

Resolution of the spring conference 2009 of the European Data Protection Commissioners on bilateral and multilateral agreements between European states and third countries in the area of police and judicial co-operation in criminal matters

Bilateral and multilateral agreements between European states and third countries in the area of police and judicial co-operation in criminal matters show large differences as regards the level of data protection.

The applicable legal frameworks, Convention 108, its protocol, and the Framework Decision 2008/977/JHA for the protection of personal data, provide for a specific data protection regime for the exchange of personal data.

In view of this, the European data protection conference points out that these large differences endanger the aims pursued by European states to achieve a protection of personal data which is as coherent and as effective as possible for all individuals.

The conference calls on all European states to ensure that the applicable standard of data protection is respected when concluding international agreements. In this respect the conference strongly advocates developing and then including standard data protection clauses in those agreements.