

Version as of 11 April 2017

Draft Text on the modalities of the Europol Joint Parliamentary Scrutiny Group

Presidency Compromise

For the Conference of Speakers of EU Parliaments, 23-25 April 2017

Draft text of the Conclusions of the Conference of Speakers of EU Parliaments of 23-25 April in Bratislava as pertaining to the Europol JPSG

The Conference of Speakers of Parliaments of the European Union pursuant to:

- a) Article 88 of the Treaty on the Functioning of the European Union,*
- b) Protocol Number 1 on the Role of National Parliaments in the European Union to the Treaty on the European Union,*
- c) Regulation 2016/794 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Law Enforcement Cooperation (Europol),*
- ~~d) The tasks of the Joint Parliamentary Scrutiny Group set out in Regulation 2016/794,~~*

And in accordance with the Conclusions of the Conference of Speakers of the EU Parliaments of 22-24 May 2016 in Luxembourg,

Recognizing that:

- I) the Joint Parliamentary Scrutiny Group (JPSG) is meant to be a scrutiny and monitoring body, as opposed to an inter-parliamentary conference;***
- II) that the JPSG shall politically monitor Europol's activities in fulfilling its mission, including as regards the impact of those activities on the fundamental rights and freedoms of natural persons;***
- III) that the tasks and responsibilities of the JPSG are set out in Article 51 of the Regulation 2016/794, inter alia including the right to question the Chairperson of the Management Board of Europol, the Executive Director of Europol or their deputies as well as the European Data Protection Supervisor and including the right to be consulted in relation to Europol's multiannual programming and including the right to request relevant documents necessary to the fulfillment of its tasks and including the right to draw up summary conclusions on the political monitoring of Europol's activities;***

Agrees that as concerns the Joint Parliamentary Scrutiny Group (JPSG) to carry out scrutiny of Europol's activities:

- 1) Members of the JPSG shall be selected individually by each Parliament/Chamber, bearing in mind the necessity to ensure substance matter expertise as well as long-term continuity and recommending to draw from the responsible committee/committees in Parliaments/Chambers. Where possible, members of the JPSG should be nominated for the duration of their parliamentary mandate;***
- 2) Each Parliament shall have the right to nominate 2 up to four members of the JPSG, in the case of bicameral parliaments each Chamber shall have the right to nominate 4 up to two member of the JPSG (unless otherwise agreed between the two Chambers). The European Parliament shall have the right to nominate 40 up to 16 members of the JPSG. The number of members nominated by each***

Parliament/Chamber does not affect the equality of Parliaments/Chambers. Additionally and where appropriate, each Parliament/Chamber may nominate substitute members to replace full members in case of absence.

3) The JPSG shall be presided jointly by the Parliament of the country holding the rotating presidency of the Council of the European Union and the European Parliament;

*4) The JPSG shall meet twice a year. In the first half of the year, the JPSG shall meet in the Parliament of the country holding the rotating presidency of the Council of the European Union. In the second half of the year, the JPSG shall meet in the European Parliament. If necessary, ~~an~~ extraordinary meetings can be convened upon agreement of the Parliament of the country holding the rotating presidency of the Council of the European Union and the European Parliament, **or upon agreement by at least one third of the Parliaments/Chambers**, to address matters of urgency or matters that cannot be reasonably included in the agenda of the ordinary meetings. Time and place of the extraordinary meetings shall be decided by the Parliament of the country holding the rotating presidency of the Council of the European Union and the European Parliament;*

And recommends that a constituent meeting of the JPSG should be held as soon as possible in order to adopt its rules of procedure so as to enable full work to begin in the second semester of 2017;

And recommends conducting a review of these arrangements for the JPSG after two years from its first meeting, and submitting conclusions from such a review by the relevant Presidency of the Conference of Speakers of the European Union Parliaments.