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#### 'I' ITEM NOTE

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From: General Secretariat of the Council  
To: Permanent Representatives Committee (Part 2)  
Subject: Council Decision on the conclusion, on behalf of the European Union, of the Council of Europe Framework Convention on Artificial Intelligence and Human Rights, Democracy and the Rule of Law

- Request for consent of the European Parliament
- Agreement in principle
- Decision to use the written procedure

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1. Between June 2022 and March 2024, the Council of Europe's Committee on Artificial Intelligence (CAI) elaborated a legally binding Framework Convention (hereinafter 'the Convention') to address the potential risks that AI poses to human rights, democracy and the rule of law. The Commission received a mandate on 21 November 2022 by Council Decision (EU) 2022/2349<sup>1</sup>, pursuant to which the Commission was authorised to open negotiations on behalf of the Union for this Convention.
2. On 17 May 2024, the Council of Europe Committee of Ministers adopted the text of the Convention, agreed to open the Convention for signature in Vilnius on 5 September 2024, and invited members of the Council of Europe, other third countries which participated in its drafting, and the Union, to consider signing it on this occasion, while recalling that the Convention is also open for accession by other non-member States.

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<sup>1</sup> OJ L 311 of 2.12.2022, p. 138.

3. The Union signed the Convention on 5 September 2024, following the adoption of Council Decision (EU) 2024/2218 of 28 August 2024 on the signing, on behalf of the European Union, of the Council of Europe Framework Convention on Artificial Intelligence and Human Rights, Democracy and the Rule of Law<sup>2</sup>.
4. On 3 June 2025, the Commission submitted to the Council a proposal for a Council Decision on the conclusion, on behalf of the European Union, of the Council of Europe Framework Convention on Artificial Intelligence and Human Rights, Democracy and the Rule of Law<sup>3</sup>.
5. During its meetings on 10 June 2025 and 8 July 2025, the Working Party on Telecommunications and Information Society examined the proposal, and the delegations did not make any requests for changes in the text. On this basis, the Presidency prepared the final text of the Decision in document ST 11361/25, together with the respective declarations of the Union which are to be attached to the Convention, as contained in document ST 11361/25 ADD1. These documents together with the text of the Convention contained in document ST 12516/24 were subsequently submitted for lawyer-linguistic revision.
6. With a view to preparing for the conclusion of the Convention, the Committee of Permanent Representatives is invited to:
- confirm its agreement in principle to adopt the Council Decision on the conclusion, on behalf of the European Union, of the Council of Europe Framework Convention on Artificial Intelligence and Human Rights, Democracy and the Rule of Law, as contained in documents ST 11361/25 and ST 12516/24 and to approve the declarations to be submitted to the Secretary General of the Council of Europe, on behalf of the Union, as contained in ST 11361/25ADD1;
  - suggest that the Council decides to forward the draft Council decision on the conclusion of the Convention as contained in document ST 11361/25 +ADD1, as well as the text of the Convention contained in document ST 12516/24, to the European Parliament for its consent; and

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<sup>2</sup> Council Decision (EU) 2024/2218 of 28 August 2024 on the signing, on behalf of the European Union, of the Council of Europe Framework Convention on Artificial Intelligence and Human Rights, Democracy and the Rule of Law, ST/12385/2024/INIT, OJ L, 2024/2218, 4.9.2024.

<sup>3</sup> Doc. ST 9718/25 + ADD1.

- decide, in accordance with the first subparagraph of Article 12(1) of the Council's Rules of Procedure, that, in view of the urgency of the matter, the Council uses a written procedure for the adoption of the Council decision to request the consent of the European Parliament as set out in the above-mentioned documents.

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