

Minutes

Final

18th meeting of the Coordinated Supervision Committee

5 and 6 March 2025, hybrid meeting

Summary

The Coordinated Supervision Committee ('the Committee' or 'the CSC') met on 5 and 6 March 2025 on a hybrid format.

General part

- **Update from Coordinators on the semestrial update presented at Plenary**

The Coordinator provided information on the semestrial update on the Committee presented at the EDPB Plenary¹ in February and outlined the main points and the messages conveyed during the presentation.

The Committee discussed its new role in the context of the new EU legislative acts (i.e. Data Act, Commission Implementing Regulation 2024/3084 establishing an Information System to facilitate the transfer of information between Member States competent authorities, and customs authorities related to deforestation and forest degradation) that make reference to Article 62 of Reg. (EU) 2018/1725 and launched its reflection on how to organise its working methods and meetings to cover them effectively. It was agreed to invite the Commission at the next meeting of the Committee to provide information on the current status, the systems and the personal data processing under these new legislative acts.

JHA Interoperability

A discussion took place on the timeline of the entry into operation of EES and the labelling of datasets in the interoperability as well as the way forward. It was agreed to address questions to the eu-LISA interim DPO during the CSC meeting in June and draft a letter emphasizing the Committee's role towards eu-LISA.

CIS JHA

¹ As per Article 4 para 2 CSC Rules of Procedure "The Coordinator shall update the Board of the work of the Committee at least twice a year".

The CIS Supervision Coordination Group (SCG) Chair presented the SCG's mandate, work, tasks and tools as well as potential joint tasks between the CIS SCG and the Committee. The SCG will develop a plan for revising the current [Guide for exercising the right of access](#). A discussion followed on the need to communicate the challenges of having two groups for coordination of supervision to the COM.

SIS

- **Checking logs of Article 12 SIS Regulations: info note**

The rapporteur presented the questionnaire on the methodology and approach to check SIS logs in accordance with Article 12 SIS Regulation and the responses received. A discussion on possible next steps followed. It was agreed to formulate the common position of the Committee, incorporating the best practice approaches mentioned by the Member States, by the next meeting of the Committee.

- **SIS Audit Cycle: info note**

The rapporteur provided the background to the item, that aims to reach further clarification regarding the details of the timeframe for conducting mandatory audits by the data protection authorities according to the SIS Regulations. Similar provisions exist for other Schengen-related information systems, e.g. for the VIS, EES and ETIAS. The members agreed to further contribute to the relevant questions, including on possible ways to determine the start and end points of an audit.

- **SIS Statistics Report 2024**

The CSC members were invited to send the letter adopted in 2023 at CSC level to the competent national authorities, to remind on their obligation to provide the statistics for the 2024 SIS Report. The Secretariat also informed the CSC members that the 2023 SIS Statistics Report had been finalised and published, and that it was shared with the Commission, the Parliament and the Council.

VIS

A discussion took place on internal organisation issues and the Secretariat provided an update on the state of play on the VIS annual report, including on the state of preparations of the national contributions.

ETIAS-Report from ETIAS Working Group

- **Note on the concept of recipients in the context of DSAR: content and next steps**

The ETIAS WG had prepared and presented an info note on the definition of recipients and the interpretation of the public authority exemption in Article 4(9) GDPR during the last CSC meeting in November. A few members communicated that the national legislation provides for a different approach and definition of "recipient". The CSC members were invited to express their support between the two provided legal approaches and share any additional considerations. Following, it was agreed that a discussion on the inputs would take place at ETIAS Working Group level and a proposal would be prepared for the Committee.

- **Report on the activities of the ETIAS Fundamental Rights Guidance Board**

The EDPB representative to the ETIAS Fundamental Rights Guidance Board (ETIAS FRGB) provided an update on the activities of the ETIAS FRGB. The CSC members were invited to share their experience with respect to the legal interpretation of the right to restriction of processing and possible exceptions.

- **Guidance on the right to effective judicial remedies: info note (for endorsement)**

One member presented the guidance note prepared by the EFRGB, which includes fundamental rights considerations when providing information to ETIAS applicants in order to give effect to their right to an effective remedy and to a fair trial. The adoption of the guidance note was intended in March 2025. The CSC members supported the content of the guidance note. It was agreed to circulate the adopted version of the guidance note to the Committee.

- **Exchange of national developments**

Members exchanged on national developments regarding the ETIAS, including on meetings with the national controllers for ETIAS.

