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(OR. en)

14472/1/25
REV 1

LIMITE

COSI 201
ENFOPOL 383
IXIM 299
CATS 71
COPEN 327
CYBER 312
DATAPROTECT 277
JAI 1528
FREMP 297
TELECOM 378
CT 147
CEPOL
EUROJUST
EUROPOL
FRA

NOTE

From: Presidency
To: Delegations
Subject: Access to data for effective law enforcement - way forward

Background

Following the Commission's presentation of a roadmap for lawful and effective access to data for law enforcement¹ ('the Roadmap') at the informal meeting of the Standing Committee on Operational Cooperation on Internal Security (COSI) in Copenhagen on 9 and 10 July 2025, COSI exchanged views at its meeting on 18 September 2025 about the follow-up in the Council structures based on an overview of activities prepared by the Presidency².

¹ 10806/25.

² 12381/25.

Suggested way forward

Taking into account the views of delegations and given the need to meet law enforcement challenges by proceeding rapidly with identified actions, the Presidency suggests the following way forward with regard to coordinating, discussing and monitoring the implementation of the Roadmap and other measures prioritised by the Member States in the Council structures.

1. COSI will review progress at least every six months based on a Presidency note, when appropriate with contributions from the Commission, the Justice and Home Affairs Agencies and other relevant stakeholders. In addition, the Presidency may bring specific issues to COSI for targeted discussion or to prepare exchanges of views at the Council.
2. The COSI Support Group will carry out preparatory and technical work, including the regular updating of the overview of activities, when appropriate with the support of the Commission, the Justice and Home Affairs Agencies and other relevant stakeholders.
3. The contributions of other Council preparatory bodies⁷ including CATS, COPEN, DATAPROTECT, FREMP, HWPCI and LEWP, while not excluding the possible involvement of other preparatory bodies of the Council, to the work on access to data for effective law enforcement within their respective mandates will be coordinated by the Presidency to avoid overlaps and to exchange information about relevant activities.
4. The Justice and Home Affairs Council will be kept informed about the state of play of the work on access to data for effective law enforcement. For this purpose, an information note to the Council will be prepared at the end of each Presidency's term encompassing the activities performed within the Council structures.

Request to delegations

The Presidency invites delegations to endorse the suggested way forward with regard to coordinating, discussing and monitoring the further work on access to data for effective law enforcement in the Council structures, and invites the incoming presidencies to follow up.