Where more than one additional language is required under this Directive, Member States should ensure that they include, among other, a language that is widely used internationally.
G 47	4. Helplines may be set up by public or non-governmental organisations and may be	4. Helplines ~~*may*~~***shall*** be set up ***and operated by organisations specialised in delivering victim***	4. Helplines may be set up by public or non-governmental organisations and may be	4. Helplines may be set up by public or non-governmental organisations and may be G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	organised on a professional or voluntary basis.;	***support, either*** ~~***by***~~ public or non-governmental organisations and may be organised on a professional or voluntary basis.~~;~~	organised on a professional or voluntary basis.**'**;	organised on a professional or voluntary basis.;
G	47a	***4a. Member States shall take the measures necessary to ensure that helplines provide accessible support to victims of high quality, including by ensuring sufficient human and financial support as well as appropriate operating hours. Those helplines shall be operated by specialised and qualified staff.***		***4a. Member States shall take the necessary measures to ensure that helplines provide quality and accessible support to victims during adequate operating hours. Those helplines shall be operated by appropriately trained persons.*** G

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				Linked to a horizontal discussion on resources The recital has not been agreed yet. Proposed addition to recital 4 'Member States should ensure that support provided by such helplines is without prejudice to the right of victims to receive information on their rights and on their case and to

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				otherwise communicate with competent authorities and with other general or specialised victims' support services through appropriate communication and information technologies. The helplines should be operated by adequately trained persons, including volunteers, to ensure a high level of service and work in a victim-sensitive manner, in line with existing standards of quality support.'

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G	48	(2) the following Article 5a is inserted:	(2) the following Article 5a is inserted:	(2) the following Article 5a is inserted:	(2) the following Article 5a is inserted:	G
G	49	‘ Article 5a	‘ Article 5a	‘ Article 5a	‘ Article 5a	G
G	50	Reporting of crime	Reporting of crime	Reporting of crime	Reporting of crime	G
Y	51	1. Member States shall ensure that victims can report criminal offences to the competent authorities through easily accessible, user friendly information and communication technologies. Such possibility	1. Member States shall ensure that victims can report ***acts which may constitute a*** criminal ~~*offences*~~***offence*** to the competent authorities through ***free,*** easily accessible, ***safe, confidential and*** user friendly ***reporting mechanisms, including online reporting mechanisms, using***	1. Member States shall ensure that victims can report criminal offences to the competent authorities**, where appropriate and in addition to already existing methods of crime reporting,** through easily accessible, user friendly information and communication	1. ***Member States shall ensure that victims can report criminal offences to the competent authorities, through free, easily accessible, secure, confidential and user friendly information and communication technologies (ICT). Such possibility shall include***	Y

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	shall include submission of evidence where feasible.	information and communication technologies. Such possibility shall include submission of ***information and*** evidence where feasible.	technologies. Such possibility shall include submission of evidence where feasible. **Such possibilities shall be without prejudice to national procedural rules regarding formalisation of online reporting and submission of evidence.**	***submission of evidence where feasible. Such possibilities shall be without prejudice to national procedural rules regarding formalisation of online reporting and submission of evidence and shall be available in addition to in-person crime reporting. Member States shall specify which reporting channel is to be used for urgent cases and inform victims thereof.*** ***PCY proposal of 3/4/25 from non-paper:***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				1. Member States shall ensure that victims can report criminal offences to the competent authorities through ***accessible, easy-to-use, safe, and readily available channels. If it allows for the effective management of cases in the interest of victims, reporting of criminal offences should also be available through free,*** easily accessible***, secure***, user friendly information and communication technologies***, in addition to in-person crime reporting methods***. Such possibility shall include submission of evidence where feasible. ***Such possibilities shall***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				be without prejudice to national procedural rules regarding formalisation of online reporting and submission of evidence. Proposed recital by PCY: The phenomenon of crimes remaining un- or underreported by victims affects the entire Union and hampers the smooth functioning of the European area of freedom, security and justice. Crime reporting, seen as a wide-ranging mechanism

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				that includes various steps defined in the applicable procedural rules laid down in Member States' laws, and particularly the making of a complaint with the competent authorities, should be made more effective so as to act as a deterrent. The Victims' Rights Directive should therefore be amended to facilitate reporting of a crime through better use of easily accessible, user friendly information and communication technologies."

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposed recital by EP: Crimes remaining unreported or underreported affects the entire Union and hampers the smooth functioning of the European area of freedom, security and justice. The process of crime reporting includes various steps, including making a complaint, where relevant/applicable, or competent authorities acting ex officio, where

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				relevant/applicable, which are defined in the applicable procedural rules laid down in Member States' laws. That process should be made more effective in order to improve crime prevention and act as a deterrent to potential offenders. The Victims' Rights Directive should therefore be amended to facilitate reporting of a crime through better use of easily accessible, user friendly information and communication technologies."

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				PCY proposal for a recital of 3/4/25 (XX) Methods for reporting of criminal offences should be determined based on what best serves the interest of the victim, the effective management of cases and proper administration of justice. In-person crime

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				reporting methods could, inter alia, be considered more appropriate in urgent cases, such as in case of an imminent threat, if immediate follow-up is needed, where evidence needs to be secured without delay, but also when a personal contact is necessary for an effective criminal investigation. Online reporting could, inter alia, be considered appropriate in some non-urgent and less complicated cases

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				To work on "in the effective management of cases..." EP: online reporting to be presumed with some cases where online reporting is not possible. in recital: balance with incentive on online reporting i.e. that it addresses underreporting. COM to propose a draft. Text Origin: Council Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Y	52	2. Member States shall take the necessary measures to encourage any person who knows about or suspects, in good faith, that criminal offences have been committed, or that further acts of violence are to be expected, to report this to the competent authorities.	2. Member States shall take the necessary measures to encourage ***and enable*** any person who knows about or suspects, in good faith, that ***acts which may constitute a*** criminal ~~offences~~***offence*** have been committed, or that further acts of violence are to be expected, to report ~~this~~***those offences or acts of violence*** to the competent authorities ***through the mechanisms referred to in paragraph 1***.	~~2. Member States shall take the necessary measures to encourage any person who knows about or suspects, in good faith, that criminal offences have been committed, or that further acts of violence are to be expected, to report this to the competent authorities.~~	2. Member States shall take the necessary measures to ***[***encourage ***and] facilitate [reporting by]*** any person who knows ~~about~~ or suspects, in good faith, that criminal offences have been committed, or that ~~further~~ acts of violence are to be expected, to report ~~this~~***such acts*** to the competent authorities ***[through the mechanisms referred to in paragraph 1/in accordance with national procedural rules.]***	Y
Y	52a		***2a. Member States shall take the necessary measures to ensure the possibility of third-party***		***2a. Member States shall take the necessary measures to facilitate third-party reporting***	Y

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		reporting mechanism through the mechanisms referred to in paragraph 1.		***through cooperation between competent authorities with civil society organisations who are likely to receive information from victims with regard to criminal offences.*** Recital wording: Measures should be put in place to enable third-party reporting, including by civil society organisations or practitioners. Third-party reporting allows victims, family members or witnesses

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				to report a crime without contacting directly the competent authorities. Instead, they may inform an appropriately trained third party – such as a non-governmental organisation (NGO) or community organisation – about a crime and subsequently, upon victim´s consent the third party reports the crime to the competent authorities. Third party reporting facilitates victims' access to justice, in particular when they fear

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				repercussions, or lack confidence in the result of reporting to the police in-person. As such, third-party reporting addresses the problem of underreporting of crimes and enables authorities to gain accurate understanding of incidence of crime at local or societal level. Third-party reporting is distinct from third parties representing victims in criminal proceedings and is without prejudice to applicable rules in Member States regarding the procedure

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				necessary for a competent authority to decide whether to formally launch an investigation in a given case. Operative part agreed in principle. To further work on recital. To be greened in trilogue
Y	52b		***2b. Where a person other than the victim is making a report***	***2b. Where a person other than the victim is making a report***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		of an act which may constitute a criminal offence, Member States shall ensure that the competent authorities take adequate measures for the victim's safety, where necessary.		***of a criminal offence, Member States shall ensure that the competent authorities take adequate measures, as determined by the national law, for the victim's protection, where necessary, before the offender is informed about the reporting.*** To be greened in trilogue
	53	3. Member States shall ensure that victims can effectively report crimes committed in detention facilities. Detention facilities shall include in addition to jails, detention centres and	3. Member States shall ensure that victims ***who are deprived of liberty*** can effectively report ~~crimes~~***acts which may constitute a criminal offence*** committed in detention facilities.	~~3~~**2**. Member States shall ensure that victims can effectively report crimes committed in detention facilities. Detention facilities shall include in addition to jails, detention centres and	3. Member States shall ensure that ~~victims~~***any person who is deprived of liberty or whose liberty is restricted*** can effectively report ~~crimes~~***a crime with regard to a criminal offence*** committed

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	holding cells for suspects and accused, specialised detention facilities for applicants of international protection and pre-removal centres, and accommodation centres where applicants and beneficiaries of international protection are located.	Detention facilities shall include ~~*in addition to*~~ jails, detention centres and holding cells for suspects and accused~~,~~ ***persons and*** specialised detention facilities ~~*for*~~***where irregular migrants or*** applicants ~~*of international protection and pre-removal centres, and accommodation centres where applicants and beneficiaries*~~ of international protection are located.	holding cells for suspects and accused, **and** specialised detention facilities for applicants of international protection and pre-removal centres~~, and~~**.** **The possibility to effectively report crimes also applies to** accommodation centres where applicants and beneficiaries of international protection are located.	in detention ***or accommodation*** facilities ***from where they are not permitted to leave or are not in a position to leave at will or places where their freedom of movement is restricted***. Detention ***and accommodation*** facilities shall include ~~*in addition to*~~***at least*** jails, detention ~~*centres*~~***centers*** and holding cells for suspects and accused, specialised detention ~~*facilities for applicants of international protection and pre-removal centres,*~~ and accommodation ~~*centres where*~~***facilities for illegally staying third-country nationals, including for the purpose of***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				preparing return and removal and facilities for applicants and beneficiaries of international protection ~~*are located*~~***as well as any other form of public or private institution from which the victim is not permitted to leave or is not in a position to leave at will such as specialized accommodation centers for persons with disabilities, children and elderly people***. Possible recital: Member States should ensure that crime reporting for

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				persons whose liberty is restricted includes mental health and social care institutions, orphanages and retirement homes and any other form of public or private custodial setting under control of any judicial, administrative or other public authorities or any private institution from which the victim is not permitted to leave at will. To be greened in trilogue

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
53a		***3a. Member States shall ensure that victims whose liberty is restricted can effectively report acts which may constitute a criminal offence committed in accommodation facilities from where they are not permitted to leave at will, such as reception or accommodation facilities, where irregular migrants or applicants and beneficiaries of international protection are located as well as specialised accommodation for person with disabilities, children***		*deleted* *Merged with para 3, above.* *To be greened in trilogue*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		and elderly people, including mental health and social care institutions, orphanages and retirement homes, and any other form of public or private custodial setting under control of any judicial, administrative, or other public authority, or any private institution from which the victim is not permitted to leave at will.		
	54	*4.* Where children report criminal offences, Member States shall ensure that the reporting procedures are safe, confidential, designed and accessible in a child-friendly manner and use language	4. Where children report ***acts which may constitute a*** criminal ~~*offences*~~***offence***, Member States shall ensure that the reporting procedures are safe, confidential, designed and accessible in a child-	**43**. Where children **contact competent authorities to** report criminal offences, Member States shall ensure that the reporting procedures are safe, **are carried out in a** confidential **manner in**	4. Where children ***contact competent authorities to*** report criminal offences, Member States shall ensure that the reporting procedures are safe, ***are carried out in a*** confidential ***manner in***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	in accordance with their age and maturity.	friendly manner and use language in accordance with their age and maturity. ***If the offence involves the holder of parental responsibility, Member States shall ensure that reporting is not conditional upon that person´s consent and that the measures which are necessary to protect the safety of the child are taken by the competent authorities before the person holding the parental responsibility is informed about the reporting.***	**accordance with national law**, **are** designed and accessible in a child-friendly manner and use language in accordance with their age and maturity.	***accordance with national law***, ***are*** designed and accessible in a child-friendly manner and use language in accordance with their age and maturity. ***In a situation where the holder of parental responsibility has been discharged, in accordance with Article 24.3 of this Directive, of the requirement to give a consent to report a crime by a child victim, Member States shall ensure that the competent authorities take the necessary measures to protect the safety of the child before informing the holder of parental responsibility about the reporting.***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				To be greened in trilogue
55	5. Member States shall ensure that the competent authorities coming in contact with a victim reporting crimes are prohibited from transferring personal data pertaining to the residence status of the victim to competent migration authorities, at least until completion of the first individual assessment referred to in Article 22.;	5. ***In accordance with Article 1 of this Directive, Member States shall take the necessary measures to ensure that victims who are third-country nationals, irrespective of their residence status, are able to report acts which may constitute a criminal offence. With due regard to the fact that reporting an act which may constitute a criminal offence and participating in criminal proceeding under this Directive***	~~5. Member States shall ensure that the competent authorities coming in contact with a victim reporting crimes are prohibited from transferring personal data pertaining to the residence status of the victim to competent migration authorities, at least until completion of the first individual assessment referred to in Article 22.;~~	5. ***EP*** Member States shall ***take the necessary measures to*** ensure that ~~*the competent authorities coming in contact with a victim*~~***victims who are third-country nationals, irrespective of their residence status, are not discouraged from*** reporting crimes ***and are treated in a non-discriminatory manner [in line with Article 1]. Member States shall in particular ensure that the enforcement*** ~~*are*~~

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		does not create any rights regarding the residence status of the victim, or have any suspensive effect when determining their residence status, Member States shall ensure that the competent authorities coming in contact with a victim reporting ~~*crimes*~~***acts which may constitute a criminal offence*** are prohibited from transferring ***and using*** personal data pertaining to the residence status of the victim to competent migration authorities, at least until completion of the ~~*first individual assessment referred to in*~~***criminal proceeding. Member States may at any moment decide to grant an***		~~*prohibited from transferring personal data pertaining to the residence status of the victim to competent migration authorities, at least until completion*~~ of the ~~*first*~~***[Directive 2008/115/EC] applicable rules on return] does not prevent victims from exercising their rights according to this Directive, including their rights to be heard pursuant to Article 10 and to an*** individual assessment ~~*referred to in*~~***according to*** Article 22.~~*;*~~ ***Member States may, at any moment, decide to grant an autonomous residence permit or other authorisation offering a***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		autonomous residence permit or other authorisation offering a right to stay for compassionate, humanitarian or other reasons to a victim in accordance with Article ~~22~~***6(4) of Directive 2008/115/EC***.~~;~~		***right to a third-country national staying illegally on their territory in accordance with national law.*** ***Alternative PCY proposal (from the non-paper of 3/4/25):*** ***5. Member States shall take the necessary measures to ensure that victims who are third-country nationals, irrespective of their residence status, are not discouraged from reporting crimes and are treated in a non-discriminatory manner in line with Article 1. Member States shall in particular ensure that all***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				victims, regardless of their administrative status, are not prevented from exercising their rights according to this Directive, including their rights to be heard pursuant to Article 10 and to an individual assessment according to Article 22. Member States may, at any moment, decide to grant an autonomous residence permit or other authorisation offering a right to a third-country national staying illegally on their territory in accordance with national law.
				Recital wording:

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				In all Member States more effective ways should be developed for reaching victims of crimes that go unreported. The scale of the problem of unreported crime is by nature difficult to assess but is likely to be considerable, especially in relation to certain types of crime, such as domestic violence, and in relation to categories of victims, especially the most vulnerable ones. In order to address the issue of underreporting, Member

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				States should be encouraged to exchange best practices and consider innovative measures to increase reporting of crimes. In this regard, some Member States implement a policy based on the approach 'free in, free out' which allows persons to report a crime to competent authorities irrespective of their residence status or without fearing any possible repercussions in case their irregular status is disclosed.

	Commission Proposal	EP Mandate	10255/24 Council Mandate PUBLIC	Draft Agreement
				Alternative for the part on data protection: "Competent authorities should take the general principles of EU data protection law into account, in particular, that personal data should not be processed for a purpose other than for which it has been collected, unless a legal basis exists under national or Union law and where the processing for such other purpose is

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				necessary and proportionate in a democratic society. Depending on the purpose of the processing, competent authorities should apply the appropriate data protection instrument/framework, including where personal data are transmitted between different authorities. In any event, the processing for such other purpose should only be allowed after the completion of the first individual assessment of the victim."

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	55a	***5a. Member States shall take the measures necessary to ensure that at the moment of reporting acts which may constitute a criminal offence, victims are informed about how their personal data may be processed.***		***5a. Member States shall ensure that at the moment of making a complaint with regard to a criminal offence, victims are informed that according to Article 21 paragraph 3 their personal data may be disclosed to the offender as part of exercising their rights of defense and provide an opportunity to the victim to express their views on such a possible disclosure*** Parked until art. 21(3) resolved.

