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DATAPROTECT 8

#### NOTE

From:	Presidency
To:	Working Party on Data Protection
Subject:	Draft terms of reference of the Working Party on Data Protection

**DOCUMENT PARTIALLY ACCESSIBLE TO THE PUBLIC (02.02.2021)**

Following a reorganisation of the Council working structures the DAPIX Working Party ceased to exist<sup>1</sup>. That was superseded by the Working Party on Data Protection and the newly created Working Party on JHA Information Exchange.

The Presidency would like to initiate the process to update the terms of reference for the WP on data protection which are included in the Annex and will be presented in the informal videoconference of the members of the Data Protection Party on 22 January 2021.

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<sup>1</sup> See 14854/19.

MANDATE

Working Party on (JHA) Data Protection (E23)

1. Pursuant to Article 19 of the Rules of Procedure of the Council, Coreper established the Ad Hoc Group on Information Exchange on 26 April 2006<sup>2</sup>.
2. In May 2008, the mandate was changed to add that the Ad Hoc Group should be "**mandated to deal with current information exchange issues relating to the 3rd pillar while taking due account of the protection of personal data**"<sup>3</sup>.
3. The entry into force of the Lisbon Treaty introduced new provisions in the JHA area. This led to a new architecture of the JHA structure. The Ad Hoc Group on Information Exchange was renamed, made permanent and was merged with G.9 Working Party on Data Protection. The new name was Working Party on Information Exchange and Data Protection<sup>4</sup>.
4. In December 2019, Coreper endorsed the establishment of a Working Party called Working Party on JHA Information Exchange as well as its terms of reference<sup>5</sup>. The Working Party on Information Exchange was renamed to Working Party on Data Protection, with a sole focus on data protection. It is therefore opportune to draw up the terms of reference of the new Working Party on Data Protection.
5. Coreper is invited to endorse the Terms of Reference set out in Annex I.

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<sup>2</sup> 6259/5/06  
<sup>3</sup> 9208/1/08  
<sup>4</sup> 17653/09  
<sup>5</sup> 14854/19

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