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LIMITE

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NOTE

From: Presidency

To: Standing Committee on operation cooperation on internal security (COSI)

No. prev. doc.: 13084/10 COSI 56

Subject: Draft COSI 18-month Work Programme

1. Introduction

The Presidency together with the other members of the Trio Presidency, Denmark and Cyprus, would like to propose a new 18-month work programme for the Standing Committee on operational cooperation on internal security (COSI).

COSI has been set up by the Council with the objective of facilitating, promoting and strengthening the operational cooperation between the authorities of the EU Member States in the field of internal security. COSI has also been tasked to evaluate the general direction and efficiency of operational cooperation and to identify possible shortcomings or failures in that extent. In such cases, COSI should adopt appropriate concrete recommendations to address the identified shortcomings or failures. It will also help to ensure the consistency of actions by Europol, Eurojust and Frontex as well as other relevant EU bodies.

According to the COSI mandate¹, it shall not be involved in conducting operations, which remains the responsibility of the Member States, nor be involved in preparation of legislative acts.

The COSI shall also assist the Council in accordance with the solidarity clause in Article 222 of the Treaty on the Functioning of the European Union.

Since the setting up of the Standing Committee on operational cooperation on internal security by the Council Decision of 25 February 2010, the following significant developments, influencing the activities of the Standing Committee, have taken place:

- Adoption of Council conclusions on the creation and implementation of a EU policy cycle for organized and serious international crime² (8/9 November 2010);
- Adoption of Council conclusions on the Commission communication on the European Union internal security strategy in action³ (24/25 February 2011);
- Adoption of Council conclusions setting priorities for the fight against organised crime between 2011 - 2013⁴ (9 June 2011)
- The Policy Advisory Document for the years 2011 – 2013 agreed by COSI on 1 June 2011⁵.
- The endorsement by Council on 9 June of the working method for the closer cooperation and coordination in the field of EU security⁶ presented to COSI by the Hungarian Presidency and the EEAS/EC “Joint Staff Working Paper – Strengthening ties between CSDP and FSJ actors – proposals for a way ahead” and the joint COSI/PSC meeting aimed at reaching an

¹ OJ L 52, 3.3.2010, p. 50.

² doc. 15358/10 COSI 69 ENFOPOL 298 CRIMORG 185 ENFOCUSTOM 94

³ doc. 6699/11 JAI 124

⁴ doc. 11050/11 JAI 396 COSI 46 ENFOPOL 184 CRIMORG 81 ENFOCUSTOM 52 PESC 718 RELEX 603

⁵ doc. 9225/4/11 REV 4 JAI 250 COSI 28 ENFOPOL 121 CRIMORG 52 ENFOCUSTOM 34 PESC 513 RELEX 401

⁶ doc. 9125/2/11 REV 2 JAI 244 COSI 25 COPS 200 CIVCOM 220 PESC 503 RELEX 385 JAIEX 31 ENFOPOL 115 COTER 36 PROCIV 54

agreement on the specific areas for further cooperation and working methods¹;

The developments mentioned above, as well as the PAD recommendations stemming from it, clearly determine the tasks which COSI should concentrate on during the next 18 months.

The Trio considers the issue of the solidarity clause, calling upon the Union and its Member States to act jointly in a spirit of solidarity if a Member State is the object of a terrorist attack or the victim of a natural or man-made disaster as very important and it should also be thoroughly addressed by COSI. Once the EC/HR proposal has been submitted, COSI should decide on the way forward ensuring an integrated approach to the implementation of the solidarity clause.

COSI, taking a proactive coordinating role to ensure coherence in the implementation of actions in the fight against organised and serious international crime, should also have a margin of flexibility to address unexpected or emerging threats to EU security and to adapt, merge or refocus existing projects, if necessary. To this end COSI could be, among others, involved in the thematic debates with a view to delivering the operational input into the wider discussion.