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Linked to other provisions
55b		***5b. Member States shall provide for appropriate mechanisms to report safely and confidentially to the relevant competent authorities or bodies, in accordance with national law, acts committed by public officials when exercising their official duties which may constitute criminal offences.*** ,		***5b. EP proposal*** ***Member States shall provide for appropriate mechanisms to report safely and confidentially to the relevant competent authorities or bodies, in accordance with national law, criminal offences committed by public officials when exercising their official duties.*** ***Presidency proposal:***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				MS shall provide for safe and confidential reporting to the relevant authorities or bodies in accordance with national law, criminal offences committed by Law Enforcement Authorities (LEA) when exercising their official duties. , EP to provide feedback
G	55c		***(2a) Article 6 is amended as follows:***	***(2a) Article 6 is amended as follows:***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
G	55d		***(a) in paragraph 1 the introductory part is replaced by the following:***	*deleted*
G	*55e*		‘ ***Member States shall ensure that victims receive without unnecessary delay at least the following information about the criminal proceedings instituted as a result of the complaint with regard to a criminal offence suffered by the victim, unless they express their***	*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
		objection to receiving such information to the competent authorities: ,			
G	*55f*	***(b) in paragraph 1 the following point is added:***		***(b) in paragraph 1 the following points are added:*** Text Origin: EP Mandate	G
G	55g	‘ ***(ba) information on the state of play and significant developments in the criminal***		‘ ***(c) on the decision to prosecute the offender;***	G

PUBLIC

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		proceeding and any decisions taken in criminal proceedings that pertain to the victim directly. ,		
G 55h				***(d) on the availability of protection measures, including protection orders;*** G
G 55i				***(e) on victims' role in criminal proceedings in accordance with national rules, including, where applicable, on the possibilities of becoming a party therein;*** G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	55j			***(f) on applicable rules concerning claiming and obtaining compensation.*** ,
G	55k		***(c) in paragraph 2 the following point is added:***		*deleted*
G	*55l*		‘ ***(ba) any decisions taken in criminal proceedings that pertain to the victim directly, at least in***		*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
		relation to those decisions set out in Article 20(1). ’			
G	*55m*	***(d) paragraph (5) is replaced by the following:***		***(d) paragraph (5) is replaced by the following:*** Text Origin: EP Mandate	G
G	55n	‘ ***5. Member States shall ensure that victims are offered the opportunity to be notified, without unnecessary delay, when***		‘ ***5. Member States shall ensure that victims are offered the opportunity to be notified, without unnecessary delay, when***	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		the person remanded in custody, prosecuted or sentenced for criminal offences concerning them is released from or has escaped detention, is released under judicial supervision, has been transferred to a different location or accesses prison benefits, reduction of sentences or early termination of the criminal responsibility. Furthermore, Member States shall ensure that victims are informed of any relevant measures issued for their protection in case of release or escape of the offender. Member States shall ensure that this		***the person remanded in custody, prosecuted or sentenced for criminal offences concerning them is released from or has escaped detention, including release under judicial supervision. Furthermore, Member States shall ensure that victims are informed of any relevant measures issued for their protection in case of release or escape of the offender.*** Text Origin: EP Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		information is provided in a manner minimising the risk of secondary victimisation or psychological harm to the victim. ,		
G	55o			***7. Member States shall ensure that the fact that the victim has been notified of their right to receive information about the criminal proceedings, as well as the victims' request to receive information under this Article, is duly recorded in accordance with*** G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				the recording procedure under national law. , Recital: Member States should ensure that the notification of victims about the right to receive the information about the criminal proceedings and the request of the victims to receive such information should be duly recorded.
G	55p		***(2b) Article 7 is amended as follows:***	***(2b) Article 7 is amended as follows:*** G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
G 55q		***(a) paragraph 1 is replaced by the following:***		*deleted*
G *55r*		‘ ***1. Member States shall ensure that victims who do not understand or speak the language of the proceedings concerned are provided with interpretation free of charge in the framework of such proceedings, including at***		*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		least during any interviews or questioning of the victim during proceedings before investigative and judicial authorities, including during police questioning, and interpretation for their active participation in court hearings and any necessary interim hearings. ,		
G	*55s*	***(b) paragraph 3 is replaced by the following:***		*deleted* G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	*55t*	‘ ***(3) Member States shall ensure that victims who do not understand or speak the language of the proceedings concerned are provided with translations of information essential to the exercise of their rights in criminal proceedings in a language that they understand, free of charge, to the extent that such information is made available to the victims. Translations of such information shall include at least any decision ending the criminal proceedings related to the criminal offence***		*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		suffered by the victim, reasons or a brief summary of reasons for such decision, except in the case of a jury decision or a decision where the reasons are confidential in which cases the reasons are not provided as a matter of national law. ,		
G	*55u*	***(c) paragraph 4 is replaced by the following:***		*deleted* G

PUBLIC

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	*55v*	‘ ***4. Member States shall ensure that victims who are entitled to information about the time and place of the trial in accordance with Article 6(1)(b) and who do not understand the language of the competent authority, are provided with a translation of the information to which they are entitled, unless they refuse such translation.*** ’		*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	*55w*	***(d) paragraph 6 is replaced by the following:***		***(d) paragraph 6 is replaced by the following:***	G
G	55x	‘ ***6. Notwithstanding paragraphs 1 and 3, an oral translation or oral summary of essential documents may be provided instead of a written translation on condition that such oral translation or oral summary does not prejudice the fairness of the proceedings, the ability of victims to participate in the proceedings or their ability to exercise their rights.***		‘ ***6. Notwithstanding paragraphs 1 and 3, an oral translation or oral summary of essential documents may be provided instead of a written translation on condition that such oral translation or oral summary does not prejudice the fairness of the proceedings, and the ability of victims to exercise their rights, including the ability to participate in criminal proceedings in***	G

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			,		***accordance with their role therein.*** ,
G	56	(3) Article 8 is amended as follows:	(3) Article 8 is amended as follows:	(3) Article 8 is amended as follows:	(3) Article 8 is amended as follows: Text Origin: Commission Proposal
G	57	(a) paragraph 2 is replaced by the following:	(a) paragraph 2 is replaced by the following:	(a) paragraph 2 is replaced by the following:	(a) paragraph 2 is replaced by the following:

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
58	‘ 2. Member States shall ensure that victims are contacted by the relevant general or specialised support services if the individual assessment referred to in Article 22 demonstrates the need for support and the victim consents to be contacted by support services or if the victim requests support.; ,	‘ 2. Member States shall ensure that victims are ***promptly*** contacted by the relevant general or specialised support services if the individual assessment referred to in Article ~~22~~***22a*** demonstrates the need for support and ***if*** the victim***, duly informed of the services that can be provided,*** consents to be contacted by support services or if the victim requests support.~~;~~***’***	‘ 2. Member States shall ensure that victims are contacted by the relevant general or ~~specialised~~**specialist** support services if the individual assessment referred to in Article 22 demonstrates the need for support and the victim consents to be contacted by support services or if the victim requests support.**’**; ,	‘ 2. Member States shall ensure that victims are contacted ***without undue delay*** by the relevant general or ~~*specialised*~~***specialist*** support services if the individual assessment referred to in Article 22 demonstrates the need for support and ***if*** the victim***, duly informed of the services that can be provided*** consents to be contacted by support services or if the victim requests support.~~;~~

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				To be greened in trilogue
Y	58a	***(aa) paragraph 3 is amended as follows:***		***(aa) paragraph 3 is amended as follows:*** To be greened in trilogue Text Origin: EP Mandate
Y	58b	***(3) Member States shall take measures to establish free of charge and confidential specialist support services in addition to, or***		***3. Member States shall take measures to establish free of charge and confidential specialist support services in addition to, or***

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		as an integrated part of, general victim support services, or to enable victim support organisations to call on existing specialised entities providing such specialist support. Victims, in accordance with their specific needs, shall have access to such services and family members shall have access in accordance with their specific needs and the degree of harm suffered as a result of the criminal offence committed against the victim. General and specialist victim support services shall operate in a coordinated manner.		***as an integrated part of, general victim support services, or to enable victim support organisations to call on existing specialised entities providing such specialist support. Victims, in accordance with their specific needs, shall have access to such services and family members shall have access in accordance with their specific needs and the degree of harm suffered as a result of the criminal offence committed against the victim. Where specialist support services are not provided as an integrated part of general victim support services, general and specialist***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				support services shall be coordinated. To be greened in trilogue
	58c	***(ab) the following paragraph is inserted:***		***(ab) the following paragraph is inserted:*** To be greened in trilogue Text Origin: EP Mandate
	58d	***(3a) Member States shall ensure that the communication***		***3a. Member States shall ensure that the communication***

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
			between victims and professionals providing support services are adequately protected from undue disclosure. ,		***between victims and professionals providing support services are adequately protected from undue disclosure.*** , Council considers covered by Article 21/ To be handled together Linked to other provisions	
G	59	(b) the following paragraph is added:	(b) the following ~~*paragraph is*~~***paragraphs are*** added:	(b) the following paragraph is added:	(b) the following ~~*paragraph is*~~***paragraphs are*** added:	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
60	‘ 6. Victim support services shall remain operational in times of crisis, such as health crises, significant migratory situations or other states of emergency.; ’	‘ 6. Victim support services shall remain operational in times of crisis, such as health crises, significant ~~migratory~~***humanitarian*** situations or other states of emergency~~.~~; ’	‘ 6. **Member States shall aim to ensure that** victim support services ~~shall~~ remain operational in times of crisis, such as health crises~~, significant migratory situations~~ or other states of emergency **with a view to address at least the victims’ basic needs**.’; ’	‘ 6. ~~*Victim*~~***Member States shall aim to ensure that specialist*** support services ~~*shall*~~ remain ***fully*** operational ***for victims*** in times of crisis, such as health crises, ~~*significant migratory*~~***humanitarian*** situations or other states of emergency.~~;~~ ’

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				recital to be further refined at technical level to complement the agreed paragraph Recital describing services During the times of crisis, it may be particularly necessary to ensure that victims of crime have access to support services in accordance with their individual needs. Due to the crisis, it may be difficult for the Member States to ensure the full functioning of all services

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				normally provided to victims. In such severe cases of a crisis, the Member States should at least ensure that the basic needs of victims are addressed. Such basic needs would depend on the type of the crisis and may include emergency care, shelters, and measures of physical and psychological protection.
Y	60a		***6a. Victim support services shall be adequately coordinated and geographically distributed and shall be easily accessible and***	***6a. Victim support services shall be easily accessible and available, including online through other adequate means,***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		available, including online or through other adequate means, such as information and communication technologies.		***such as information and communication technologies. Member States shall ensure a sufficient geographical distribution and capacity of the victim support services referred to in this article and article 9a, taking into account the geography and demographic composition within the Member States concerned.*** , To be greened in trilogue

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Y	60b		***6b. 'Member States shall ensure that victim support services, both governmental and non-governmental, are granted sufficient specialised human and financial resources.*** ,		*deleted* *Parked. Linked to article 28(b) on resources*	Y
G	*61*	*(4)* Article 9 is amended as follows:	(4) Article 9 is amended as follows:	(4) Article 9 is amended as follows:	(4) Article 9 is amended as follows: Text Origin: Commission Proposal	G

PUBLIC

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	61a	***(-a) in paragraph 1, point (a) is replaced by the following:***		***(-a) in paragraph 1, point (a) is replaced by the following:*** Text Origin: EP Mandate
G	61b	***(a) information, advice and support relevant to the rights of victims including on accessing national compensation schemes for criminal injuries and legal counselling, including possibilities of legal aid, and on their role in criminal proceedings including preparation for attendance at the trial;***		***(a) information, advice and support relevant to the rights of victims including on accessing national compensation schemes for criminal injuries and accessing legal counselling, including possibilities of legal aid, and on their role in criminal proceedings including preparation for attendance at the trial;***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Explanatory recital
G	62	(a) in paragraph 1, point (c) is replaced by the following:	(a) in paragraph 1, point (c) is replaced by the following:	(a) in paragraph 1, point (c) is replaced by the following: Text Origin: Commission Proposal
Y	63	‘ (c) emotional and, where available, psychological support once they become aware of a status of a person as a victim. If the special need for psychological	‘ (c) emotional and~~, where available,~~ psychological support ***and, if necessary, a referral to these services*** once they become aware of a status of a person as a	‘ (c) emotional and, where available, psychological support ~~once they become aware of a status of a person as a victim~~. If the special need for **additional**	‘ (c) emotional and, where available, psychological support ~~once they become aware of a status of a person as a victim~~***or, where psychological support is***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	support has been demonstrated by individual assessment referred to in Article 22, psychological support shall be available to victims in need of such support for as long as necessary.; ,	victim. If the special need for psychological support has been demonstrated by individual assessment referred to in Article ~~22~~*22a*, psychological support shall be available to victims in need of such support for as long as necessary~~.~~; ,	psychological support has been demonstrated by individual assessment referred to in Article 22, **Member States shall facilitate the referral of victims to services able to provide additional** psychological support ~~shall be available to victims in need of such support for as long as necessary~~**, as determined by national law, taking into account any relevant protocol or guideline referred to in Article 26a(1).'**; ,	***not available, a referral to psychological services***. If the special need for ***additional*** psychological support has been demonstrated by individual assessment referred to in Article 22, psychological support shall be available to victims in need of such support for as long as necessary***, [in accordance with national law/in accordance with administrative rules], [in line with any relevant protocol or guideline referred to in Article 26a(1)]***.~~;~~

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	63a		***(aa) paragraph 2 is replaced by the following:***	***(aa) paragraph 2 is replaced by the following:*** To be greened in trilogue Text Origin: EP Mandate
	63b		***2. Member States shall ensure that victim support services pay particular attention to the personal characteristics of the victim, the type and nature of the crime, the specific needs of victims, particularly those who have suffered considerable harm***	***2. Member States shall take necessary measures to ensure that victim support services pay particular attention to the specific needs of victims who have suffered considerable harm due to the severity of the crime.***

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			due to the severity of the crime, or any other circumstances that may require a specific response. ,		, To be greened in trilogue
G	64	(b) in paragraph 3, point (b) is replaced by the following:	(b) in paragraph 3, point (b) is replaced by the following:	(b) in paragraph 3, point (b) is replaced by the following:	(b) in paragraph 3, point (b) is replaced by the following: Text Origin: Commission Proposal
Y	65	‘ (b) targeted and integrated support, including trauma support	‘ (b) targeted and integrated support, including trauma support	‘ (b) targeted and integrated support, including trauma support	Part of package

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	and counselling, for victims with specific needs, such as victims of sexual violence, victims of gender-based violence, including violence against women and domestic violence covered by Directive (EU) …/… of the European Parliament and of the Council[1] [on combating violence against women and domestic violence], victims of trafficking in human beings, victims of organised crimes, victims with disabilities, victims of exploitation, victims of hate crime, victims of terrorism, victims of core international crimes.;	and counselling ***as well as access to comprehensive medical care services, including sexual and reproductive healthcare services, especially access to safe and legal abortion care***, for victims with specific needs, such as victims of sexual violence, victims of gender-based violence, including violence against women and domestic violence covered by Directive (EU) …/… of the European Parliament and of the Council[~~1~~64] [on combating violence against women and domestic violence], victims of trafficking in human beings, victims of organised crimes, victims with disabilities,	and counselling, for victims with specific needs, such as victims of sexual violence, victims of gender-based violence, including violence against women and domestic violence covered by Directive (EU) …/… of the European Parliament and of the Council[1] [~~on combating violence against women and domestic violence~~***on combating violence against women and domestic violence***], victims of trafficking in human beings **covered by Directive (EU) …/… of the European Parliament and of the Council (amending Directive 2011/36/EU on preventing and combating**	to be discussed at political level

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	, _____ 1. Directive (EU) …/… of the European Parliament and of the Council on combating violence against women and domestic violence (OJ …).’;	victims of exploitation, victims of hate crime, victims of terrorism~~,~~ ***and*** victims of core international crimes~~.~~; _____ ***[64] Directive (EU) …/… of the European Parliament and of the Council on combating violence against women and domestic violence (OJ …).’;*** , _____ ~~*1. Directive (EU) …/… of the European Parliament and of the Council on*~~	**trafficking in human beings and protecting its victims)**, victims of organised crimes, victims with disabilities, victims of exploitation, victims of hate crime, victims of terrorism, victims of ~~core~~**crimes falling within the jurisdiction of the** International ~~crimes~~**Criminal Court** .’; , _____ 1. **[1]** Directive (EU) …/… of the European Parliament and of the Council on combating violence against women and domestic violence (OJ …).’;	

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		~~*combating violence against women and domestic violence (OJ ...).';*~~		
	66	(c) the following paragraph is added:	(c) the following ~~*paragraph is*~~***paragraphs are*** added:	(c) the following ~~*paragraph is*~~***paragraphs are*** added: Text Origin: EP Mandate
	67	' 4. Member States shall provide the protection and specialist support services necessary to comprehensively address the multiple needs of victims with specific needs in line	' 4. Member States shall provide the protection and specialist support services necessary to comprehensively address the multiple needs of victims with specific needs in line	' 4. Member States shall provide the protection and specialist support services necessary**, in accordance with national procedures referred to Article 22 paragraph 1, to adequately** ~~to comprehensively~~ address the multiple needs of	' 4. Member States shall provide the protection and specialist support services necessary ***[in accordance with national procedures referred to in Article 22(1)] to*** ~~*to comprehensively*~~ address the multiple needs of victims with

