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To:	Delegations
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Subject:	Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) 2018/1727 as regards the extension of the timeframe for the establishment of the Eurojust case management system - Letter sent to the European Parliament

At its meeting on 23 July 2024, the Permanent Representatives Committee (Part 2)

- (a) confirmed the agreement on the final compromise text of the above-mentioned draft Regulation, which corresponds to the text of the Commission proposal; and
- (b) authorised its Chair to send the habitual offer letter to the European Parliament.

The letter together with its annex, as it was sent to the European Parliament, is set out in the Annex.



Council of the
European Union

SGS 25/02975

Brussels, 23 July 2025

Mr. Javier ZARZALEJOS
Chair of the Committee on Civil Liberties, Justice and Home Affairs
European Parliament
Bât. ALTIERO SPINELLI
10E165
60, rue Wiertz / Wiertzstraat 60
B-1047 BRUSSELS

Subject: Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) 2018/1727 as regards the extension of the timeframe for the establishment of the Eurojust case management system

Dear Sir,

The Permanent Representatives' Committee confirmed its agreement on the final text, in the form of the Commission's proposal, at its meeting today.

I am therefore now in a position to confirm that, should the European Parliament adopt its position at first reading, in accordance with Article 294(3) TFEU, in the form of the Commission's proposal set out in the Annex to this letter (subject to revision by the lawyer linguists of both institutions), the Council would, in accordance with Article 294(4) TFEU, approve the European Parliament's position and the act shall be adopted in the wording which corresponds to the European Parliament's position.

On behalf of the Council I wish to thank you for our close and efficient cooperation on this file, which should enable us to reach agreement at first reading.

Yours faithfully,

C. GRØNBECH-JENSEN
Chair of the
Permanent Representatives Committee (Part 2)

Copy: Mr Michael McGrath, Member of the European Commission

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2025/0074 (COD)

Proposal for a

REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

**amending Regulation (EU) 2018/1727 as regards the extension of the timeframe for the
establishment of the Eurojust case management system**

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 85 thereof,

Having regard to the proposal from the European Commission,

After transmission of the draft legislative act to the national parliaments,

Acting in accordance with the ordinary legislative procedure,

Whereas:

- (1) Regulation (EU) 2018/1727 of the European Parliament and of the Council¹ establishes the European Union Agency for Criminal Justice Cooperation (Eurojust) and sets out its tasks, competence and functions.

¹ Regulation (EU) 2018/1727 of the European Parliament and of the Council of 14 November 2018 on the European Union Agency for Criminal Justice Cooperation (Eurojust), and replacing and repealing Council Decision 2002/187/JHA (OJ L 295, 21.11.2018, p. 138, ELI: <http://data.europa.eu/eli/reg/2018/1727/oj>).

- (2) To store all operational personal data securely, Eurojust established a case management system composed of temporary work files and an index. Through the case management system, national members of Eurojust exchange all case related information securely and in full compliance with the data protection rules. Eurojust may not establish any other automated data file to process operational personal data.
- (3) Regulation (EU) 2023/2131 of the European Parliament and the Council² amended Regulation (EU) 2018/1727 to provide the legal framework for a modernised case management system. That new case management system is to integrate and enable the functionalities of the European Judicial Counter-Terrorism Register and improve Eurojust's ability to identify links between cross-border judicial proceedings against suspects of terrorist offences and information processed at Eurojust relating to other cases of serious crimes while taking, as a rule, full advantage of existing national and Union mechanisms for comparing biometric data.
- (4) The deadline for setting up the new case management system is 1 December 2025. However, due to external factors and the complexity of the migration, Eurojust will not be able to set up the new case management system within that deadline. Therefore, until the new case management system is set up, it is necessary to provide that Eurojust may continue to use the case management system composed of temporary work files and an index.

² Regulation (EU) 2023/2131 of the European Parliament and of the Council of 4 October 2023 amending Regulation (EU) 2018/1727 of the European Parliament and of the Council and Council Decision 2005/671/JHA, as regards digital information exchange in terrorism cases (OJ L, 2023/2131, 11.10.2023, ELI: <http://data.europa.eu/eli/reg/2023/2131/oj>).

- (5) To allow Eurojust to test and ensure the operationality and interoperability of the new case management system in accordance with Regulation (EU) 2024/903 of the European Parliament and of the Council³, and to migrate the data from the case management system composed of temporary work files and an index to the new case management system, it is necessary to extend the deadline.
- (6) Eurojust should be able to maintain the case management system composed of temporary work files and an index after the new case management system has taken up operations to migrate the data from the case management system composed of temporary work files and an index to the new case management system and verify the correctness of the migrated data, but not beyond the 1 December 2027. The extension of the current timeframe for the establishment of the new case management system by two years should give Eurojust sufficient time to finalise the set-up of the new case management system, while limiting the period within which the duplication of operational personal data is exceptionally permitted.
- (7) ~~{In accordance with Articles 1, 2 and 4a(1) of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union and the Treaty on the Functioning of the European Union, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.} OR {In accordance with Article 3 and Article 4a(1) of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Ireland has notified [, by letter of ...,] its wish to take part in the adoption and application of this Regulation.}~~

³ Regulation (EU) 2024/903 of the European Parliament and of the Council of 13 March 2024 laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act) (OJ L, 2024/903, 22.3.2024, ELI: <http://data.europa.eu/eli/reg/2024/903/oj>).

- (8) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark annexed to the Treaty on European Union and the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.
- (9) The European Data Protection Supervisor was consulted in accordance with Article 42 of Regulation (EU) 2018/1725 and delivered an opinion on [...].

HAVE ADOPTED THIS REGULATION:

Article 1

Amendments to Regulation (EU) 2018/1727

In Article 80 of Regulation (EU) 2018/1727, paragraph 9 is replaced by the following:

- ‘9. Eurojust may continue to use the case management system composed of temporary work files and an index until 1 December 2027, unless the new case management system is already in place, and the migration of the data from the case management system composed of temporary work files and an index, and verification of their accuracy have been completed before.’

Article 2

Entry into force

This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.

This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.

Done at Brussels,

For the European Parliament
The President

For the Council
The President