



Council of the
European Union

Brussels, 4 May 2022
(OR. en)

7965/22
ADD 1 REV 1 COR 1
LIMITE
PV CONS 23
ECOFIN 309

DRAFT MINUTES

COUNCIL OF THE EUROPEAN UNION
(Economic and Financial Affairs)

5 April 2022

In document 7965/22 ADD 1 REV 1, page 4, the statement by Germany should read as follows:

STATEMENT BY GERMANY

“Germany welcomes the signature and ratification of the Second Additional Protocol to the Budapest Convention by member states of the European Union. With regards to Data Protection, the standards laid down in Article 14 of the Protocol are elementary. Germany wishes to underline the fact that **the Court of Justice of the European Union (CJEU) in its jurisprudence attaches** special importance to the effectiveness of legal remedies, especially in relation to the United States. To meet the requirements set out by the CJEU, every party to the Second Additional Protocol has to provide an effective legal remedy to all persons whose personal data were processed by law enforcement authorities according to the measures laid out in the Second Additional Protocol. Therefore, Germany would like to point to the progress made by the Commission and the United States with regard to the access to data by U.S. intelligence authorities by agreeing in principle on a Trans-Atlantic Data Privacy Framework which includes a new two-tier redress system to investigate and resolve complaints of European citizens and introduces a Data Protection Review Court.”