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	with the protocols referred to in Article 26a(1), point (c). ,	with the protocols referred to in Article 26a(1), point (c).	victims with specific needs ~~in line with the protocols~~**taking into account any relevant protocol or guideline** referred to in Article 26a(1), point (c).**'** ,	specific needs ***[***in line with***/ taking into account]*** the protocols referred to in Article 26a(1), point ~~(c)~~***(d)***. PCY to check with MS the deletion of "in accordance with national procedures referred to in Article 22(1) + adding point Linked to other provisions
	67a		***4a. Member States shall ensure independent evaluation of the quality of the support services***	***4a. Member States shall ensure that certain standards are applied regarding the quality of***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		referred to in this Article and shall ensure that the services are adapted accordingly. The evaluation shall not place an undue burden on organisations and shall use a clear and transparent evidence-based methodology that is focused on determining the quality of the support services. ,		***the support services referred to in this Article and Article 9a. The services provided by the support services shall be reviewed, where appropriate, and where necessary, adapted accordingly. The reviews shall not place an undue burden on organisations and shall use a [clear and transparent evidence-based methodology that is focused on determining the quality of the support services.]*** ,

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
					EP to provide recital on evidence-based methodology	
G	68	(5) the following Article 9a is inserted in Chapter II:	(5) the following Article 9a is inserted in Chapter II:	(5) the following Article 9a is inserted in Chapter II:	(5) the following Article 9a is inserted in Chapter II: Text Origin: Commission Proposal	G
G	69	‘ Article 9a	‘ Article 9a	‘ Article 9a	‘ Article 9a Text Origin: Commission Proposal	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	70	Targeted and integrated support services for children	Targeted and integrated support services for children	Targeted and integrated support services for children Text Origin: Commission Proposal	G
Y	71	1. Member States shall take the necessary measures to ensure the availability of child-friendly targeted and integrated specialist services for children to provide for age-appropriate support and protection necessary to comprehensively address the multitude of needs of child victims.	1. Member States shall take the necessary measures, ***including sufficient and continuous funding,*** to ensure the availability of child-friendly targeted and integrated specialist services for children to provide for age-appropriate support and protection necessary to comprehensively address the multitude of needs of	1. Member States shall take the necessary measures to ensure the availability of child-friendly targeted and integrated ~~specialist~~**support** services for children to provide for age-appropriate support and protection necessary to comprehensively address the multitude of needs of child victims.	1. Member States shall take the necessary measures, ***[including sufficient and continuous funding]*** to ensure the availability of child-friendly targeted and integrated ~~*specialist*~~ ***support*** services for children to provide ~~*for*~~ age-appropriate support and protection necessary to comprehensively address the multitude of needs of child	Y

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		child victims***, including child witnesses of crime***.		victims***, including children who have suffered harm because they have witnessed a crime***. [including sufficient and continuous funding - to be discussed with the horizontal provision on resources - Article 28b] PCY to check the last sentence with MS

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Y	72	2. Targeted and integrated support services for child victims shall provide for a coordinated multi-agency mechanism that includes the following services:	2. Targeted and integrated support services for child victims shall provide for a coordinated multi-agency mechanism that includes the following services:	2. Targeted and integrated support services for child victims shall**, in accordance with paragraph 4,** provide for a coordinated multi-agency mechanism that includes the following services:	2. Targeted and integrated support services for child victims ***referred to in paragraph 1*** shall provide for a coordinated multi-agency mechanism that**,** includes the following services: To be greened in trilogue	Y
G	73	(a) the provision of information;	(a) the provision of information;	(a) the provision of information **as referred to in Article 4**;	(a) the provision of information ***as referred to in Article 4***;	G
G	74	(b) medical examination;	(b) medical examination;	(b) medical examination;	(b) medical examination;	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Y	75	(c) emotional and psychological support;	(c) emotional and psychological support;	(c) emotional***, social*** and psychological support; EP to send recital on what social support means To be greened in trilogue
Y	75a		***(ca) administrative and legal aid and support;***	***(ca) administrative assistance;***

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
					EP to send recital on what administrative assistance means	
G	76	(d) possibility of crime reporting;	(d) possibility of crime reporting;	(d) possibility of crime reporting;	(d) possibility of crime reporting; Text Origin: Commission Proposal	G
G	77	(e) individual assessment of protection and support needs referred to in Article 22;	(e) individual assessment of protection and support needs referred to in Article 22;	(e) individual assessment of protection and support needs referred to in Article 22;	(e) individual assessment of protection and support needs referred to in Article 22;	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	78	(f) video recording of testimonies referred to in Article 24(1).	(f) video recording of testimonies referred to in Article ~~24(1)~~**24(1)(a)**.	(f) video recording of testimonies referred to in Article ~~*24(1).*~~***24 (1);*** To be greened in trilogue
	79	3. The services referred to in paragraph 2 shall be provided within the same premises.; ,	3. **Some or all of** the services referred to in paragraph 2 ~~shall~~**may** be provided within the same premises.**'**;	3. ***Member States shall [consider/strive to] [ensuring/ensure] the provision of*** the services referred to in paragraph 2 ~~*shall be provided*~~ within the same premises.~~:~~ ***Particular attention shall be paid***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				to the interest of the child victims, including the seriousness of harm suffered by child victims as a result of the crime. Recital proposed by the EP: To avoid serious consequences of victimisation at an early age, that may negatively affect victims' entire life, it is crucial to ensure that all child victims receive the highest standard of support and protection. All

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				competent authorities should adopt a child friendly approach. Moreover, it is important that most vulnerable child victims, in accordance with their individual needs, benefit from the targeted and integrated support and protection services that include coordinated and cooperative approach of judicial authorities and social services. Without prejudice to existing national support systems, Member States are encouraged to provide such support and

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				protection services within the same premises, where this may improve accessibility, coordination, and the overall well-being of the child.
Y	79a		***3a. Member States shall ensure independent evaluation of the quality of the support services referred to in paragraph 2 and shall ensure that the services are adapted accordingly. The evaluation process shall not place an undue burden on organisations and shall use a clear and transparent evidence-based methodology that is***	***deleted - covered in line 67a*** To be greened in trilogue

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		focused on determining the quality of the support services. ,		
79b			**4. The services referred to in paragraph 2 shall be provided in accordance with victims' individual needs. Particular attention shall be paid to the seriousness of harm suffered by child victims, especially harm from sexual offences.** ,	*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	79c			*deleted*
	79d			***6. Targeted and integrated support services for child victims referred to in this provision may be set up as public or non-governmental organizations.*** , To be greened in trilogue

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 80	(6) the following Articles 10a and 10b are inserted:	(6) the following Articles 10a and 10b are inserted:	(6) the following Articles 10a and 10b are inserted:	(6) the following Articles 10a and 10b are inserted: Text Origin: Commission Proposal
G 81	‘ Article 10a	‘ Article 10a	‘ Article 10a	‘ Article 10a Text Origin: Commission Proposal
G 82	Right to assistance at the court	Right to assistance at the court	Right to ~~assistance~~**receive information and emotional support** at the court **premises**	Right to assistance at the court ***premises***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 83	Member States shall take the necessary measures to establish assistance at the court premises to provide information and emotional support to victims.	Member States shall take the necessary measures to establish ***professional*** assistance at the court premises to provide information and ***practical and*** emotional support to victims~~.~~ ***throughout the criminal proceedings;***	Member States shall take the necessary measures to ~~establish assistance~~**ensure that victims receive** at the court premises ~~to provide~~**general** information **on organisational aspects of the trial phase in criminal court proceedings** and emotional support**. Such information and support shall be provided if needed in accordance with** ~~to~~ victims**' individual needs**.	Member States shall take the necessary measures to ~~establish assistance~~***ensure that victims receive*** at the court premises ~~to provide information and~~***, in accordance with their individual needs,*** emotional support ~~to victims~~***and practical information on organisational aspects of criminal court proceedings***. G
84	Article 10b	Article 10b	Article 10b	Article 10b ,

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
85	Right to a review of decisions taken during court proceedings	Right to a review of decisions taken during court proceedings	Right to ~~a review of~~**information on** decisions taken during court proceedings	Linked to remedies - Article 26d For trilogue
86	1. Member States shall ensure that victims are informed without delay of decisions taken in court proceedings that affect them directly and have the right to a review of such decisions. Such decisions shall include at least	1. Member States shall ensure that victims are informed without delay of decisions taken in court proceedings that affect them directly and have the right to a review of such decisions. Such decisions shall include at least	1. Member States shall ensure that victims**, in accordance with their status in the criminal proceedings as defined under national law,** are informed without delay of ~~decisions~~**a decision provided for in article 23 (3),** taken in court proceedings	

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	decisions pursuant to the following provisions:	decisions pursuant to the following provisions:	~~that affect them directly and have the right to~~**. Member States may provide the possibility for victims to request** a review of ~~such decisions. Such decisions shall include at least~~ decisions pursuant to ~~the following provisions:~~**Article 23(3).**	
87	(a) Article 7(1) in relation to decisions on interpretation during court hearings;	(a) Article 7(1) in relation to decisions on interpretation during court ~~*hearings*~~***proceedings***;	~~(a) Article 7(1) in relation to decisions on interpretation during court hearings;~~	
87a		***(aa) Article 18 in relation to the measures to protect the dignity of victims during questioning and testifying***		

	Commission Proposal	EP Mandate	10255/24 Council Mandate PUBLIC	Draft Agreement
87b		***(ab) Article 19(1)***		
88	(b) Article 23(3).	(b) Article 23(3).	~~(b)~~ ~~Article 23(3).~~	
88a		***(ba) Article 24(1), first subparagraph, point (b)***		
89	2. The procedural rules under which victims may request a review of decisions referred to in paragraph 1 shall be determined by national law.	2. The procedural rules under which victims may request a review of decisions referred to in paragraph 1 shall be determined by national law.	2. ~~The procedural rules under which~~**Where** victims may request a review of ~~decisions referred to in paragraph 1~~**a decision under Article 23 (3), the procedural rules for such a review** shall be determined by national law.	

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
90	Member States shall ensure that the judicial decisions on the request of such a review are taken within reasonable time.; ,	Member States shall ensure that the judicial decisions on the request of such a review are taken within reasonable time.; ,	~~Member States shall ensure that the judicial~~ Decisions ~~on the request~~**under article 23(3) and any consideration of a review** of such a ~~review are taken within reasonable time~~**decision shall not unreasonably prolong the criminal proceedings**.'; ,	
90a		***(6a) Article 13 paragraph (1) is replaced by the following:***		***(6a) Article 13 paragraph (1) is replaced by the following:*** Text Origin: EP Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
90b		***(1) Member States shall ensure that victims have access to legal aid. The procedural rules under which victims have access to legal aid shall be determined by national law. Member States shall ensure that free legal aid is provided for victims who do not have sufficient means to pay for legal assistance prior to, during and after criminal proceedings. Where a Member State applies a means test to assess eligibility for free legal aid, it shall take into account all relevant and objective factors, such as the income, capital and family situation of the person concerned, the costs of the***		***(1) Member States shall ensure that victims who have the status of parties in criminal proceedings and who do not have sufficient means to pay for legal assistance during criminal proceedings have access to legal aid and may apply a means test, a merits test, or both to determine whether legal aid is to be granted. Where a Member State applies a means test to assess eligibility for legal aid, it shall take into account all relevant and objective factors, such as the income, capital and family situation of the person concerned, the costs of the assistance of a lawyer and the***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		assistance of a lawyer and the standard of living in that Member State as well as the relationship to and dependence of the offender.		***standard of living in that Member State as well as the relationship to and dependence of the offender. Where a Member State applies a merits test, it shall take into account the seriousness of the criminal offence, the complexity of the case and the seriousness of the harm suffered by the victim as assessed in Article 22, paragraph 3 of this Directive.*** ***The procedural rules under which victims have access to legal aid shall be determined by national law.***
	90c	***(6b) Article 13 (2) is added:***		***(6b) Article 13 (2) is added:***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
	90d		***(2) Member States shall ensure that victims with specific protection needs identified by the individual assessment referred to in Article 22 have access to free legal aid. In any case, Member States shall ensure that victims of gender-based violence, terrorism and human trafficking, and minors and victims of abuse and mistreatment with disabilities have access to free legal aid regardless of their financial situation.***	***(2) Notwithstanding paragraph 1, Member States shall ensure that children victims who have the status of parties in criminal proceedings are entitled to legal aid in all cases.*** Recital text: In applying the right to legal aid, Member States are encouraged to grant legal aid to victims of gender-based violence, terrorism and

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				human trafficking irrespective of a means or a merits test.
91	(7) Article 16 is amended as follows:	(7) Article 16 is amended as follows:	~~(7) Article 16 is amended as follows:~~	
92	(a) paragraph 1 is replaced by the following:	(a) paragraph 1 is replaced by the following:	~~(a) paragraph 1 is replaced by the following:~~	
93	‘ 1. Member States shall ensure that, in the course of the criminal proceedings, victims are entitled to obtain a decision on compensation by the offender, within a reasonable time.;	‘ 1. Member States shall ensure that, in the course of the criminal proceedings, victims are entitled to ***claim compensation and to*** obtain a decision on	‘ ~~1. Member States shall ensure that, in the course of the criminal proceedings, victims are entitled to obtain a decision on compensation by the offender, within a reasonable time.;~~	

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	,	compensation by the offender, within a reasonable time.; ,	,	
	94 (b) paragraph 2 is replaced by the following:	(b) paragraph 2 is replaced by the following:	~~(b) paragraph 2 is replaced by the following:~~	
R	95 ‘ 2. Member States shall ensure that their competent authorities pay directly to the victim the adjudicated compensation without undue delay. The competent authorities shall be subrogated to the right of	‘ 2. Member States shall ensure that their competent authorities pay directly to the victim the adjudicated compensation without undue delay. The competent authorities shall be subrogated to the right of	‘ ~~2. Member States shall ensure that their competent authorities pay directly to the victim the adjudicated compensation without undue delay. The competent authorities shall be subrogated to the right of~~	R

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the victim in relation to the offender for the amount of the adjudicated compensation.; ,	the victim in relation to the offender for the amount of the adjudicated compensation.; ,	~~the victim in relation to the offender for the amount of the adjudicated compensation.;~~ ,	
G	96	(8) Article 17 is amended as follows:	~~(8)~~**(7)** Article 17 is amended as follows:	(8) Article 17 is amended as follows:
Y	96a	***(-a) in paragraph 1 the introductory part is replaced by the following:***		***(-a) in paragraph 1 the introductory part is replaced by the following:*** Text Origin: EP Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
96b		***(1) Member States shall ensure that victims can exercise the rights provided under this Directive, irrespective of their Member State of residence. Member States shall ensure that their competent authorities take appropriate measures to minimise the difficulties faced where the victim is a resident of a Member State other than that where the criminal offence was committed, particularly with regard to the organisation of the proceedings. For this purpose, the authorities of the Member State where the criminal offence was committed shall:"***		***(1) Member States shall ensure that their competent authorities take appropriate measures to minimise the difficulties faced where the victim is a resident of a Member State other than that where the criminal offence was committed, particularly with regard to the organisation of the proceedings. For this purpose, the authorities of the Member State where the criminal offence was committed shall:***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	96c		***(-aa) in paragraph 1, point (a) is replaced by the following:***	***(-aa) in paragraph 1, point (a) is replaced by the following:*** Text Origin: EP Mandate
	96d		***(a) take a statement from the victim immediately after the complaint with regard to the criminal offence is made to the competent authority;"***	***(a) take a statement from the victim immediately after the complaint with regard to the criminal offence is made to the competent authority;*** Text Origin: EP Mandate
	97	(a) in paragraph 1, point (b) is replaced by the following:	(a) in paragraph 1, point (b) is replaced by the following:	(a) in paragraph 1, point (b) is replaced by the following:	(a) in paragraph 1, point (b) is replaced by the following:

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
98	‘ (b) to have recourse to the extent possible to the provisions on video conferencing and telephone conference calls to facilitate participation in criminal proceedings of victims who are resident abroad.; ’	‘ (b) ~~to~~ have recourse to the extent possible to ~~the provisions on~~ video conferencing and ~~telephone conference calls~~***other distant communication technologies, which allows the transfer of images,*** to facilitate participation in criminal proceedings of victims who are resident abroad~~.~~; ’	‘ (b) to have recourse to the extent possible **in accordance with Union and national law** to the provisions on video conferencing ~~and telephone conference calls~~ to facilitate participation in criminal proceedings of victims who are resident abroad**, in accordance with their status under the applicable procedural rules**.’;	Commission wording to be checked.