EES-Report from EES Working Group

- **FRONTEX evaluation report on the App4EES**

The rapporteur informed the CSC members about the FRONTEX evaluation report on the EES mobile app for verification purposes and raised the potential need to request clarifications from FRONTEX². The CSC members were invited to provide comments on the report and join the next meeting of the EES Working Group, during which a relevant discussion will take place.

- **New regulation enabling the progressive start of the EES entry into operation - from EES WG**

The EDPS presented the [EDPS Opinion 3/2025](#) on the Proposal for a Regulation on a progressive start of operations of the Entry/Exit System, to be published on 10 March 2025, explaining that the objective of the proposal is to facilitate the operationalisation of the EES Regulation. The report identifies several data protection issues regarding this initiative. It was also reported that the Council had adopted a [position](#) on the proposal on 28 February 2025.

- **Information campaign and data subject rights**

It was agreed to send a new letter to the Commission requesting information in light of the changes to the EES entry into operation and on the involvement of the EDPS and the national supervisory authorities in the information campaign.

The Committee reflected on developing an awareness-raising text on the EES for the national supervisory authorities to publish on their websites and draft template letters for the request to exercise data subjects' rights, as Article 53(2) of the EES Regulation requires the supervisory authority in each Member State to assist and advise the data subjects in this regard.

² The report evaluates the Frontex App4EES pilot project, which addresses some of the challenges and opportunities of the upcoming EES. The activity developed a mobile app for travellers' self-service registration of biometric and biographic data to reduce border crossing times.

- **National developments**

Members exchanged on national developments regarding the EES, including presentations of the system to the SAs and possible needs to conduct a DPIA and an inspection before the entry into the system.

IMI

- **Questionnaire: Report from drafting team**

A discussion took place on the way forward following the adoption of the questionnaire on the use of IMI and the management of users' access to IMI during the previous meeting of the Committee. It was agreed to send a standardised cover letter before the next meeting of the Committee inviting the competent authorities to apply the questionnaire.

Europol

- **Report from EDPS**

-16th meeting of Europol Joint Parliamentary Scrutiny Group

The EDPS provided an update on the 16th meeting of Europol Joint Parliamentary Scrutiny Group on 28 February 2025, during which discussions were held on several topics related to the work of the Committee, including the [EDPS Opinion 4/24](#) and in particular the joint operational analysis concept.

-EDPS Opinion on Europol's MB Decision regarding the implementation of ETIAS

The EDPS presented its Opinion on the Decision of the Management Board of Europol on the implementation of ETIAS, a consultation received by the EDPS from Europol on the draft Decision of the Management Board to clarify the procedures for entering data in the watchlist under Article 35 of the ETIAS Regulation. The CSC members were invited to share their experience in the implementation of the watchlist at a future meeting of the Committee.

-2025 Europol annual inspection

It was reported that the annual inspection of Europol for 2025 will take place on 2 and 3 July 2025 in The Hague together with 2 members/volunteers from the data protection authorities.

Eurojust

- **Updates from Eurojust DPO**
 - **Data protection clauses in JIT agreements**

The Eurojust DPO informed the CSC members about the EDPS opinion concluding that the clauses on the transfers of operational data to third countries and international organisations must be assessed on a case-by-case basis. Eurojust also informed the Committee on the plan to examine the introduction of modified data protection clauses in practice and to further advocate for the use of such clauses.

The Eurojust DPO expressed willingness and readiness to continue the collaboration with the Committee and the national data protection authorities.

- The role of Eurojust in ECRIS-TCN

The Eurojust DPO informed the CSC members about the role of Eurojust under the [ECRIS-TCN Regulation](#), namely the purposes for which Eurojust should have access to ECRIS-TCN to perform its tasks, and highlighted the need for clarification as to the tools available and procedures to follow with possible support from the COM and eu-LISA.

- **Questionnaire on difficulties in supervision**

The SEC recalled the initiatives of this exercise and the conclusions presented during the November meeting. A discussion followed on the impact of the transposition of Article 45 of the Law Enforcement Directive (LED) into national law on the supervision of Eurojust and the need to consult the Borders, Travel and Law Enforcement Expert Subgroup (BTLE ESG).

EPPO

- **Opening of investigation into DSAR handling practices at the EPPO and exchanges of views regarding practices in Member States (EDPS)**

The EDPS informed the CSC members about the ongoing discussions between the EDPS and the EPPO regarding the handling of data subject access requests. Members exchanged on national practices on the use of “neutral (neither-confirm-nor-deny)” replies.

- **AOB**

The Coordinator reported that Poland and Sweden joined the EPPO in December 2024.

The following meeting will take place on 10 and 11 June 2025 in person.