From all of the above, it is clear that due to an already heavy agenda, the number of actions to be brought forward by COSI should be limited in order to focus on the key challenges and ensure an adequate level of involvement of the Member States and Agencies.

Since one of the priorities of the Presidency is the reduction of the production and trafficking of synthetic drugs and new psychoactive substances, PL will submit the *European Pact on Synthetic Drugs*, stemming from the provisions of the *European Pact to Combat International Drug trafficking routes – cocaine and heroin* and fully in line with the policy cycle. Bearing in mind that COSI will be invited to examine and implement this initiative, it has been included in the draft COSI work programme.

¹ doc. 9930/11 PESC 569 JAI 299 COSI 32 COSDP 452

2. 18-month programme

Having the above in mind, the Trio Presidency presents, the following draft COSI 18-month work programme:

PROJECTS	STATE OF PLAY	WAY FORWARD
1. Implementation of the EU Policy Cycle	<ul style="list-style-type: none"> - Council conclusions on the creation and implementation of the EU Policy Cycle for organized and serious international crime; - Policy Advisory document for the years 2011-2013 - Council conclusions crime priorities 2011-2013 	<ul style="list-style-type: none"> - Implementation of the EU Policy Cycle according to the time table as set by the Council Conclusions on EU Policy Cycle and Policy Advisory Document for the years 2011-2013.
2. Monitoring, support and co-ordination of the development and implementation of the Internal Security Strategy, consistent with the EU Policy Cycle	<ul style="list-style-type: none"> - EC communication “EU Internal Security Strategy in Action; Five steps towards a more secure Europe; - Council conclusions on the Commission communication on the EU internal security strategy in action. 	<ul style="list-style-type: none"> - Regular update of operational actions with a view to ensure that actions aimed at implementing the ISS in the area of serious and organised crime are consistent with the Strategic Goals and OAPs that COSI is due to adopt within the framework of the EU Policy Cycle; - Endorsement of the annual report on ISS implementation;
3. Interaction between external and internal EU security (PSC/COSI)	<ul style="list-style-type: none"> - Working method for closer cooperation and coordination in the field of EU Security (doc. 9125/3/11 REV 3) - Joint Staff Working Paper on Strengthening ties between CSDP and FSJ actors (doc. 9878/11) 	<ul style="list-style-type: none"> Implementation of the roadmap to be prepared by the EEAS (CMPD); COSI SG jointly with CIVCOM will prepare concrete steps to be approved and implemented by PSC/COSI
4. Co-ordination mechanism for joint operations	<ul style="list-style-type: none"> - Coordination mechanism agreed by COSI on 5/10/2010 (doc. 13077/2/10 REV2). 	<ul style="list-style-type: none"> Reporting by every Presidency to COSI/COSI SG on implementation.
5. Co-ordination between EU JHA Agencies	<ul style="list-style-type: none"> - Final Report on the cooperation between JHA Agencies (doc. 8387/10) adopted by COSI; - Scorecard – implementation of the JHA agencies report (doc. 5676/11) 	<ul style="list-style-type: none"> - Report to COSI/COSI SG on implementation of the actions contained in the scorecard by early 2012. Meeting Heads JHA Agencies 24/11

6. Reinforcing the protection of external borders and combating illegal migration	State of play – doc. 1052/2/11	Regular reporting to COSI/COSI SG and implementation agreed recommendations; Ensuring appropriate coordination and follow-up in line with the policy cycle
7. European Pact to Combat International Drug trafficking	State of play – doc.1052/2/11	Regular reporting to COSI/COSI SG on implementation; Ensuring appropriate coordination and follow-up in line with the policy cycle;
8. European Pact on Synthetic Drugs	Draft under elaboration	Regular reporting to COSI/COSI SG on implementation; Ensuring appropriate coordination and follow-up in line with the policy cycle;
9. Fight against arms trafficking	Action Plan adopted by JHA Council	Monitoring of LEWP follow-up
10. Solidarity Clause	EC and HR proposal awaited.	COSI to decide on the way forward on the basis of the EC and HR proposal.