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
				’		
G	99	(b) the following paragraph is added:	(b) the following paragraph is added:	(b) the following paragraph is added:	(b) the following paragraph is added:	G
G	100	‘ 4. Member States shall ensure that the competent authorities may request assistance from Eurojust and transmit to Eurojust the information aimed at facilitating cooperation with the competent authorities of other Member States in cross-border cases.;	‘ 4. Member States shall ensure that the competent authorities may request assistance from Eurojust and transmit to Eurojust the information aimed at facilitating cooperation with the competent authorities of other Member States in cross-border cases.;	‘ 4. **In accordance with Regulation (EU) 2018/1727,**[1] Member States shall ensure that the competent authorities may request assistance from Eurojust and transmit to Eurojust the information aimed at facilitating cooperation with the competent	‘ 4. ***In accordance with Regulation (EU) 2018/1727,***[1] Member States shall ensure that the competent authorities may request assistance from Eurojust and transmit to Eurojust the information aimed at facilitating cooperation with the competent	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	,	,	authorities of other Member States in cross-border cases.'; , _____ **1. [1] Regulation (EU) 2018/1727 of the European Parliament and of the Council of 14 November 2018 on the European Union Agency for Criminal Justice Cooperation (Eurojust), and replacing and repealing Council Decision 2002/187/JHA, OJ L 295, 21.11.2018, p. 138.**	authorities of other Member States in cross-border cases.'; _____ ***1. [1] Regulation (EU) 2018/1727 of the European Parliament and of the Council of 14 November 2018 on the European Union Agency for Criminal Justice Cooperation (Eurojust), and replacing and repealing Council Decision 2002/187/JHA, OJ L 295, 21.11.2018, p. 138.***
	100a	***(8a) in Article 19, paragraph 1 is replaced by the following:***		***4a. in Article 19, paragraph 1 is replaced by the following:***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
	100b	***1. Member States shall establish the necessary conditions to enable avoidance of contact between victims and their family members, and the offender, where necessary or when the victim expresses such a need, within premises where criminal proceedings are conducted, unless the criminal proceedings require such contact. This may include the availability of mobile screens in courtrooms.***		***4b. Member States shall establish the necessary conditions to enable avoidance of contact between victims and their family members and the offender, where necessary, ex officio or upon victim request, within premises where criminal proceedings are conducted, unless the criminal proceedings require such contact.***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	100c		***(8b) In Articles 19, paragraph 2 is replaced by the following:***	***(8b) In Articles 19, paragraph 2 is replaced by the following:*** , Text Origin: EP Mandate
	100d		***2. Member States shall ensure that new court premises have separate waiting areas for victims and shall establish processes for the creation of separate waiting areas in existing court premises.***	***(8a) Member States shall ensure that new court premises have separate waiting areas for victims and [shall assess the possibility to] establish processes for the creation of separate waiting areas in existing court premises.***

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				PCY compromise of 3/4/25 from non paper ***2. Member States shall ensure that new court premises have separate waiting areas for victims and shall assess the possibility and feasibility of the creation of separate waiting areas in existing court premises.***
Y	100e	***(8c) In Article 19, the following paragraph is added:***		Text Origin: EP Mandate
Y	100f	***2a. Member States shall ensure that victims are duly***		***2a. Member States shall ensure that, when justified,***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		informed about the availability of conditions that enable avoidance of contact with the offender.		***victims are duly informed about the availability of conditions that enable avoidance of contact with the offender.*** ***Presidency proposal of 3/4/25 from the non-paper:*** ***2a. Member States shall ensure that, where necessary, victims are duly informed about the availability of conditions that enable avoidance of contact with the offender.***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	100g	***(8g) The following article is inserted:***		***(8d) The following article is inserted:*** Text Origin: EP Mandate
G	100h	***Article 19a***		***Article 18a*** Text Origin: EP Mandate
G	100i	***Right to protection of the dignity of victims***		***Additional right to protection***
G	100j	***In order to protect the dignity of victims and their family members, as enshrined in the Charter of Fundamental Rights***		***Member States shall ensure that access to support and protection measures under this Directive may be granted to a***

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		of the European Union, Member States shall take appropriate measures to protect them from secondary and repeat victimisation, including by preventing the glorification of a specific crime or paying tribute to convicted offenders, when this would result in the deprivation of the dignity of the victims."		***victim who suffered additional harm, including deprivation of dignity from glorification of serious criminal offences as defined under national law, such as public provocation to commit a terrorist offence as defined under Article 5 of Directive 2017/541, or paying tribute to offenders of such crimes.*** Place: Article 18a new agreement on including sexual offences in the scope of the

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				recital, the exact wording needs to be refined/ adapted at technical level; Recital wording: Glorification of serious criminal offences as defined under national law, including of terrorism offences as defined under Article 5 of Directive 2017/541, sexual offences or paying tribute to the offender of a serious criminal offence, can result in deprivation of

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				victims' dignity and cause additional suffering or harm to victims resulting in standalone victimisation, for which victims should have access to support and protection measures. Such acts can render victims particularly vulnerable to secondary victimisation, repeat victimisation, intimidation and retaliation. In this context, it should be recalled that public provocation to commit a terrorist offence comprises, inter alia, the glorification of terrorism, constitutes a

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				criminal offence under Directive 2017/541 on Combatting terrorism, whereas public incitement to any acts of racism or xenophobia or publicly condoning, denying or grossly trivialising crimes of genocide, crimes against humanity and war crimes constitute criminal offences under Framework Decision 2008/913 on Combatting Racism and Xenophobia. This Directive does not require Member States to criminalise glorification of serious criminal

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				offences nor the criminalisation of hate speech or hate crime. At the same time, the Council Conclusions on improving support and recognition of victims of terrorism from 4 December 2023 include a valuable list of best practices and measures to better protect victims of such crimes. For the purposes of the provision concerning the glorification of crimes, the notion of "victim" should be understood in accordance with

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					the definition laid down in Article 2 of this Directive.	
G	101	(9) in Article 21, the following paragraph is added:	(9) in Article 21, the following paragraph is added:	~~(9)~~**(8)** in Article 21, the following paragraph is added:	(9) in Article 21, the following paragraph is added:	G
Y	102	‘ 3. Member States shall ensure that personal data concerning a victim allowing the offender to identify the victim’s place of residence or to otherwise contact the victim in any way is not provided to the offender either directly or indirectly.; ’	‘ 3. Member States shall ensure that personal data concerning a victim ***or their family members*** allowing the offender to identify the victim’s place of residence or to otherwise contact the victim in any way is not provided to the offender either directly or indirectly.~~;~~ ***Other personal data of the victim or***	‘ 3. Member States shall **take the necessary measures to** ensure that**, if the competent authorities, ex officio or based on a request of the victim, assess that there could be a risk that the victim or a third person may be exposed to threats or violence,** personal data concerning ~~a victim allowing the offender to identify~~ the	‘ 3. ***Commission proposal:*** Member States shall ensure that personal data concerning a victim allowing the offender to identify the victim’s place of residence or to otherwise contact the victim in any way is not ~~*provided*~~***disclosed*** to the offender either directly or indirectly ***unless the information***	Y

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		their family members shall not be provided to the offender unless it is essential for the effectiveness of the criminal proceedings. Member States shall also ensure that, to the extent that is necessary to protect the privacy of the victim, competent authorities may decide not to publish victims' personal data included in judgements or decisions. ,	victim's place of residence or ~~to otherwise~~ **other equivalent** contact ~~the victim in any way is~~**details are** not provided to the offender ~~either directly or indirectly~~**unless not disclosing the information would prejudice the rights of defence**.'; ,	***is necessary to establish the truth or not disclosing the information would otherwise prejudice the rights of defence [including as enshrined in Article 7 paragraph 4 of Directive 2012/13]*** ~~.~~ ; , Proposed new recital 9a (line 19b): "Protecting the personal data of victims is an important means of preventing secondary and repeat victimization, intimidation and retaliation,

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				and can play an important role in not dissuading victims to report crimes. Member States should ensure that the personal data of a victim allowing the offender to identify the victims' place of residence or to otherwise contact the victim is not disclosed to the offender either by refusing access to relevant documents to the offender or by redacting such personal data from the documents under disclosure, in order to safeguard the

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				important public interest of protecting victims as well as the fundamental rights of victims. When deciding on the provision of personal data concerning a victim to the offender, Member States should ensure that any refusal to provide access to documents containing such data complies with the conditions for derogating from the right of access to the materials of the case as set out in Article 7(4) of Directive 2012/13/EU of the European

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					Parliament and of the Council of 22 May 2012 on the right to information in criminal proceedings in order to preclude any prejudice to the rights of defence. Linked to other provisions
G	103	(10) Article 22 is amended as follows:	(10) Article 22 is amended as follows:	~~(10)~~**(9)** Article 22 is amended as follows:	(10) Article 22 is amended as follows:
G	104	(a) the title is replaced by the following:	(a) the title is replaced by the following:	(a) the title is replaced by the following:	(a) the title is replaced by the following:

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	105	‘ Individual assessment of victims to identify specific support and protection needs’; ,	‘ Individual assessment of victims to identify specific ~~*support and*~~ protection needs~~*’*~~; ,	‘ Individual assessment of victims to identify specific support and protection needs’; ,	‘ Individual assessment of victims to identify specific support and protection needs’; ,	G
G	106	(b) paragraph 1 is replaced by the following:	(b) paragraph 1 is replaced by the following:	(b) paragraph 1 is replaced by the following:	(b) paragraph 1 is replaced by the following:	G
Y	107	‘ 1. Member States shall ensure that victims receive a timely and individual assessment, to identify specific support and	‘ 1. Member States shall ensure that victims receive a timely and individual assessment, to identify specific ~~*support and*~~	‘ 1. Member States shall ensure that victims receive a timely and individual assessment**, in accordance with national**	‘ 1. Member States shall ensure that victims receive a timely and individual assessment, ***[in accordance with national***	Y

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	protection needs and to determine whether and to what extent they would benefit from special measures provided for under Article 9(1), point (c), and Articles 23 and 24, due to their particular vulnerability to secondary and repeat victimisation, to intimidation and to retaliation.;	protection needs and to determine whether and to what extent they would benefit from special measures provided for under ~~*Article 9(1), point (c), and*~~ Articles ***18,*** 23 and 24, due to their particular vulnerability to secondary and repeat victimisation, to intimidation and to retaliation~~.~~;	**procedures**, to identify specific support and protection needs and to determine whether and to what extent they would benefit from special measures provided for under Article 9(1), point (c), **in relation to additional psychological support, 9a** and Articles 23 and 24, due to their particular vulnerability to secondary and repeat victimisation, to intimidation and to retaliation.**'**;	***procedures],*** to identify specific support and protection needs ***throughout the proceedings,*** and to determine whether and to what extent they would benefit from special measures provided for under Article 9(1), point (c), ***in relation to additional psychological support, 9a*** and Articles ***18,*** 23 and 24, due to their particular vulnerability to secondary and repeat victimisation, to intimidation and to retaliation.**'**;

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G	108	(c) the following paragraph 1a is inserted:	(c) the following paragraph 1a is inserted:	(c) the following paragraph 1a is inserted:	G
Y	109	‘ 1a. The individual assessment shall be initiated upon the first contact of the victim with the competent authorities, and shall last as long as necessary depending on the specific needs of each victim. Where the result of the initial stage of the individual assessment by the first contact authorities demonstrates the need to continue the assessment, such assessment shall be undertaken in collaboration with the institutions	‘ 1a. The individual assessment shall be initiated upon the first contact of the victim with the competent authorities, and shall last as long as necessary depending on the specific needs of each victim. Where the result of the initial stage of the individual assessment by the first contact authorities demonstrates the need to continue the assessment, such assessment shall be undertaken in collaboration with the institutions	‘ 1a. The individual assessment shall be initiated ~~upon~~**at the earliest stage possible such as at** the first contact of the victim with the competent authorities, and shall last as long as necessary depending on the specific needs of each victim. Where the result of the initial stage of the individual assessment by the first contact authorities demonstrates the need to continue the assessment, such assessment shall be undertaken	‘ 1a. ***EP countersuggestion 27/03*** ***1a.*** The individual assessment shall be initiated ~~upon~~***at the earliest stage possible such as at*** the first contact of the victim with the competent authorities~~,~~ ***and shall last as long as necessary depending on the specific needs of each victim.***	Y

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	and bodies depending on the stage of the procedure and victims' individual needs in accordance with the protocols referred to in Article 26a.;	and bodies***, including general or specialist victim support services,*** depending on the stage of the procedure and victims' individual needs in accordance with the protocols referred to in Article 26a. ***The assessment shall be conducted by specialised trained professionals, in the best interest of the victim, paying special attention to the avoidance of secondary or repeated victimisation***;	**where appropriate in coordination**~~in collaboration~~ with the institutions and bodies depending on the stage of the procedure and victims' individual needs in accordance with ~~the protocols~~**any relevant protocol or guideline** referred to in Article 26a.**'**;	***Where the result of the individual assessment demonstrates the need to continue the assessment, such assessment shall be undertaken , in collaboration and coordination with the relevant institutions and bodies depending on victims' individual needs and the stage of the procedure. Member States shall take the necessary measures to ensure cooperation and coordination with general or specialist victim support services throughout the individual needs assessment process, including through referrals to general or***

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				specialist victim support services for an in-depth assessment of support needs, in line with protocols established pursuant to Article 26. ***The assessment shall be conducted by appropriately trained staff, in the best interest of the victim,- paying special attention to the avoidance of secondary or repeated victimisation.*** ***Where the individual assessment referred to in paragraph 1 has***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				identified specific protection or support needs or if the victim requests support, Member States shall ensure that the competent authorities respond to these needs in a timely and coordinated manner. ***PCY proposal from non-paper of 3/4/2025:*** ***1a. The individual assessment shall be initiated at the earliest stage possible such as at the first contact of the victim with the competent authorities*** and shall last as long as necessary

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				depending on the specific needs of each victim. Where the result of the ~~*initial stage of the*~~ individual assessment ~~*by the first contact authorities*~~ demonstrates the need to continue the assessment, such assessment shall be undertaken ***where appropriate, in coordination*** ~~*in collaboration*~~ with the institutions and bodies, depending on the stage of the procedure and victims' individual needs in accordance with ~~*the protocols*~~ ***any relevant protocol or guideline*** referred to in Article 26a.~~:~~ ***Member States shall take the necessary measures to ensure cooperation and coordination***

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				with general or specialist victim support services. The assessment shall be conducted by trained staff or volunteers, in the best interest of the victim, paying special attention to the avoidance of secondary or repeated victimisation. ***Recital: "The institution and bodies may include competent justice and law enforcement authorities working with victims as well as those responsible for the adoption of protection measures."***

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				,
109a		***1aa. Member States shall ensure that the individual needs assessment process is coordinated between competent justice and law enforcement authorities working with victims and responsible for the adoption of protection measures. Member States shall take the measures necessary to ensure cooperation and coordination with other involved services providing support for victims, including public or non-governmental***		Merged above, with proposal on para 1a

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			organisations, throughout the individual needs assessment process. ,			
G	110	(d) paragraphs 2 and 3 are replaced by the following:	(d) paragraphs 2 and 3 are replaced by the following:	(d) paragraphs 2 and 3 are replaced by the following:	(d) paragraphs 2 and 3 are replaced by the following:	G
G	111	‘ 2. The individual assessment shall take into account:	‘ 2. The individual assessment shall take into account:	‘ 2. The individual assessment shall take into account:	‘ 2. The individual assessment shall take into account:	G
G	112	(a) the personal characteristics of the victim, including relevant experiences of	(a) the personal characteristics of the victim, including relevant experiences of	(a) the personal characteristics of the victim, including relevant experiences of	(a) the personal characteristics of the victim, including relevant experiences of	G

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		discrimination, also when based on a combination of several grounds such as sex, gender, age, disability, religion or belief, language, racial, social or ethnic origin, sexual orientation;	discrimination, also when based on ~~*a combination of several*~~***intersectional*** grounds**,** such as sex, gender, age, disability**, *resident status***, religion or belief, language, racial, social or ethnic origin, ***gender identity and*** sexual orientation;	discrimination, also when based on a combination of several grounds such as ~~sex,~~ gender, age, disability, religion or belief, language, racial, social or ethnic origin, sexual orientation;	discrimination, also when based on ~~*a combination of several*~~***intersectional*** grounds**,** such as ~~*sex*~~***gender***, ***including*** gender ***identity***, age, disability**, *resident status***, religion or belief, language, racial, social or ethnic origin, ***and*** sexual orientation;	
G	113	(b) the type or nature of the crime;	(b) the type or nature of the crime;	(b) the type or nature of the crime;	(b) the type or nature of the crime;	G
G	114	(c) the circumstances of the crime;	(c) the circumstances of the crime;	(c) the circumstances of the crime;	(c) the circumstances of the crime;	G

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	115	(d) the relationship to and the characteristics of the offender.	(d) the relationship to and the characteristics of the offender.	(d) the relationship to and the ~~characteristics of~~**risks emanating from** the offender.	(d) the relationship to and the ~~*characteristics of*~~***risks emanating from*** the offender.	G
G	116	3. In the context of the individual assessment, particular attention shall be paid to:	3. In the context of the individual assessment, particular attention shall be paid to:	3. In the context of the individual assessment, particular attention shall be paid to:	3. In the context of the individual assessment, particular attention shall be paid to:	G
Y	117	(a) victims who have suffered considerable harm due to the severity of the crime;	(a) victims who have suffered considerable harm ***or trauma*** due to the severity ***or repetition*** of the crime;	(a) victims who have suffered considerable harm due to the severity of the crime;	(a) victims who have suffered considerable harm ***[or trauma]*** due to the severity ***or repetition*** of the crime; Linked to other provisions	Y

