Fight against terrorism: processing and protection of personal data in the framework of police and judicial cooperation in criminal matters. Framework Decision

2005/0202(CNS) - 08/11/2007 - ${summary.subTitle}

Pending the lifting of some parliamentary scrutiny reservations, the Mixed Committee agreed on a general approach on a proposal for a Framework Decision on the protection of personal data processed in the framework of police and judicial cooperation in criminal matters.

The text agreed envisages that the exchange of personal data will be supported by clear binding rules enhancing mutual trust between the competent authorities. Relevant information will be protected in a way excluding any obstruction of this cooperation between the Member States while fully respecting the fundamental rights of individuals, in particular the right to privacy and to protection of personal data. Common standards on the confidentiality and security of the processing, on liability and sanctions for unlawful use will contribute to achieving both aims.

In particular, the text defines the right of access to data, the right to rectification; erasure or blocking, the right to compensation and the right to seek judicial remedies.

This Framework Decision does not preclude Member States from providing safeguards for the protection of personal data higher than those established in this Framework Decision.