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(OR. fr)

**ANTI-TERRORISM ROADMAP
JUSTICE AND HOME AFFAIRS ASPECTS**

Introduction:

The conclusions (12156/01 JAI 99) adopted on 20 September 2001 by the Council (Justice and Home Affairs) have been reinforced in relation to certain points by the plan of action to combat terrorism approved by the European Council at its extraordinary meeting on 21 September 2001 (SN 140/01). In addition to the measures summarised below, the European Council instructed the JHA Council to implement as rapidly as possible the package of measures decided at Tampere.

1. Measures to be taken within the EU

	MEASURES	DEADLINE	BODY RESPONSIBLE	IMPLEMENTATIO N
1.	European arrest warrant	Arrangements must be established urgently, by 6 and 7 December 2001 at the latest	JHA Council	increase number of CATS meeting days (1-2/10, 22-23/10 and 2 days in November (to be arranged)) consult EP via urgent procedure
2.	definition of terrorism	details must be established urgently, by 6 and	JHA Council	increase number of CATS meeting days (1/10, 22/10 and

		7 December 2001 at the latest		2 days in November (dates to be arranged))
3.	identify presumed terrorists in Europe and organisations supporting them in order to establish a common list of terrorist organisations	not stipulated, but very urgent	JHA Council	it is proposed to request the heads of counter-terrorist units, heads of intelligence services and Europol's team of counter-terrorist specialists to commence work on this task immediately. the Working Party on Terrorism will meet on 8 November 2001 to discuss the outcome of its work.
4.	ratify two conventions on extradition	1 January 2002	Member States	on agenda for CATS meeting on 8/10/2001
5.	ratify Convention on Mutual Assistance in Criminal Matters	during 2002	Member States	on agenda for CATS meeting on 8/10/2001
6.	set up one or more joint investigation teams	immediately	Member States (police, magistrates/ intelligence services)/Europol/ Pro-Eurojust	initiative to be taken by the Belgian police and/or public prosecutor's office
7.	adopt the "Article 13"	6 and	Council	to be examined

	framework decision (B, ES, F and UK initiative)	7 December 2001		directly by Coreper (3/10/2001) consult European Parliament via urgent procedure political agreement at October JHA Council
8.	proposal on use of electronic communications systems by law enforcement authorities	not stipulated	Commission/ Council	a proposal for a Framework Decision concerning attacks on information systems will be forwarded by Commission to Council at beginning of November 2001 a proposal for a Framework Decision on the mutual recognition of pre-trial orders in investigations into computer crime will be forwarded to Council at beginning of 2002.
9.	strike balance between protection of personal data and police efficiency (draft Directive concerning the	not stipulated	Commission/ Council	responsibility of Presidency (ensure coordination between Coreper 1 and II). Draft Directive

	processing of personal data and the protection of privacy in the electronic communications sector)			undergoing first reading by European Parliament
10.	bring together counter-terrorism magistrates	without delay	Pro-Eurojust	first meeting scheduled for 10 October 2001
11.	"terrorism-proofing" of legislation	not stipulated	Commission/ Council/European Parliament	for rules on asylum and immigration, exercise is under way within Commission departments for other legislation, Commission will submit a report to Council before end 2002
12.	Eurojust operational	beginning 2002	Council/European Council	adopt Framework Decision on 6/7 December 2001 establish headquarters
13.	speed up linking of EJN to VPN		General Secretariat of the Council	technical examination under way by GSC
14.	bring together heads of counter-terrorism units	as soon as possible before 1 November	Police Chiefs Task Force	first meeting will be held on 15/10/2001
15.	transmit all useful terrorism information systematically to Europol	without delay	Member States	letter from Council President to colleagues report from

				Director of Europol to Council on 6 and 7 December 2001
16.	set up a team of counter-terrorist specialists within Europol	as soon as possible	Member States/Management Board of Europol	letter from Council President to colleagues urging presence of liaison officers from intelligence services team operational in November 2001 and report to Council in March 2002 on progress achieved and problems encountered
17.	update Directory of Competences	not stipulated	Europol	this item will be placed on agenda for next meeting of Europol's management board Europol report to Council in December 2001
18.	ensure better coordination between Europol/Pro-Eurojust and the Police Chiefs Task Force	not stipulated but urgent	CATS	item added to agenda for CATS on 2/10/2001 heads of three bodies should meet

				to prepare for a discussion in CATS on 8-9/11/2001
19.	consider whether to extend SIS access to other public services	not stipulated	Council	to be discussed at CATS meeting during examination of new functions for SIS II (CATS meeting as COMIX on 8/10/2001)
20.	regular meetings of heads of intelligence services improved cooperation and exchange of information between all intelligence services reinforced cooperation between police departments, including Europol, and intelligence services	first meeting before 1 November 2001 not stipulated but urgent	Council	a first meeting chaired by Head of State Security will be held on 12/10/2001 initiative to be taken by Presidency policy debate by CATS
21.	peer assessment	evaluation report before end 2002	Council/General Secretariat of the Council	procedure to be launched at beginning of October

				call for candidates for two posts of national experts
22.	inventory of national measures and alert plans	immediate	Working Party on Terrorism and Police Chiefs Task Force	convene Working Party on Terrorism urgently
23.	send TE-SAT report to the European Parliament	December 2001	Council	discussions in progress in Working Party on Terrorism
24.	intensify cooperation on methods for detecting explosives and harmonisation of legislation on arms and explosives	not stipulated	Member States and Commission	possible initiative to be taken by the Commission before March 2002
25.	adopt protocol to Convention on Mutual Assistance in Criminal Matters	after receiving Opinion of European Parliament	Council	to be signed on occasion of Council meeting on 16 October 2001
26.	sign and ratify UN Convention on the financing of terrorism	urgent	Member States	include on agenda for next COTER meeting
27.	support Indian proposal for framing within the UN a general convention against international terrorism	not stipulated	Member States/Council	negotiations followed by COTER in close cooperation with CATS which is examining the draft Framework Decision combating terrorism. We will examine the need for CATS to prepare a number of common positions