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
					Text Origin: EP Mandate	
G	118	(b) victims who have suffered a crime committed with a bias or discriminatory motive which could, in particular, be related to their personal characteristics;	(b) victims who have suffered a crime committed with a bias or discriminatory motive which could, in particular, be related to their personal characteristics;	(b) victims who have suffered a crime committed with a bias or discriminatory motive which could, in particular, be related to their personal characteristics;	(b) victims who have suffered a crime committed with a bias or discriminatory motive which could, in particular, be related to their personal characteristics;	G
G	119	(c) victims whose relationship to and dependence on the offender make them particularly vulnerable.	(c) victims whose relationship to and dependence on the offender make them particularly vulnerable.	(c) victims whose relationship to and dependence on the offender make them particularly vulnerable.	(c) victims whose relationship to and dependence on the offender make them particularly vulnerable.	G
Y	120	In this regard, victims of terrorism, organised crime, human trafficking, gender-based violence, including violence against women and domestic violence, sexual	In this regard, victims of terrorism, organised crime, human trafficking, gender-based violence, including violence against women and domestic violence, sexual	In this regard, victims of terrorism, organised crime, human trafficking, gender-based violence, including violence against women and domestic violence, sexual	In this regard, victims of terrorism, organised crime, human trafficking, gender-based violence, including violence against women and domestic violence, sexual	Y

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	violence, exploitation or hate crime, victims of core international crime and victims with disabilities shall be duly considered. Particular attention shall be paid to victims who fall under more than one of those categories.;	violence, ***including child sexual abuse,*** exploitation or hate crime, ***victims who are irregular migrants and victims with a dependent residence status or permit***, victims of core international crime and victims with disabilities shall be duly considered. ***Online forms of those types of crime shall be taken into consideration and*** particular attention shall be paid to victims who fall under more than one of those categories~~.~~;	violence, exploitation or hate crime, victims of ~~core~~**crimes falling within the jurisdiction of the** International ~~crime~~**Criminal Court** and victims with disabilities shall be duly considered. Particular attention shall be paid to victims who fall under more than one of those categories.**'**;	violence, ***including child sexual abuse,*** exploitation or hate crime, victims of ~~*core*~~***crimes falling within the jurisdiction of the*** international ~~*crime*~~ ***Criminal Court*** and victims with disabilities shall be duly considered. ***Victims of online forms of those types of crime shall be taken into consideration and*** particular attention shall be paid to victims who fall under more than one of those categories~~.~~; ***[and victims who are irregular migrants and victims with a dependent residence status or permit]***

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				, Linked to other provisions
G	121	(e) the following paragraph 3a is inserted:	(e) the following paragraph 3a is inserted:	(e) the following paragraph 3a is inserted:
Y	122	‘ 3a. In the context of the individual assessment, particular attention shall be paid to the risk emanating from the offender, including the risk of violent behaviour and of bodily harm, the use of weapons, involvement in a	‘ 3a. In the context of the individual assessment, particular attention shall be paid to the risk emanating from the offender, including the risk of violent behaviour and of bodily harm, the ***access to and*** use of weapons,	‘ 3a. In the context of the individual assessment, particular attention shall be paid to the risk emanating from the offender~~,~~ ~~including~~ **as referred to in 2, d). That risk may include** the risk of violent behaviour and of bodily	‘ 3a. In the context of the individual assessment, particular attention shall be paid to the risk emanating from the offender ***as referred to in 2, d), such as*** ~~,~~ ~~*including*~~ the risk of violent behaviour and of bodily harm, ***of***

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		group of organised crime, drug or alcohol abuse, child abuse, mental health issues, behaviour of stalking, expression of threats or hate speech.;	***links to or*** involvement in a group of organised crime, drug or alcohol abuse, child abuse, mental health issues, ***risk and*** behaviour of stalking, expression of threats or hate speech.**'**;	harm, the use of weapons, involvement in a group of organised crime, drug or alcohol abuse, child abuse, mental health issues, behaviour of stalking, expression of threats or hate speech.**'**;	the use of weapons, ***links to or*** involvement in a group of organised crime, drug or alcohol abuse, child abuse, mental health issues, behaviour of stalking, expression of threats or hate speech.~~;~~**'**	
G	123	(f) paragraph 4 is replaced by the following:	(f) paragraph 4 is replaced by the following:	(f) paragraph 4 is replaced by the following:	(f) paragraph 4 is replaced by the following:	G
Y	124	‘ 4. For the purposes of this Directive, child victims shall be	‘ 4. For the purposes of this Directive, child victims shall be	‘ 4. For the purposes of this Directive, child victims shall be	‘ 4. For the purposes of this Directive, child victims shall be	Y

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	presumed to have specific support and protection needs due to their vulnerability to secondary and repeat victimisation, to intimidation and to retaliation. To determine whether and to what extent they would benefit from special measures as provided for under Articles 23 and 24, child victims shall be subject to an individual assessment as provided for in paragraph 1 of this Article. The individual assessment of child victims shall be organised within the framework of targeted and integrated support services referred to in Article 9a.;	presumed to have specific ~~*support and*~~ protection needs due to their vulnerability to secondary and repeat victimisation, to intimidation and to retaliation. To determine whether and to what extent they would benefit from special measures as provided for under Articles ***18,*** 23 and 24, child victims shall be subject to an individual assessment as provided for in paragraph 1 of this Article. The individual assessment of child victims shall be organised within the framework of targeted and integrated support services referred to in Article 9a ***and shall take into account the specific***	presumed to have specific support and protection needs due to their vulnerability to secondary and repeat victimisation, to intimidation and to retaliation. To determine whether and to what extent they would benefit from special measures as provided for under Articles 23 and 24, child victims shall be subject to an individual assessment as provided for in paragraph 1 of this Article. The individual assessment of child victims shall be organised within the framework of targeted and integrated support services referred to in Article 9a.;	presumed to have specific support and protection needs due to their vulnerability to secondary and repeat victimisation, to intimidation and to retaliation. To determine whether and to what extent they would benefit from special measures as provided for under Articles ***18, 23 and 24, child victims shall be subject to an individual assessment as provided for in paragraph 1 of this Article. The individual assessment of child victims shall be organised within the framework of targeted and integrated support services referred to in Article 9a and shall take into account the specific***

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	,	***needs of children without parental care***.÷ ***Where relevant, the individual assessment shall take into account the victim's family members other than children.*** ,	,	***needs of children without parental care.*** ***PCY proposal from non-paper of 3/4/2025:*** ***4. For the purposes of this Directive, child victims shall be presumed to have specific support and protection needs due to their vulnerability to secondary and repeat victimisation, to intimidation and to retaliation. To determine whether and to what extent they would benefit from special measures as provided for under Articles 18,*** 23 and 24,

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				child victims shall be subject to an individual assessment as provided for in paragraph 1 of this Article. The individual assessment of child victims shall be organised within the framework of targeted and integrated support services referred to in Article 9a.~~;~~ ***Recital: Where relevant, the individual assessment shall take into account the specific needs of children without parental care and of victim's family members other than children.***

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
					’	
G	125	(g) paragraph 6 is replaced by the following:	(g) paragraph 6 is replaced by the following:	(g) paragraph 6 is replaced by the following:	(g) paragraph 6 is replaced by the following:	G
G	126	‘ 6. Individual assessments shall be carried out with the close involvement of the victim and shall take into account their wishes including where they do not wish to benefit from special measures as provided for in Articles 8, 9 ,9a, 23 and 24.;	‘ 6. Individual assessments shall be carried out with the close involvement of the victim and shall take into account their wishes including where they do not wish to benefit from special measures as provided for in Articles 8, 9 ,9a, 23 and 24.;	‘ 6. Individual assessments shall be carried out with the close involvement of the victim and shall take into account their wishes including where they do not wish to benefit from special measures as provided for in Articles 8, 9 ,9a, 23 and 24.;	‘ 6. Individual assessments shall be carried out with the close involvement of the victim and shall take into account their wishes including where they do not wish to benefit from special measures as provided for in Articles 8, 9 ,9a, 23 and 24.;	G

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
		’	’	’	’	
G	127	(h) paragraph 7 is replaced by the following	(h) paragraph 7 is replaced by the following	(h) paragraph 7 is replaced by the following	(h) paragraph 7 is replaced by the following	G
Y	128	‘ 7. Competent authorities shall update the individual assessment at regular intervals to ensure the support and protection measures relate to the victim’s changing situation. If the elements that form the basis of the individual assessment have changed significantly, Member	‘ 7. Competent authorities shall update the individual assessment at regular intervals ***and, where relevant, take new or update ongoing measures,*** to ensure the ~~*support and*~~ protection measures relate to the victim’s changing situation. If the elements that form the basis of the	‘ 7. ~~Competent authorities~~ **Member States** shall ~~update~~**ensure that** the individual assessment ~~at regular intervals~~ **is reviewed according to the individual needs of the victim** to ensure the support and protection measures relate to the victim’s changing **individual needs**	‘ 7. ~~*Competent authorities*~~ ***Member States*** shall ~~*update*~~***ensure that*** the individual assessment ***[***at regular intervals***/ periodically] is reviewed according to the individual needs of the victim and, where relevant, new measures are taken or ongoing measures are updated according***	Y

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	States shall ensure that it is updated throughout the criminal proceedings.; ,	individual assessment have changed significantly, ***such as in the case of release of the offender from custody,*** Member States shall ensure that it is updated throughout the criminal proceedings.~~;~~	~~situation~~. If the elements that form the basis of the individual assessment have changed significantly, Member States shall ensure that it is updated throughout the criminal proceedings.**'**;	***to the individual needs of the victim to ensure the support and protection measures relate to the victim's changing situation . If the elements that form the basis of the individual assessment have changed significantly, Member States shall ensure that it is updated throughout the criminal proceedings.';*** ***Pcy proposal from non-paper of 7/04/2025:*** ***7. Member States shall ensure that the individual assessment is reviewed and, where relevant,***

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				new measures are taken or ongoing measures are updated according to the individual needs of the victim to ensure the support and protection measures relate to the victim's changing situation. If the elements that form the basis of the individual assessment have changed significantly. Member States shall ensure that it is updated throughout the criminal proceedings.'; The issues of release of the offender from custody and of

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				regularity of the update would be included in the recitals.
	128a		***(10a) The following Article is inserted:***	
	128b		***Article 22a***	
	128c		***Individual assessment of victims to identify specific support needs***	
	128d		***1. Member States shall ensure that victims receive a timely and individual assessment to identify specific support needs throughout the proceedings,***	

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		taking into account the individual assessment referred to in Article 22, and to determine whether and to what extent they would benefit from special measures provided for under Article 9(1), point (c), due to their particular vulnerability to secondary and repeat victimisation, to intimidation and to retaliation.		
Y	128e	***2. The individual assessment referred to in paragraph 1 shall be undertaken in collaboration with all relevant competent authorities depending on the stage of the proceedings and relevant support services.***		Y

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	128f		***3. Where the individual assessment referred to in paragraph 1 has identified specific support needs or if the victim requests support, Member States shall ensure that the competent authorities respond to these needs in a timely and coordinated manner. This shall include referrals to general or specialist victim support services for an in-depth assessment of support needs, in line with protocols established pursuant to Article 26a.***		
	128g		***4. Competent authorities shall update the individual***		

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		assessment referred to in paragraph 1 at regular intervals to ensure the support measures correspond to the victim's changing situation. If the elements that form the basis of the individual assessment have changed significantly, Member States shall ensure that it is updated throughout the proceedings.		
Y	128h	***5. Article 22(2) to (5) shall apply mutatis mutandis to the individual assessment referred to in paragraph 1 of this Article.***		Y

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	128i		***(10aa) In Article 23, paragraph 1 is replaced by the following:***	**(10) In Article 23, paragraph 1 is replaced by the following:**	***(10aa) In Article 23, paragraph 1 is replaced by the following:***	G
Y	128j		***1. Without prejudice to the rights of the defence and in accordance with rules of judicial discretion, Member States shall ensure that victims with specific protection needs who benefit from special measures identified as a result of an individual assessment provided for in Article 22(1), may benefit from the measures provided for in paragraphs 2 and 3 of this Article. In exceptional circumstances, a special measure envisaged following the***	**'1. Without prejudice to the rights of the defence and in accordance with rules of judicial discretion, Member States shall ensure that victims with specific protection needs who benefit from special measures identified as a result of an individual assessment provided for in Article 22(1), may benefit from the measures provided for in paragraphs 2, 3 and 4 of this Article. A special measure envisaged following the individual assessment shall not**	***7j. Presidency proposal:*** ***Without prejudice to the rights of the defence and in accordance with rules of judicial discretion, Member States shall ensure that victims with specific protection needs who benefit from special measures identified as a result of an individual assessment provided for in Article 22(1), may benefit from the measures provided for in paragraphs 2, 3***	Y

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		individual assessment may not be made available if operational or practical constraints make this impossible, or where there is an urgent need to interview the victim and failure to do so could harm the victim or another person or could prejudice the course of the proceedings." ,	**be made available if operational or practical constraints make this impossible, or where there is an urgent need to interview the victim and failure to do so could harm the victim or another person or could prejudice the course of the proceedings.'** ,	***and 4 of this Article. By way of exemption, a special measure envisaged following the individual assessment may not be made available if operational or practical constraints make this impossible, or where there is an urgent need to interview the victim and failure to do so could harm the victim or another person or could prejudice the course of the proceedings.'*** ,

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 128k		***(10a) The following Article is inserted:*** ***'Article 22a*** ***Individual assessment of victims to identify specific support needs*** ***1. Member States shall ensure that victims receive a timely and individual assessment to identify specific support needs throughout the proceedings, taking into account the individual assessment referred to in Article 22, and to determine whether and to what extent they would benefit from special measures provided***		*deleted* G

PUBLIC

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		for under Article 9(1), point (c), due to their particular vulnerability to secondary and repeat victimisation, to intimidation and to retaliation. ***2. The individual assessment referred to in paragraph 1 shall be undertaken in collaboration with all relevant competent authorities depending on the stage of the proceedings and relevant support services;*** ***3. Where the individual assessment referred to in paragraph 1 has identified specific support needs or if the victim requests support, Member***		

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		States shall ensure that the competent authorities respond to these needs in a timely and coordinated manner. This shall include referrals to general or specialist victim support services for an in-depth assessment of support needs, in line with protocols established pursuant to Article 26a. ***4. Competent authorities shall update the individual assessment referred to in paragraph 1 at regular intervals to ensure the support measures correspond to the victim's changing situation. If the elements that form the basis of***		

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		the individual assessment have changed significantly, Member States shall ensure that it is updated throughout the proceedings. ***5. Article 22(2) to (5) shall apply mutatis mutandis to the individual assessment referred to in paragraph 1 of this Article.'***		
G	*128l*	***(10b) in Article 23, paragraph 1 is replaced by the following:*** ***"1. Without prejudice to the rights of the defence and in accordance with rules of judicial discretion, Member States shall ensure that victims with specific***		*deleted* G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		protection needs who benefit from special measures identified as a result of an individual assessment provided for in Article 22(1), may benefit from the measures provided for in paragraphs 2 and 3 of this Article. In exceptional circumstances, a special measure envisaged following the individual assessment may not be made available if operational or practical constraints make this impossible, or where there is an urgent need to interview the victim and failure to do so could harm the victim or another		

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
			person or could prejudice the course of the proceedings."			
G	*129*	*(11)* in Article 23, paragraph 2, point (d) is replaced by the following:	(11) in Article 23, paragraph 2, point (d) is replaced by the following:	(11) in Article 23, paragraph 2, point (d) is replaced by the following:	(11) in Article 23, paragraph 2, point (d) is replaced by the following:	G
Y	129a					Y
Y	130	‘ (d) all interviews with victims of sexual violence, gender-based violence including victims of violence against women and domestic violence covered by Directive (EU) …/… of the European Parliament and of the	‘ (d) all interviews with victims of sexual violence, gender-based violence including victims of violence against women and domestic violence covered by Directive (EU) …/… of the European Parliament and of the	‘ (d) all interviews with victims of sexual violence, gender-based violence including victims of violence against women and domestic violence covered by Directive (EU) …/… of the European Parliament and of the	‘ (d) all interviews with victims of sexual violence, gender-based violence including victims of violence against women and domestic violence covered by Directive (EU) …/… of the European Parliament and of the	Y

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Council[1] [on combating violence against women and domestic violence], unless conducted by a prosecutor or a judge, being conducted by a person of the same sex as the victim, if the victims so wishes, provided that the course of the criminal proceedings will not be prejudiced.; , _____ 1. Directive (EU) …/… of the European Parliament and of the Council on combating violence against women and domestic violence (OJ …).'	Council~~1~~[65] [on combating violence against women and domestic violence], unless conducted by a prosecutor or a judge, being conducted by a person of the same ~~sex~~***gender*** as the victim, if the victims so wishes, provided that the course of the criminal proceedings will not be prejudiced~~.~~; _____ ***[65] Directive (EU) …/… of the European Parliament and of the Council on combating violence against women and domestic violence (OJ …).'***	Council[1] [on combating violence against women and domestic violence], unless conducted by a prosecutor or a judge, being conducted by a person of the same sex as the victim, if the victims so wishes, provided that the course of the criminal proceedings will not be prejudiced.; , _____ 1. Directive (EU) …/… of the European Parliament and of the Council on combating violence against women and domestic violence (OJ …).'	Council~~1~~[1] [on combating violence against women and domestic violence], unless conducted by a prosecutor or a judge, being conducted by a person of the same sex ***(EP: gender)*** as the victim, if the victims so wishes, provided that the course of the criminal proceedings will not be prejudiced.~~;~~ _____ ~~1. Directive (EU) …/… of the European Parliament and of the Council on combating violence against women and domestic violence (OJ …).'~~

