

Note

Final

7th meeting of the Coordinated Supervision Committee

30 November 2022, Hybrid

Summary

The Coordinated Supervision Committee (“the Committee”) met on 30 November 2022 in hybrid format with some of its members participating remotely and others in person.

IMI

The Committee discussed its ongoing work on the preparation of draft recommendations to competent authorities on the information to be provided to data subjects for the exercise of their rights over the processing of their personal data in the IMI system.

Europol

The EDPS informed the Committee of its recent request for annulment of Articles 74(a) and 74(b) of the newly amended Europol Regulation that it filed before the CJEU on 16 September 2022. The EDPS considers that the retroactive effect of these provisions, which legalise Europol’s practice of processing large volumes of individuals’ personal data with no established link to criminal activity, affects its independence and its institutional prerogatives. The EDPS had enforced its powers by issuing an order on 3 January 2022 requesting Europol to delete the concerned datasets within a predefined and clear time limit.

Within the implementation of its working programme, the Committee discussed to take coordinated action to check how Articles 74(a) and 74(b) of the Europol Regulation are implemented at national level and national procedural safeguards complied with.

The implementation of Article 18a - “Processing of personal data in support of a criminal investigation” of the recast of the Europol Regulation and the exercise of data subject rights in this regard were also addressed.

The EDPS provided also information to the Committee on the data subject complaints on Europol’s processing of their personal data, and on the prior consultations received from Europol on different forms of data processing.

The Committee also discussed the processing of personal data on minors by Europol and the actions to be taken in this respect at national and European levels to ensure that this processing complies with the Europol Regulation and national law.

The Committee decided to work on updating the guide for the exercise of data subject rights in Europol, based on the recast of the Europol Regulation.

[European Public Prosecutor's Office \(EPPO\)](#)

The EDPS informed the Committee of its visit of the EPPO, its views on the EPPO case management system, and the efforts the EPPO is making to comply with the applicable data protection regulations.

The Committee discussed the organisation of joint visits of the EDPS and national supervisory authorities to the European Delegated Prosecutors operating in each Member State to obtain additional information on their processing of personal data.

[Eurojust](#)

The Committee covered Eurojust's implementation of its new mandate to support Member States' action in combating genocide, crimes against humanity, war crimes and related criminal offences and the information systems and secure channels that Eurojust uses and will use to this end.

The Committee also discussed about the processing of personal data in the joint investigation teams that Eurojust facilitates. It focused especially on the data protection safeguards that may be required in joint investigation teams formed with third countries' authorities.

The Committee discussed the implementation of a fact-finding exercise at national level on the processing of data in the Eurojust counter-terrorism register.

[Interoperability](#)

The Committee received an update from the European Commission on the entry into operation of the EU large-scale information systems covered by the EU interoperability regulations (SIS, VIS, EES, ETIAS, Eurodac, ECRIS-TCN) and the technical features of their interoperability. The Committee exchanged with the European Commission on aspects such as the verification of the identity matches.

[Election of the CSC Coordinator](#)

The Committee re-elected the incumbent CSC Coordinator, Ms. Clara Guerra, from the Portuguese supervisory authority, for an additional term of two years.

[AOB](#)

The Committee was informed of the Supervision Conference on data protection and criminal justice, held on 29 November by the EDPS, Eurojust and the EPPO.