				(Article 37 TEU) following the pattern adopted for negotiation of the UN Convention on Organised Crime.
28.	implement international conventions on terrorism	as quickly as possible	Member States	include on agenda for next COTER meeting

29.	extend mechanisms for automatic exchange of information between FIUs	quickly	Council	the FIU group of experts will meet on the occasion of the MDG on 12/10/2001
30.	adopt framework decision on the freezing of assets	within the next few weeks	Council	speed up work of WP (extra meeting on 4/10 and bring forward meeting from 15 and 16/10 to 10 and 11/10) in preparation for a discussion at the Joint JHA/ECOFIN Council on 16/10/2001 and adoption by the Council on 6 and 7 December 2001
31.	take measures against non-cooperative courts and territories identified by FATF	16 October 2001	Joint JHA/ECOFIN Council	draft conclusions revised in the light of the fight against financing of terrorism (Coreper 3/10/2001) approval of specimen agreement on mutual assistance in criminal matters in December 2001

32.	reinforce controls at external borders	as soon as possible	Member States/Police Chiefs Task Force	request Chairman of Police Chiefs Task Force to examine measures as soon as possible and to report to the Council on 6 and 7 December 2001 Operation HIGH IMPACT on 2 and 3 October 2001
33.	establish network for exchanging information on visas issued	not stipulated	Commission	Commission requested to submit proposals to Council before end 2001
34.	improve input of alerts into SIS (Articles 95, 96 and 99)	not stipulated	Member States	include on agenda for next meeting of SIS WP report from GSC to Council on 6 and 7 December 2001
35.	study arrangements for coordinated recourse to Article 2(2) of Schengen Convention	not stipulated	Council	initiative to be included in the proposal to be made by the Commission on Article 2(2) procedure role of Working Party on Terrorism in determining

				terrorist threats of exceptional gravity Police Chiefs Task Force will be responsible for making operational the decision to re-establish internal border checks
36.	examine relationship between safeguarding internal security and complying with international protection obligations and instruments	urgent	Council/ Commission	Commission proposal to come
37.	monitor very closely the problem of refugee flows and set up aid programme, particularly for Afghan refugees provisionally apply Directive on temporary protection	urgent	Commission	report from the Commission to be submitted to SCIFA meeting in October
38.	Community mechanism for	urgent	Council	adoption mid-October

	coordination of civil protection measures			
39.	examine measures to be adopted in the field of civil protection	urgent	Civil Protection Directors-General	adapt agenda for extraordinary meeting in Knokke in order to identify scenarios
40.	increase security standards at airports and on board aircraft	immediately	Council/Member States	add to agenda for next meeting of the Police Chiefs Task Force and work closely with the transport industry. Examine proposals by Austrian delegation.

2. Measures designed to improve cooperation with the United States¹

41.	assessment of all aspects of terrorist threat	immediate	Council/Europol	several fora for discussion identified: joint COTER/WP on Terrorism Troikas twice every six months team of counter-terrorism specialists set up within Europol must work closely with its American counterparts
42.	increased EU/US cooperation in relevant international fora	ongoing	Council/Member States	close supervision by COTER and transatlantic dialogue bodies
43.	Put pressure on countries whose banking systems	ongoing	Council/Member States	close supervision by ECOFIN and JHA Councils of FATF

¹ A delegation composed of heads of the Ministry of the Interior and police of the current and coming Presidencies, and heads of the Commission, General Secretariat of the Council and Europol, will visit Washington in mid-October 2001 to discuss ways of implementing the above measures.

	facilitate the generation and transfer of funds which could finance terrorism			proceedings. Preparation of EU common positions in FATF
44.	Share best practices in fight against terrorism	not stipulated	Member States	mandate to Police Chiefs Task Force
45.	Intensify cooperation between Europol and the US Law Enforcement Agencies: informal cooperation agreement without exchange of data agreement with exchange of data	immediate 16 November 2001 before end 2001	Europol/Council	speed up work initiated by Presidency, in conjunction with US. Technical EU/US meeting in Brussels on 4/10/2001.
46.	Negotiate EU/US agreement on mutual assistance in criminal matters on basis of Article 38 of TEU	not stipulated	Presidency/Council	draft agreement ready. Mandate to Presidency will be placed on agenda for JHA Council in November 2001. Exploratory discussions have begun in Brussels (24/9/2001) and will be continued in Washington during the

				second half of October 2001.
47.	Cooperation between Pro-Eurojust (and, in the future, Eurojust) and US magistrates specialising in counter-terrorism	not stipulated	Pro-Eurojust	invitation to the President of Pro-Eurojust from President of Council (Minister for Justice) meeting scheduled for second half of October 2001

3. Participation of candidate countries

Both the JHA Council and the European Council plan to invite the candidate countries to endorse the measures decided. A meeting took place on the occasion of the JHA Council on 27 and 28 September 2001.