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
		——————— ~~1. Directive (EU) .../... of the European Parliament and of the Council on combating violence against women and domestic violence (OJ ...).'~~			
Y	130a	***(11a) in Article 23, paragraph 3 (c) is replaced by the following:***		***(11a) in Article 23, paragraph 3 (c) is replaced by the following:*** Text Origin: EP Mandate	Y
G	130b	***(c) measures to avoid unnecessary questioning concerning the victim's private life, including the person's sexual orientation, gender identity or***		***(c) measures to avoid unnecessary questioning concerning the victim's private life, including the person's sexual orientation, gender, including gender identity or past sexual***	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		past sexual conducts, not related to the criminal offence; and ,		***conducts, not related to the criminal offence; and*** ,
	131	(12) in Article 23, the following paragraph is added:	(12) in Article 23, the following paragraph is added:	(12) in Article 23, the following ~~*paragraph is*~~***paragraphs are*** added:
	131a			
	132	‘ 4. The following measures to ensure victims’ physical protection shall be available for victims with specific protection needs identified	‘ 4. The following measures to ensure victims’ physical protection shall be available for victims with specific protection needs identified	‘ 4. ~~The following~~ Measures to ensure victims’ physical protection shall be available for victims with specific protection

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	in accordance with Article 22(1) during criminal proceedings:	in accordance with Article 22(1) during criminal proceedings:	needs identified in accordance with Article 22(1) during criminal proceedings**. Those measures may include**:	
Y	133 (a) continuous or temporary presence of law enforcement authorities;	(a) continuous or temporary presence of law enforcement authorities;	(a) continuous or temporary presence of law enforcement authorities **or other bodies providing physical protection in accordance with national law**;	Y
Y	134 (b) barring, restraining or protection orders to provide protection for victims against any acts of violence, including by prohibiting or restraining certain	(b) barring, restraining or protection orders to provide protection for victims against any acts of violence, including by prohibiting or restraining certain	(b) barring, restraining or protection orders to provide protection for victims against any acts of violence, ~~including by prohibiting or restraining certain dangerous behaviour of the~~	Y

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	dangerous behaviour of the offender.; ,	dangerous behaviour of the offender.;	~~offender~~**in accordance with national law** .'; ,	
	134a		***(ba) access to shelters and other appropriate interim accommodations free of charge or paid for by a dedicated financial allowance for victims.***		
	134b		***4a Member States shall ensure that competent authorities inform victims of the possibility to apply for barring, restraining or protection orders as well as the possibility to seek cross-border***	‘ ***4a Member States shall ensure that, where relevant for the safety of the victim, the competent authorities inform***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		recognition of protection orders pursuant to Directive 2011/99/EU or Regulation (EU) No 606/2013.		***victims of the possibility to apply for barring, restraining or protection orders as well as the possibility to seek cross-border recognition of protection orders pursuant to Directive 2011/99/EU or Regulation (EU) No 606/2013.*** Text Origin: EP Mandate
˅	134c	***(12a) in Article 24 paragraph (1), the following point is added:***		***(12a) in Article 24 paragraph (1), the following point is added:*** Text Origin: EP Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Y	134d		***(ca) the child's right to be heard and the best interests of the child are ensured during the criminal investigations and proceedings, in accordance with Article 10';*** ,		***(ca) the child's right to be heard and the best interests of the child are ensured during the criminal investigations and proceedings, in accordance with Article 10';*** , Text Origin: EP Mandate	Y
G	135	(13) in Article 24, the following paragraph is added:	(13) in Article 24, the following paragraph is added:	(13) in Article 24, the following paragraph is added:	(13) in Article 24, the following paragraph is added:	G
Y	136	'	'	'	' 3. ***PCY proposal:***	Y

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	3. Where the offence involves the holder of parental responsibility, or there could be any other conflict of interest between the child victims and the holder of parental responsibility, Member States shall take into account the best interest of the child and ensure that any act requiring consent is not conditional upon the consent of the holder of parental responsibility.; ,	3. Where the offence involves the holder of parental responsibility, or there could be any other conflict of interest between the child victims and the holder of parental responsibility, Member States shall take into account the best interest of the child and ensure that any act requiring consent is not conditional upon the consent of the holder of parental responsibility.;	3. Where the offence involves the holder of parental ~~responsibility, or there could be any other~~**responsibilityin a way that includes a** conflict of interest between the child victims and the holder of parental responsibility, Member States shall take into account the best interest of the child and ensure that**, as determined by national law,** any act requiring consent is not conditional upon the consent of the holder of parental responsibility.**'**; ,	***3.*** Where the offence involves the holder of parental responsibility~~,~~ ~~*or there could be any other*~~ ***in a way that includes a*** conflict of interest between the child victims and the holder of parental responsibility, Member States shall take into account the best interest of the child and ensure that***,*** any act requiring consent is not conditional upon the consent of the holder of parental responsibility~~,~~~~;~~***, as determined by national law***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	136a		***(13a) Article 25 is amended as follows:***	***(13a) Article 25 is amended as follows:*** To be greened in trilogue Text Origin: EP Mandate
	136b		***(a) paragraph 1 is replaced by the following:***	***(a) paragraph 1 is replaced by the following:*** To be greened in trilogue

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
	136c		***1. Member States shall ensure that officials of public authorities, bodies and institutions likely to come into contact with victims, such as police officers and court staff, receive both general and specialist training to a level appropriate to their contact with victims to increase their awareness of the needs of victims, to avoid secondary victimisation and to enable them to recognise victims, communicate, and deal***	***1. Member States shall ensure that officials likely to come into contact with victims, such as police officers and court staff, receive both general and specialist training to a level appropriate to their contact with victims to increase their awareness of the needs of victims, to avoid secondary victimisation and to enable them to deal with them in an impartial, respectful, non-discriminatory, and professional manner and where***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		with them in an impartial, respectful, non-discriminatory, and professional manner and where relevant, also in a trauma-sensitive, gender-sensitive and child-sensitive manner.		***relevant, also in a trauma-sensitive, gender-sensitive, disability - sensitive and child-sensitive manner. Specialised training shall be provided in relation to victims of cybercrime.*** To be greened in trilogue
	136d	***(b) the following paragraph is inserted:***		*deleted* *To be greened in trilogue*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
	136e	***1a. In order to ensure comprehensive support and protection to victims, Member States shall develop practical guidelines to help translate the obligations for assessing victims' protection and support needs into practical steps for competent authorities, such as law enforcement authorities.***		*deleted* *Might be moved in recitals, should protocols in Article 26a keep their binding nature* *To be greened in trilogue*
	136f	***(c) paragraph 2 is replaced by the following:***		***(c) paragraph 2 is replaced by the following:***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				To be greened in trilogue Text Origin: EP Mandate
Y	136g		***2. Without prejudice to judicial independence and differences in the organisation of the judiciary across the Union, Member States shall take the measures necessary to ensure that both general and specialist training is provided for judges and prosecutors involved in criminal proceedings and investigations with respect to the***	***2. Without prejudice to judicial independence and differences in the organisation of the judiciary across the Union, Member States shall take the necessary measures to ensure that both general and specialist training is provided for judges and prosecutors involved in criminal proceedings and investigations with respect to the***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		objectives of this Directive and appropriate to the functions of the involved staff and authorities to increase their awareness of the needs of victims and to treat victims in a trauma-sensitive, gender-sensitive and child-sensitive manner, avoiding secondary victimisation.		***objectives of this Directive and appropriate to the functions of those judges and prosecutors. Such training shall be human – rights based, victim centred and gender, disability and child sensitive.*** Based on the VAW Directive text To be greened in trilogue
	136h	***(d) paragraph 3 is replaced by the following:***		***(d) paragraph 3 is replaced by the following:***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				To be greened in trilogue Text Origin: EP Mandate
Y	136i		***3. With due respect for the independence of the legal profession, Member States shall ensure that those responsible for the training of lawyers make available both general and specialist training to increase the awareness of lawyers of the needs of victims and to treat victims in a trauma-sensitive, gender-sensitive***	***3. Without prejudice to the independence of the legal profession, Member States shall recommend that those responsible for the training of lawyers make available both general and specialist training to increase the awareness of lawyers of the needs of victims and to treat victims in a trauma-, gender- , disability- and child-sensitive manner.***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		and child-sensitive manner, avoiding secondary victimisation.		To be greened in trilogue
Y	136j	***(e) paragraph 4 is replaced by the following:***		***(e) paragraph 4 is replaced by the following:*** To be greened in trilogue Text Origin: EP Mandate
Y	136k	***4. Through their public services or by funding victim support organisations, Member States shall encourage initiatives***		***4. Through their public services or by funding victim support organisations, Member States shall encourage initiatives***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		enabling those providing victim support and restorative justice services to receive adequate training to a level appropriate to their contact with victims and observe professional standards to ensure such services are provided in an impartial, respectful, non-discriminatory, child sensitive and professional manner.		***enabling those providing victim support and restorative justice services to receive adequate training to a level appropriate to their contact with victims and observe professional standards to ensure such services are provided in an impartial, respectful, non-discriminatory, child sensitive and professional manner.*** To be greened in trilogue
	136l	***(f) paragraph 5 is replaced by the following:***		***(f) paragraph 5 is replaced by the following:***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				To be greened in trilogue Text Origin: EP Mandate
136m		***5. In accordance with the duties involved, and the nature and level of contact the practitioner has with victims, training shall cover general and specialist training, and shall aim to enable the practitioner to recognise victims, to understand the needs of victims as well as national law and procedures in relation to victims' rights, to avoid secondary victimisation, and to treat them in a respectful,***		***5. In accordance with the duties involved, and the nature and level of contact the practitioner, including relevant health professionals, has with victims, training shall aim to enable the practitioner to recognise victims and to treat them in a respectful, professional and non-discriminatory manner.***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		professional and non-discriminatory manner.		To be greened in trilogue
Y	136n	***(g) the following paragraphs are added:***		***(g) the following paragraphs are added:*** To be greened in trilogue Text Origin: EP Mandate
Y	136o	***5a. Training referred to in paragraphs 1, 2, and 3 shall include specific guidance on co-ordinated multi-agency cooperation, in accordance with Article 26a, allowing for a***		***5a. Training referred to [in this Article] shall take into account the protocols or guidelines referred to in Article 26a (1).***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		comprehensive, efficient and appropriate handling of referrals among the different competent authorities.		PCY to check with Member States To be greened in trilogue
136p		***5b. Member States shall encourage the development of interdisciplinary training among the staff of the different authorities who are likely to come in contact with victims, where relevant with the cooperation of non-governmental organisations,***		*deleted* *To be potentially moved in a recital*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		to enhance cooperation and coordination among authorities.		*To be greened in trilogue*
˅	*136q*	***5c. The Member States shall promote training for the staff of competent authorities, who are in contact with victims, to enable them to respond to the specific needs of victims of cybercrime, including online forms of violence against women or child sexual abuse.***		*deleted* *Reference to cybercrime moved up in para 1* *To be greened in trilogue*
˅	*136r*	***5d. Training activities referred to in paragraphs 1 to 5 and 8 shall be carried out***		***5d. Training activities referred to [in this Article] shall be carried out regularly. Member***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		regularly. Member States shall take measures to support bodies and organisations responsible for carrying out such training activities to develop, deliver and ensure the receipt of such training activities as well as its quality and availability throughout the territory of the Member States.		***States shall take measures to support bodies and organisations responsible for carrying out such training activities to develop, deliver and ensure the receipt of such training activities as well as its quality and availability throughout the territory of the Member States.*** PCY to check with Member States To be greened in trilogue

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Y	136s	***(13b) the following article is inserted:***		***(13b) the following article is inserted:*** Text Origin: EP Mandate
Y	136t	***Article 25a***		***Article 25a*** Text Origin: EP Mandate
Y	136u	***Awareness raising and communication of victims´ rights***		***Awareness raising and communication of victims´ rights*** To be greened in trilogue

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
v	136v		***1. Member States shall ensure that regular awareness-raising campaigns are carried out at national level in order to ensure that victims are aware of their rights under this Directive. These campaigns shall be conducted through a variety of channels and ensure the delivery of information to victims in a consistent manner across the territories of Member States.***	***1. Member States shall take appropriate action, including through the information and communication technologies, aimed at raising awareness of the rights set out in this Directive, reducing the risk of victimisation, and minimising the negative impact of crime and the risks of secondary and repeat victimisation, of intimidation and of retaliation, in particular by targeting groups at risk such as children, victims of gender-based violence and violence in close relationships. Such action may***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				include information and awareness raising campaigns and research and education programmes, where appropriate in cooperation with relevant civil society organisations and other stakeholders, as well as measures to increase the awareness of victims on where to obtain help and exercise their rights, including by public registers of accredited support organisations. COM suggestion based on Art.26(2) of the VRD in force +

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				addition from the EP mandate (last part). Following addition of this paragraph, Article 26(2) in the current directive to be deleted. In recitals: make a link to helplines, signposting mechanisms To be greened in trilogue

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
136w		***2. Member States shall establish a dedicated website to provide information to the public on reporting a crime, victims' rights, available general and specialist victim support services, functioning of the justice system as well as relevant procedures and application processes. The website shall be written in plain language and be easily accessible, including for persons with disabilities. Member States shall ensure that the content of information communicated to victims is developed in collaboration with civil society organisations and that the***		***2. Member States shall provide information to the public on reporting a crime, victims' rights, available general and specialist victim support services, functioning of the justice system as well as relevant procedures and application processes. This information should be easily accessible, user friendly, provided in a plain language and readily available, such as on a website. Member States shall ensure that the content of information communicated to the public is developed, where relevant, in collaboration with civil society organisations and that the***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		content is consistent and regularly updated to ensure accuracy.		***content is consistent and regularly updated to ensure accuracy.*** , PCY to check with Member States. Commission: to be checked in order to ensure consistency with Article 3a (issue of static content)

PUBLIC

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				To be greened in trilogue Text Origin: EP Mandate
	136x	***3. Member States shall ensure enhanced measures addressing the needs of victims who face higher barriers to communication, including but not limited to victims who are residents of a Member State other than where the crime was committed, victims with disabilities and child victims.***		*deleted* *To be added in recitals* *To be greened in trilogue*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Y	*136y*		***4. Member States shall ensure that measures are put in place to increase the awareness of victims on where to obtain help and exercise their rights, including by signposting mechanisms promoting easy and rapid identification of places where victims may get help or public registers of accredited support organisations."*** ,		*deleted* *Covered by para 1.* *To be greened in trilogue*	Y
G	*137*	*(14)* the following articles are inserted in Chapter 5:	(14) the following articles are inserted in Chapter 5:	(14) the following articles are inserted in Chapter 5:	(14) the following articles are inserted in Chapter 5:	G

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	138	‘ Article 26a	‘ Article 26a	‘ Article 26a	‘ Article 26a	G
Y	139	Protocols through national coordination and cooperation	Protocols ~~through~~***for*** national coordination and cooperation	Protocols **or guidelines** through ~~national~~ coordination and cooperation **in the Member States**	Protocols ~~through national~~***or guidelines for*** coordination and cooperation ***in the Member States*** Whole Article 26a is part of the package of compromise To be greened in trilogue	Y
Y	140	1. Member States shall establish and implement specific	1. Member States shall establish and implement specific	1. Member States shall establish and implement specific	1. Member States shall establish and implement specific	Y

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	protocols on the organisation of services and actions under this Directive by the competent authorities and other persons coming in contact with victims. The protocols shall be drawn up in coordination and cooperation between law enforcement, prosecution authorities, judges, detention authorities, restorative justice services and victim support services. The specific protocols shall aim as a minimum at ensuring that:	protocols on the ***efficient and consistent*** organisation of services and actions under this Directive by the competent authorities***, victim support services, bodies and institutions dealing with victims of crime*** and other persons coming in contact with victims. The protocols shall be drawn up in coordination and cooperation between law enforcement, prosecution authorities, judges, detention authorities, restorative justice services and victim support services ***and in consultation with civil society organisations and relevant professional organisations***. The specific	**non-binding** protocols **or guidelines** on the organisation of services and actions under this Directive by the competent authorities and other persons coming in contact with victims. The protocols **or guidelines** shall be drawn up in coordination and cooperation between **relevant stakeholders, such as central authorities, in accordance with the internal structure of or division of competences in the Member States,** law enforcement, prosecution authorities, **judicial authorities** ~~judges~~, detention authorities, **in consultation with** restorative justice services and	protocols ***or guidelines, [binding or non-binding in nature, depending on national law],*** on the organisation of services and actions under this Directive ***to be followed*** by the competent authorities and other persons coming in contact with victims. The protocols ***or guidelines*** shall be drawn up in coordination and cooperation between ***relevant stakeholders, such as central authorities, in accordance with the internal structure of or division of competences in the Member States,*** law enforcement, prosecution authorities, ~~*judges*~~***judicial authorities***,

