





Procedure file

Basic information	
CNS - Consultation procedure	2016/0801(CNS)
Awaiting final decision	
Agreement on strategic cooperation between Brazil and Europol	
Subject 6.40.10 Relations with Latin America, Central America, Caribbean islands 7.30.05 Police cooperation 7.30.05.01 Europol, CEPOL	
Geographical area Brazil	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	 Civil Liberties, Justice and Home Affairs	 MORAES Claude	16/02/2016
		Shadow rapporteur	
		 GÁL Kinga	
	Committee for opinion	Rapporteur for opinion	Appointed
	 Foreign Affairs	The committee decided not to give an opinion.	
Council of the European Union			
European Commission	Commission DG Migration and Home Affairs	Commissioner AVRAMOPOULOS Dimitris	

Key events			
29/11/2015	Legislative proposal published	13980/2015	Summary
21/01/2016	Committee referral announced in Parliament		
16/03/2016	Vote in committee		
30/03/2016	Committee report tabled for plenary, 1st reading/single reading	A8-0070/2016	Summary
12/04/2016	Results of vote in Parliament		
12/04/2016	Decision by Parliament	T8-0098/2016	Summary

Technical information	
Procedure reference	2016/0801(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legal basis	EC Treaty (after Amsterdam) EC 039

Other legal basis	Rules of Procedure EP 159
Stage reached in procedure	Awaiting final decision
Committee dossier	LIBE/8/05544

Documentation gateway

Document attached to the procedure	12926/2015	14/10/2015	CSL	
Legislative proposal	13980/2015	30/11/2015	CSL	Summary
Committee draft report	PE578.557	29/02/2016	EP	
Committee report tabled for plenary, 1st reading/single reading	A8-0070/2016	30/03/2016	EP	Summary
Text adopted by Parliament, 1st reading/single reading	T8-0098/2016	12/04/2016	EP	Summary

Agreement on strategic cooperation between Brazil and Europol

PURPOSE: to authorise the European Police Office (Europol) to conclude the Agreement on Strategic Cooperation between Brazil and Europol.

PROPOSED ACT: Council Implementing Decision.

ROLE OF THE EUROPEAN PARLIAMENT: the Council adopts the act after consulting the European Parliament but without being obliged to follow its opinion.

BACKGROUND : pursuant to [Decision 2009/371/JHA](#) establishing the European Police Office (Europol) and [Decision 2009/934/JHA](#) adopting the implementing rules governing Europol's relations with partners, Europol is to conclude agreements with the third States which have been put on the list determined by [Decision 2009/935/JHA](#).

Such agreements have the objective of supporting and strengthening action by the competent authorities of the Member States and their mutual cooperation in preventing and combating organised crime, terrorism and other forms of serious crime affecting two or more Member States, and may concern the exchange of operational, strategic or technical information, including personal data and classified information.

Brazil is included in the list determined by Decision 2009/935/JHA.

In order to increase effectiveness in preventing and combating serious forms of crime, Europol has initiated the procedure for the conclusion of an Agreement on Strategic Cooperation between Brazil and Europol (Strategic Agreement).

Strategic Agreements involve the exchange of information excluding personal data. Europol may conclude them only after approval by the Council, the latter having previously consulted the Management Board of Europol. The Management Board approved the Strategic Agreement on 6-7 October 2015.

The conditions for triggering the exercise of implementing powers by the Council pursuant to Decisions 2009/371/JHA, 2009/934/JHA and 2009/935/JHA have been met

CONTENT: by the draft implementing Decision, Europol is authorised to conclude the Agreement on Strategic Cooperation between Brazil and Europol.

The terms of the cooperation governed by the Strategic Agreement provide for the exchange of information, which may include specialist knowledge, general situation reports, results of strategic analysis, information on criminal investigation procedures and information on crime-prevention methods, participation in training activities, and the provision of advice and support in individual criminal investigations.

The Strategic Agreement contains no provision relating to the exchange of personal data.

Denmark, the United Kingdom and Ireland are taking part in the adoption and application of the Decision.

Agreement on strategic cooperation between Brazil and Europol

The Committee on Civil Liberties, Justice and Home Affairs adopted, in the framework of Parliaments consultation procedure, the report by Claude MORAES (S&D, UK) on the draft Council implementing decision approving the conclusion by the European Police Office (Europol) of the Agreement on Strategic Cooperation between the Federative Republic of Brazil and Europol.

The committee proposed that the European Parliament should approve the Council draft. It called on the Commission to:

- assess, after the entry into force of the new [Europol Regulation](#), the provisions contained in the cooperation agreement;
- inform Parliament and the Council of the outcome of this assessment and, if appropriate, to submit a recommendation for an authorisation to open international renegotiation of the agreement.

Members supported the conclusion of this strategic cooperation agreement with Brazil, since it would aid and reinforce the fight against

organised crime and would contribute to enhancing international law enforcement co-operation.

According to Europol, Brazil is increasingly relevant in the fight against organized crime, such as facilitated illegal immigration and trafficking in human beings, drug related crimes and credit card fraud, as well as other cybercrime related activities. Furthermore, the 2016 Olympic Games are expected, as is the case with any other major sports event, to lead to increased criminal activities. Lastly, Brazil is also of particular interest in the area of counter-terrorism and asset recovery.

Agreement on strategic cooperation between Brazil and Europol

The European Parliament adopted by 516 votes to 68, with 126 abstentions, in the framework of Parliaments consultation procedure, a legislative resolution on the draft Council implementing decision approving the conclusion by the European Police Office (Europol) of the Agreement on Strategic Cooperation between the Federative Republic of Brazil and Europol.

Parliament approved the Council draft. It called on the Commission to:

- assess, after the entry into force of the new [Europol Regulation](#), the provisions contained in the cooperation agreement;
- inform Parliament and the Council of the outcome of this assessment and, if appropriate, to submit a recommendation for an authorisation to open international renegotiation of the agreement.