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		protocols shall aim as a minimum at ensuring that:	victim support services **with a view to respond to the victims' individual needs**. **Member States are encouraged to ensure that, as a minimum, through** the specific protocols ~~shall aim as a minimum at ensuring that~~**or guidelines** :	detention authorities~~,~~ ***and*** restorative justice services and victim support services~~. The specific~~***, in consultation with relevant professional organisations or civil society organisations, with a view to respond to the victims' individual needs.*** ***The*** protocols ***or guidelines*** shall ~~aim as a minimum at ensuring that~~***at least provide instructions on how***:

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				PCY to check with the Member States.
141	(a) victims receive information that is adapted to their changing individual needs; whereas such information shall be simple and easy to understand, provided in a timely manner, repeated over time, in multiple formats including orally, in writing and digitally;	(a) victims receive information that is adapted to their changing individual needs; whereas such information shall be simple and easy to understand, provided in a timely manner, repeated over time, in multiple formats including orally, in writing and digitally;	(a) victims receive information that is adapted to their changing individual needs; ~~whereas such information shall be simple and easy to understand, provided in a timely manner, repeated over time, in multiple formats including orally, in writing and digitally;~~	(a) ~~victims receive~~***all the necessary*** information ***is provided to victims in line with this Directive*** that is adapted to their changing individual needs; ~~*whereas such information shall be simple and easy to understand, provided in a timely manner, repeated over time, in multiple formats including orally, in writing and digitally;*~~

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				PCY: add in recital the last part of lit.a from the Commission proposal
142	(b) victims who are in detention including jails, detention centres and holding cells for suspects and accused, as well as specialised detention facilities for applicants of international protection and pre-removal centres or in other institutions, including accommodation centers where applicants and beneficiaries of international protection are located:	(b) victims who are in detention including jails, detention centres and holding cells for suspects and accused~~, as well as~~ ***persons,*** specialised detention facilities ~~*for*~~***where irregular migrants or*** applicants of international protection ~~*and pre-removal centres or in other institutions, including accommodation centers where applicants and beneficiaries of*~~	(b) victims who are in detention ~~including jails, detention centres and holding cells for suspects and accused, as well as specialised detention~~ facilities ~~for applicants of international protection and pre-removal centres~~ or in~~other institutions, including~~ accommodation ~~centers~~**centres** where applicants and beneficiaries of international protection are located~~:~~**, as referred to in article 5, paragraph 3**	(b) ~~*victims who are in detention including jails, detention centres and holding cells for suspects and accused, as well as specialised detention facilities for applicants of international protection and pre-removal centres or in other institutions, including accommodation centers where applicants and beneficiaries of international protection are located:*~~***the reporting of criminal**

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		~~*international protection*~~ are located~~*:*~~**.**		***offences as set out to in Article 5a of this Directive is carried out;***
142a		***(ba) victims in accommodation facilities where they are not permitted to leave at will, such as reception or accommodation facilities, where irregular illegal migrants or applicants and beneficiaries of international protection are located, as well as specialised accommodation for person with disabilities, children and elderly people, including mental health and social care institutions, orphanages and retirement homes, and any other form of public or private***		*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		custodial setting under control of any judicial, administrative or other public authority, or any private institution from which the victim is not permitted to leave at will.		
	143	*(i)* receive the information about their rights;	(i) receive the information about their rights;	~~(i)~~ ~~receive the information about their rights;~~	(i) to be deleted if chapeau and lit.b stay as proposed above.
	144	(ii) can rely on facilitated crime reporting;	(ii) can rely on facilitated crime reporting;	~~(ii)~~ can rely on facilitated crime reporting;	(ii) to be deleted if chapeau and lit.b stay as proposed above.

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145	(iii) have access to support and protection in accordance with their individual needs;	(iii) have access to support and protection in accordance with their individual needs;	~~(iii) have access to support and protection in accordance with their individual needs;~~	(iii) to be deleted if chapeau and lit.b stay as proposed above.
146	(c) individual assessment of victims' needs for support and protection as referred to in Article 22, and provision of support services for victims with specific needs, take into account the victims' individual needs at different stages of the criminal procedure.	(c) individual assessment of victims' needs for support and protection as referred to in Article 22, and provision of support services for victims with specific needs, take into account the victims' individual needs at different stages of the criminal procedure***, including through the effective coordination and cooperation among competent authorities and general and***	(c) individual assessment of victims' needs for support and protection as referred to in Article 22, and provision of support services for victims with specific needs, take into account the victims' individual needs at different stages of the criminal procedure.	(c) ***the*** individual assessment of victims' needs for support and protection as referred to in Article 22, and provision of support services for victims with specific needs, ~~take~~***taking*** into account the victims' individual needs at different stages of the criminal procedure***, is carried out***.

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		specialist victim support services during this process, including through clear referral protocols.		
	146a	***(ca) competent authorities who are likely to come into contact with victims are trained in a targeted and regular manner to ensure victims are identified and receive appropriate support and protection in accordance with Article 25.***		Covered by Article 25
	146b		**(d) the protection and specialist support services necessary to adequately address the multiple needs of victims**	***(d) the cooperation between general and specialist support services is carried out, including targeted and integrated support***

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			with specific needs as referred to in Article 9(4) are provided.	***services for child victims as referred to in Article 9a.*** EP wants to add a reference to a recommendation of Barnahus Referrals to be mentioned in a recital.
G	147	2. Member States shall ensure that the protocols referred to in paragraph 1 are reviewed at regular intervals to ensure their effectiveness, and at least once every two years.	2. Member States shall ensure that the protocols referred to in paragraph 1 are reviewed at regular intervals to ensure their effectiveness, and at least once every two years.	2. Member States shall ensure that the protocols **or guidelines** referred to in paragraph 1 are reviewed ~~at regular intervals~~**where necessary** to ensure their effectiveness, ~~and at least once every two years.~~**such as**	2. Member States shall ensure that the protocols ***or guidelines*** referred to in paragraph 1 are reviewed ~~*at regular intervals*~~***where necessary*** to ensure their effectiveness, ~~*and at least once every two years*~~***such as***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			in case of significant changes of national law	***in case of significant changes of national law***.
148	3. Member States shall take the necessary legislative measures to allow for collection and sharing of information, including information containing personal data of victims between the competent authorities and victim support services to ensure access to information and appropriate support and protection of individual victims.	3. Member States shall take the necessary legislative measures to allow for collection and sharing of information ***in accordance with Regulation (EU) 2016/679***, including information containing personal data of victims between the competent authorities and victim support services to ensure access to information and appropriate support and protection of individual victims.	~~3. Member States shall take the necessary legislative measures to allow for collection and sharing of information, including information containing personal data of victims between the competent authorities and victim support services to ensure access to information and appropriate support and protection of individual victims.~~	3. Member States shall ~~*take the necessary legislative measures to allow for*~~***ensure the*** collection and sharing of information, including information containing personal data of victims between the competent authorities and victim support services to ensure access to information and appropriate support and protection of individual victims.

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Para 3 is an EP proposal to be checked with the Member States by PCY. PCY proposal for a Recital - EP to come back on this recital: Protocols or guidelines are essential to ensure that for example victims receive information about their rights and about their case and that victims are adequately

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				assessed to enable them to receive the support and protection that corresponds to each victims' individual needs that change in time. Protocols or guidelines of an advisory non-binding nature should be established in a way that corresponds best to national legal orders and the organisation of justice in the Member States. At the same time, they should remain non-binding for national authorities, allowing sufficient flexibility to adapt their

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				implementation. These protocols or guidelines should cover the actions on provision of information to victims, facilitating crime reporting for the most vulnerable victims, including those in detention and the individual assessment of victims' needs. When it comes to the provision of information to victims, the protocols or guidelines should can ensure that such information is simple and easy to understand, provided in a timely manner, repeated over

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				time, in multiple formats including orally, in writing and digitally. With regards to reporting of crimes, including for victims deprived of liberty or whose liberty is restricted in detention, the protocols or guidelines can should specify victims' access to information about their rights, methods of crime reporting and access to support and protection in accordance with their needs. The protocols or guidelines should provide for general instructions on how to deal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				with services and actions under this Directive in a comprehensive manner without however dealing with individual cases. In this context, it is important that Member States take, where appropriate, the necessary measures to allow for collection and sharing of information, including information containing personal data of victims between the competent authorities and victim support services to ensure access to information and appropriate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				support and protection of individual victims. The setting up of the protocols or guidelines should be without prejudice to can build upon the already existing methods of cooperation and coordination among the competent authorities and other persons coming in contact with victims in the Member States.
G	149	Article 26b	Article 26b	Article 26b

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	150	Use of electronic means of communication	Use of ~~electronic means~~ ~~of~~**information and** communication **technologies**	Use of ~~*electronic means of*~~ ***information and*** communication ***technologies***
Y	151	1. Member States shall ensure that victims of crime may exercise their rights provided for in Article 3a, Article 4(1), Article 5(1), Article 5a, Article 6(1), (2), (4), (5) and (6) and Article 10b using electronic means of communication.	1. Member States shall ensure that victims of crime may exercise their rights provided for in Article 3a, Article 4(1), Article 5(1) ***and (3)***, Article 5a, Article 6(1), (2), (4), (5) and (6) and Article 10b using electronic means of communication.	1. Member States shall ensure that victims of crime may exercise their rights provided for in Article 3a, Article 4(1), Article 5(1), Article 5a **(1) and (4)**, Article 6(1), (2), (4), (5) and (6) ~~and~~**as well as** Article 10b **in relation to informing victims about decisions taken in court proceedings, by** using ~~electronic means of~~**, where available information and** communication **technologies**.	- issue of 'where available' - strong point for the Council; - Commission reminding the recent amendments brought to the eIDAS regulation - see digital identity wallets - their use becomes mandatory - link with the digital identity wallets to be further checked - pending input from DG CONNECT

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
152	2. Victims of crime shall not be prevented from accessing or otherwise using national systems offering the electronic means of communication referred to in paragraph 1 on the basis that they are residents of another Member State.	2. Victims of crime shall not be prevented from accessing or otherwise using national systems offering the electronic means of communication referred to in paragraph 1 on the basis that they are residents of another Member State.	2. Victims of crime shall not be prevented from accessing or otherwise using**, where available, the services provided by** national systems offering the ~~electronic means of~~**information and** communication **technologies** referred to in paragraph 1 on the basis that they are residents of another Member State.	2. Victims of crime shall not be prevented from accessing or otherwise using ***[where available] the services provided by*** national systems offering the ~~*electronic means of*~~***information and*** communication ***technologies*** referred to in paragraph 1 on the basis that they are residents of another Member State. EP insisting on not including 'where available'.

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				PCY to check again with Member States deletion of 'where available'. Text Origin: Council Mandate
153	3. Where national systems offering electronic means of communication require the use of electronic identification, signatures and seals, Member States shall allow the use of notified electronic identification schemes, qualified electronic signatures, and qualified electronic seals of any other Member States	3. Where national systems offering electronic means of communication require the use of electronic identification, signatures and seals, Member States shall allow the use of notified electronic identification schemes, qualified electronic signatures, and qualified electronic seals of any other Member States	3. Where national systems offering ~~electronic means~~ ~~of~~**information and** communication **technologies** require the use of electronic identification, signatures and seals, Member States shall allow the use of notified electronic identification schemes, qualified electronic signatures, and qualified electronic	3. Where national systems offering ~~*electronic means of*~~***information and*** communication ***technologies*** require the use of electronic identification, signatures and seals, Member States shall allow the use of notified electronic identification schemes, qualified electronic signatures, and qualified electronic

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	as provided for in Regulation (EU) No 910/2014 of the European Parliament and of the Council[1]. _____ 1. Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73).	as provided for in Regulation (EU) No 910/2014 of the European Parliament and of the Council[1]. _____ 1. Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73).	seals of any other Member States as provided for in Regulation (EU) No 910/2014 of the European Parliament and of the Council[1]. _____ 1. **[1]** Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73).	seals of any other Member States as provided for in Regulation (EU) No 910/2014 of the European Parliament and of the Council[1]. _____ 1. *[1]* Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73). To be greened in trilogue Text Origin: Council Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
154	Article 26c	Article 26c	Article 26c	Article 26c
155	Rights of victims with disabilities	Rights of victims with disabilities	Rights of victims with disabilities	Rights of victims with disabilities
156	1. Member States shall ensure that victims with disabilities benefit on equal basis with others from electronic means of communication as referred to in Article 26b of this Directive by complying with the accessibility requirements set out in Annex I to Directive (EU) 2019/882 of the European Parliament and of the Council[1]. _____	1. Member States shall ensure that victims with disabilities benefit on equal basis with others from electronic means of communication as referred to in Article 26b of this Directive by complying with the accessibility requirements set out in Annex I to Directive (EU) 2019/882 of the European Parliament and of the Council[1]. _____	1. Member States shall ensure that victims with disabilities benefit on equal basis with others from ~~electronic means of~~**information and** communication **technologies** as referred to in Article 26b of this Directive by complying with the accessibility requirements set out in Annex I to Directive (EU) 2019/882 of the European Parliament and of the Council[1]. _____	1. Member States shall ensure that victims with disabilities benefit on equal basis with others from ~~electronic means of~~***information and*** communication ***technologies*** as referred to in Article 26b of this Directive by complying with the accessibility requirements set out in Annex I to Directive (EU) 2019/882 of the European Parliament and of the Council[1]. _____

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	1. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).	1. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).	1. **[1]** Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).	1. ***[1]*** Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).
G	157	2. Member States shall ensure that victims with disabilities can access on equal basis with others, any procedure as well as the support services and protection measures covered by this Directive in line with the accessibility requirements set out in Annex I to Directive (EU) 2019/882.	2. Member States shall ensure that victims with disabilities can access on equal basis with others, any procedure as well as the support services and protection measures covered by this Directive in line with the accessibility requirements set out in Annex I to Directive (EU) 2019/882.	2. Member States shall ensure that victims with disabilities can access on equal basis with others, any procedure as well as the support services and protection measures covered by this Directive in line with the accessibility requirements set out in Annex I to Directive (EU) 2019/882.

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Y	158	Member States shall ensure that reasonable accommodation is provided for victims with disabilities upon request.	Member States shall ensure that reasonable accommodation ~~is~~***and procedural accommodations are*** provided for victims with disabilities upon request.	Member States shall ensure that reasonable accommodation is provided for victims with disabilities upon request.	Member States shall ensure that reasonable accommodation ~~is~~***and procedural accommodations are*** provided for victims with disabilities upon request. , To be greened in trilogue Text Origin: EP Mandate	Y
R	159	Article 26d	Article 26d	~~Article 26d~~		R

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Article 26d is Part of the final package of compromise. PCY to come back
R 160	Remedies	Remedies	~~Remedies~~	R
R 161	Member States shall ensure that victims have an effective remedy under national law in the event of a breach of their rights under this Directive.; ,	Member States shall ensure that victims have an effective remedy under national law in the event of a breach of their rights under this Directive.; ,	~~Member States shall ensure that victims have an effective remedy under national law in the event of a breach of their rights under this Directive.;~~ ,	R

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	162	(15) the following Article 27a is inserted:	~~(15) the following Article 27a is inserted:~~	*deleted*
G	*163*	‘ Article 27a	‘ ~~Article 27a~~	*deleted*
G	*164*	Specific obligations in relation to victims of violence against women and domestic violence	~~Specific obligations in relation to victims of violence against women and domestic violence~~	*deleted*
G	*165*	When Member States adopt the measures to comply with this	~~When Member States adopt the measures to comply with this~~	

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	Directive, they shall ensure that it is done without affecting the obligations under Directive (EU) …/… [on combating violence against women and domestic violence], which are applicable in relation to such victims in addition to the obligations set out in this Directive. In particular, Member States shall ensure that	Directive, they shall ensure that it is done without affecting the obligations under Directive (EU) …/… [on combating violence against women and domestic violence], which are applicable in relation to such victims in addition to the obligations set out in this Directive. In particular, Member States shall ensure that	~~Directive, they shall ensure that it is done without affecting the obligations under Directive (EU) …/… [on combating violence against women and domestic violence], which are applicable in relation to such victims in addition to the obligations set out in this Directive. In particular, Member States shall ensure that~~	*deleted*
G	*166*	*(a)* the victims' helpline as referred to in Article 3a of this Directive does not affect the operation of dedicated and specialised helplines for victims of violence against women and domestic violence as required	(a) the victims' helpline as referred to in Article 3a of this Directive does not affect the operation of dedicated and specialised helplines for victims of violence against women and domestic violence as required	~~(a) the victims' helpline as referred to in Article 3a of this Directive does not affect the operation of dedicated and specialised helplines for victims of violence against women and domestic violence as required~~	*deleted*

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	under Article 31 of Directive (EU) …/… [on combating violence against women and domestic violence];	under Article 31 of Directive (EU) …/… [on combating violence against women and domestic violence];	~~under Article 31 of Directive (EU) …/… [on combating violence against women and domestic violence];~~	
G	*167*	*(b)* the obligation to take measures pursuant to Article 5a(2) of this Directive does not affect Member States' obligation to take targeted measures to encourage the reporting of acts of violence against women or domestic violence set out in Article 16(1) of Directive (EU) …/… [on combatting violence against women and domestic violence];	(b) the obligation to take measures pursuant to Article 5a(2) of this Directive does not affect Member States' obligation to take targeted measures to encourage the reporting of acts of violence against women or domestic violence set out in Article 16(1) of Directive (EU) …/… [on combatting violence against women and domestic violence];	~~(b) the obligation to take measures pursuant to Article 5a(2) of this Directive does not affect Member States' obligation to take targeted measures to encourage the reporting of acts of violence against women or domestic violence set out in Article 16(1) of Directive (EU) …/… [on combatting violence against women and domestic violence];~~	*deleted*

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G	*168*	*(c)* the obligation to take measures pursuant to Article 5a(3) of this Directive does not affect Member States' obligation to take specialised measures to ensure the reporting of occurrences of violence against women or domestic violence in reception and detention centres set out in Article 35(4) of Directive (EU)…/… [on combatting violence against women and domestic violence];	(c) the obligation to take measures pursuant to Article 5a(3) of this Directive does not affect Member States' obligation to take specialised measures to ensure the reporting of occurrences of violence against women or domestic violence in reception and detention centres set out in Article 35(4) of Directive (EU)…/… [on combatting violence against women and domestic violence];	~~(c) the obligation to take measures pursuant to Article 5a(3) of this Directive does not affect Member States' obligation to take specialised measures to ensure the reporting of occurrences of violence against women or domestic violence in reception and detention centres set out in Article 35(4) of Directive (EU)…/… [on combatting violence against women and domestic violence];~~	*deleted*
G	*169*	*(d)* the obligation to take measures pursuant to Article 5a(4) of this Directive does not affect Member States' obligation to take targeted measures under Article	(d) the obligation to take measures pursuant to Article 5a(4) of this Directive does not affect Member States' obligation to take targeted measures under Article	~~(d) the obligation to take measures pursuant to Article 5a(4) of this Directive does not affect Member States' obligation to take targeted measures under Article~~	*deleted*

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	16(4) of Directive (EU) …/… [on combatting violence against women and domestic violence];	16(4) of Directive (EU) …/… [on combatting violence against women and domestic violence];	~~16(4) of Directive (EU) …/… [on combatting violence against women and domestic violence];~~	
G	*170*	*(e)* as regards victims of violence against women or domestic violence, the provisions of [Articles 18 and 19 of Directive (EU) …/… [on combating violence against women and domestic violence] shall apply in addition to the rules set out in Article 22 of Directive 2019/29, as amended by this Directive'	(e) as regards victims of violence against women or domestic violence, the provisions of [Articles 18 and 19 of Directive (EU) …/… [on combating violence against women and domestic violence] shall apply in addition to the rules set out in Article 22 of Directive 2019/29, as amended by this Directive'	~~(e) as regards victims of violence against women or domestic violence, the provisions of [Articles 18 and 19 of Directive (EU) …/… [on combating violence against women and domestic violence] shall apply in addition to the rules set out in Article 22 of Directive 2019/29, as amended by this Directive'~~	*deleted*
G	*171*	*(f)* the protocols on individual assessment of victims' needs for support and protection as referred	(f) the protocols on individual assessment of victims' needs for support and protection as referred	~~(f) the protocols on individual assessment of victims' needs for support and protection as referred~~	*deleted*

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	to in Article 26a in conjunction with Article 22 of this Directive do not affect Member States' obligations to issue guidelines and establish dedicated mechanisms for victims of violence against women and domestic violence provided for in Article 23, point (b), and Article 40(2) of Directive (EU) …/… [on combating violence against women and domestic violence].; ,	to in Article 26a in conjunction with Article 22 of this Directive do not affect Member States' obligations to issue guidelines and establish dedicated mechanisms for victims of violence against women and domestic violence provided for in Article 23, point (b), and Article 40(2) of Directive (EU) …/… [on combating violence against women and domestic violence].;	~~to in Article 26a in conjunction with Article 22 of this Directive do not affect Member States' obligations to issue guidelines and establish dedicated mechanisms for victims of violence against women and domestic violence provided for in Article 23, point (b), and Article 40(2) of Directive (EU) …/… [on combating violence against women and domestic violence].;~~ ,	
G	*171a*		***(fa) the use of barring, restraining and protection orders***		G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		to provide protection for victims as referred to in Article 23 of this Directive do not affect Member States' obligations to ensure the physical integrity of victims of violence against women and domestic violence and their dependants provided for in Article 21 of Directive (EU) …/… [on combating violence against women and domestic violence].		*deleted*
G	*171b*	***(fb) the obligation to take measures pursuant to Article 25 of this Directive does not affect Member State's obligation to take targeted measures under Article 37 of Directive (EU) …/… [on***		*deleted* G

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		combating violence against women and domestic violence]'. ,			
G	*172*	*(16)* Article 28 is replaced by the following:	(16) Article 28 is replaced by the following:	(~~16~~**15**) Article 28 is replaced by the following:	(16) Article 28 is replaced by the following:	G
G	173	‘ Article 28	‘ Article 28	‘ Article 28	‘ Article 28	G
G	174	Provision of data and statistics	Provision of data and statistics	Provision of data and statistics	Provision of data and statistics	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Article 28 is part of the final package of compromise
G 175	1. Each Member State shall take the necessary measures to establish a system for the collection, production and dissemination of statistics on victims of crime. The statistics shall include data relevant to the application of national procedures on victims of crime, including at least the number and type of reported crimes and the number, the age, sex of the victims and the type of the offence. They shall also include information on how	1. Each Member State shall take the necessary measures to establish a system for the collection, production and dissemination of statistics on victims of crime. The statistics shall include data relevant to the application of national procedures on victims of crime, including at least the number and type of reported crimes and the number, the age, sex***, gender and disability, if any,*** of the victims~~*and*~~***,*** the type of the offence ***and the nature of***	1. Each Member State shall take the necessary measures to establish a system for the collection, production and dissemination of statistics on victims of crime. The statistics shall include data**, when available at central level,** relevant to the application of national procedures on victims of crime, ~~including at least~~**which may include** the number and type of reported crimes and the number, the age, sex of the victims ~~and the type of~~	1. Each Member State shall take the necessary measures to establish a system for the collection, production and dissemination of statistics on victims of crime. The statistics shall***, as a minimum,*** include ***the following data, available at central level, disaggregated by sex, age group (child/adult) of the victim and, where possible and***~~*data*~~ relevant***, relationship between the victim and the offender and type of offence, on:*** G

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	victims have accessed the rights set out in this Directive.	***the relationship between the victim and the offender***. They shall also include information on how victims have accessed the rights set out in this Directive ***and whether victims have suffered a crime due to a bias or discriminatory motive as set out in Article 22***. ***Such statistics shall allow for developing qualitative analysis, including on remaining barriers when reporting crimes and accessing victims' rights.***	~~the offence~~. They shall also include ~~information on~~**data available at central level showing** how victims have accessed the rights set out in this Directive. **For the purposes of the statistics referred to in this provision, Member States may use data collected on the basis of relevant Union instruments.**	***(a) the number of*** ~~*to the application of national procedures on*~~ victims of crime~~*, including at least*~~***;*** ***(b)*** the number and type of reported crimes ~~*and the number, the age, sex of the victims and the type of the offence*~~. They shall also include ~~*information on*~~***data available at central level showing*** how victims have accessed the rights set out in

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				this Directive. ***For the purposes of the statistics referred to in this provision, Member States may use data collected on the basis of relevant Union instruments.***
G	176	2. Member States shall collect the statistics referred to in this Article on the basis of common disaggregation developed in cooperation with the Commission (Eurostat). They shall transmit this data to the Commission (Eurostat) every three years. The transmitted data shall not contain personal data.	2. Member States shall collect the statistics referred to in this Article on the basis of common disaggregation developed in cooperation with the Commission (Eurostat ***and the Victims Rights' Coordinator***) ***and experts in the field of victims' rights***. They shall transmit this data to the Commission (Eurostat) every three years. ***Member States shall have a synchronised***	2. Member States shall **endeavour to** collect the statistics referred to in this Article on the basis of common disaggregation developed in cooperation with the Commission (Eurostat). They shall transmit this data to the Commission (Eurostat) every three years. The transmitted data shall not contain personal data.	2. Member States shall ***endeavour to*** collect the statistics referred to in this Article on the basis of common disaggregation developed in cooperation with ***and in accordance with the standards developed by*** the Commission (Eurostat) ***in cooperation with national authorities***. They shall transmit this data to the Commission (Eurostat) every three

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		timeline for this reporting to ensure data comparability. The transmitted data shall not contain personal data.		years. The transmitted data shall not contain personal data.
G	177	3. The European Union Agency for Fundamental Rights shall support Member States and the Commission in the collection, production and dissemination of statistics on victims of crime and in reporting on how victims have accessed the rights set out in this Directive.	3. The European Union Agency for Fundamental Rights shall support Member States and the Commission in the collection, production and dissemination ***and qualitative analysis*** of statistics on victims of crime and in reporting on how victims have accessed the rights set out in this Directive.	3. The European Union Agency for Fundamental Rights shall support Member States and the Commission in the collection, production and dissemination of **available** statistics on victims of crime and in reporting ~~on~~**available data showing** how victims have accessed the rights set out in this Directive.	3. The European Union Agency for Fundamental Rights shall support Member States and the Commission in the collection, production and dissemination of ***available*** statistics on victims of crime and in reporting ~~on~~***available data showing*** how victims have accessed the rights set out in this Directive.
G	178	4. The Commission (Eurostat) shall support Member	4. The Commission (Eurostat) shall support Member	4. The Commission (Eurostat) shall support Member	4. The Commission (Eurostat) shall support Member

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	States in the data gathering referred to in paragraph 1, including by establishing common standards on counting units, counting rules, common disaggregation, reporting formats, and on the classification of criminal offences.	States in the data gathering referred to in paragraph 1, including by establishing common standards on counting units, counting rules, common disaggregation, reporting formats, and on the classification of criminal offences.	States in the data gathering referred to in paragraph 1, including by establishing common standards ~~on counting units, counting rules, common disaggregation, reporting formats, and on the classification of criminal offences.~~**.**	States in the data gathering referred to in paragraph 1, including by establishing common standards ~~*on counting units, counting rules, common disaggregation, reporting formats, and on the classification of criminal offences*~~.
G	179	5. The Member States shall make the collected statistics available to the public. The statistics shall not contain personal data.	5. The Member States shall make the collected statistics available to the public ***in an easily accessible manner***. ***In compliance with Regulation (EU) 2016/679*** the statistics shall not contain personal data~~.~~	5. The Member States shall make the collected statistics available to the public. The statistics shall not contain personal data.**';**	5. The Member States shall make the collected statistics available to the public ***in an accessible and user-friendly manner***. The statistics shall not contain personal data. ,	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	180	6. The collection of data under paragraph 1 shall not affect the dedicated data collection under Article 44 of Directive (EU) …/… [on combating violence against women and domestic violence].; ,	6. The collection of data under paragraph 1 shall not affect the dedicated data collection under Article 44 of Directive (EU) …/… [on combating violence against women and domestic violence].; ,	~~6. The collection of data under paragraph 1 shall not affect the dedicated data collection under Article 44 of Directive (EU) …/… [on combating violence against women and domestic violence].;~~ ,	*deleted*
Y	*180a*		***(16a) The following Articles are inserted:***		
Y	180b		***Article 28a***		

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
180c		***Coordination of the EU strategy on victims' rights***		Commission suggestion to have a recital instead of operative part Text Origin: EP Mandate
180d		***1. In order to ensure consistency and effectiveness of actions in relation to victims' rights policy, Member States shall facilitate the tasks of Victims' Rights Coordinator, established by the Commission.***		Text Origin: EP Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
180e		***2. The Victims' Rights Coordinator shall in particular ensure a smooth functioning of the Victims' Rights Platform and implementation of the EU Strategy on victims' rights and this Directive as well as synchronise victims' rights related actions of other Union level stakeholders, notably where relevant to the application of this Directive.'***		
180f		***Article 28b***		***Article 28b*** Text Origin: EP Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	180g		***Resources***	***Resources*** Text Origin: EP Mandate
	180h		***Member States shall ensure adequate and stable human, technical and financial resources for the full and timely implementation of this Directive, including for public and non-governmental organisations' support services.'***	***Member States shall allocate sufficient human and financial resources to ensure an effective compliance with the measures set out in this Directive, particularly services provided for in Article 3(a), 9, 9(a) and 22, including where such services are provided by non-governmental organisations.***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				This article would be horizontal and, also replacing partial references to resources in Chapter 2. Lines 47a 60b 71 See similar wording in VAW, Article 25(3).

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Commission to send drafting by 23 May COB. Presidency to check with the MSs. Text Origin: EP Mandate
G	181	(17) Article 29 is replaced by the following:	(17) Article 29 is replaced by the following:	(~~17~~**16**) Article 29 is replaced by the following:	(17) Article 29 is replaced by the following:
G	181a				
G	182	‘	‘	‘	‘

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 29	Article 29	Article 29	Article 29
G 183	Reporting by the Commission and review	Reporting by the Commission and review	Reporting by the Commission and review	Reporting by the Commission and review
Y 184	By [six years after adoption], the Commission shall submit a report on the application of this Directive to the European Parliament and the Council. The report shall assess the extent to which the Member States have taken the necessary measures to comply with this Directive, including the technical implementation.	By … [six years after ***the*** adoption ***of this Directive***], the Commission shall submit a report on the application of this Directive to the European Parliament and the Council. The report shall assess the extent to which the Member States have taken the necessary measures to comply with this Directive, including the technical implementation. ***The Commission shall take into consideration the***	By [six years after adoption], the Commission shall submit a report on the application of this Directive to the European Parliament and the Council. The report shall assess the extent to which the Member States have taken the necessary measures to comply with this Directive, including the technical implementation.	By [six years after adoption], the Commission shall submit a report on the application of this Directive to the European Parliament and the Council. The report shall assess the extent to which the Member States have taken the necessary measures to comply with this Directive, including the technical implementation. ***The report shall specifically assess the way the Member States***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		findings of the European Union Agency for Fundamental Rights and Eurostat in that report.		***implemented Article 9a(4). The Commission shall take into consideration the findings of the European Union Agency for Fundamental Rights and Eurostat in that report.*** To be greened in trilogue
G	185	The report shall be accompanied, if necessary, by a legislative proposal.; ,	The report shall be accompanied, if necessary, by a legislative proposal.; ,	The report shall be accompanied, if necessary, by a legislative proposal.; ,	The report shall be accompanied, if necessary, by a legislative proposal.; , G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
186	Article 2 Transposition	Article 2 Transposition	Article 2 Transposition	Article 2 Transposition
187	1. Member States shall take the necessary measures to comply with this Directive [by two years after the entry into force] with the exception of the provisions necessary to comply with Article 26b which shall be adopted and published [by four years after the entry into force]. They shall immediately inform the Commission thereof.	1. Member States shall take the necessary measures to comply with this Directive [by two years after the entry into force] with the exception of the provisions necessary to comply with Article 26b which shall be adopted and published [by four years after the entry into force]. They shall immediately inform the Commission thereof.	1. Member States shall take the necessary measures to comply with this Directive [by two years after the entry into force] with the exception of the provisions necessary to comply with Article 26b which shall be adopted and published [by four years after the entry into force]. They shall immediately inform the Commission thereof.	1. Member States shall take the necessary measures to comply with this Directive [by two years after the entry into force] with the exception of the provisions necessary to comply with Article 26b which shall be adopted and published [by four years after the entry into force]. They shall immediately inform the Commission thereof.
188	When Member States adopt those measures, they shall contain a	When Member States adopt those measures, they shall contain a	When Member States adopt those measures, they shall contain a	When Member States adopt those measures, they shall contain a

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		reference to this Directive or shall be accompanied by such reference on the occasion of their official publication. The methods of making such reference shall be laid down by Member States.	reference to this Directive or shall be accompanied by such reference on the occasion of their official publication. The methods of making such reference shall be laid down by Member States.	reference to this Directive or shall be accompanied by such reference on the occasion of their official publication. The methods of making such reference shall be laid down by Member States.	reference to this Directive or shall be accompanied by such reference on the occasion of their official publication. The methods of making such reference shall be laid down by Member States.
G	189	2. Member States shall communicate to the Commission the text of the main measures of national law which they adopt in the field covered by this Directive.	2. Member States shall communicate to the Commission the text of the main measures of national law which they adopt in the field covered by this Directive.	2. Member States shall communicate to the Commission the text of the main measures of national law which they adopt in the field covered by this Directive.	2. Member States shall communicate to the Commission the text of the main measures of national law which they adopt in the field covered by this Directive.
G	190	Article 3 Entry into force	Article 3 Entry into force	Article 3 Entry into force	Article 3 Entry into force

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	191	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.
G	192	This Directive is addressed to the Member States in accordance with the Treaties.	This Directive is addressed to the Member States in accordance with the Treaties.	This Directive is addressed to the Member States in accordance with the Treaties.
G	193	Done at Brussels,	Done at Brussels,	Done at Brussels,
G	194	For the European Parliament	For the European Parliament	For the European Parliament
G	195	The President	The President	The President
G	196	For the Council	For the Council	For the Council

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	197	The President	The President	The President	The President	G