



**COUNCIL OF  
THE EUROPEAN UNION**

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**PRESIDENCY NOTE**

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To: General Affairs and External Relations Council

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Subject: European Union action plan to combat terrorism  
– Update of the roadmap

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**A. Introduction**

Since October 2001 updates of the roadmap as regards the implementation of the EU Action Plan in the fight against terrorism have been regularly presented to COREPER. The last update was made in July 2002. The present one (cf. Annex) covers the period July-November 2002.

**B. Progress**

The attached Road Map points to progress made in the fields identified by the Action Plan.

During the Danish Presidency, the European Union has in particular taken decisive steps to strengthen the EU's external action against terrorism. Following on from the conclusions of the European Council in Sevilla, the Council's conclusions of 22 July 2002 set out the main priorities. Among the achievements so far are, inter alia, the inclusion of counter terrorism issues in the Union's political dialogues with a number of third countries and multilateral fora (including the ASEM), the creation of a procedure allowing for the review and amending of counter terrorism

aspects of contractual relations with third countries, and the identification of a number of countries being offered assistance in implementing their commitments under UNCSR 1373 through the Community Assistance Programmes. Following the tragic events in Bali, activities in Indonesia and in South East Asia in general have been given particular priority, including through a high-level troika mission, the planning of a mission of counter terror experts as well as a fact-finding mission to identify pilot projects in the field of counter terrorism.

In parallel with these efforts, the Union has continued the implementation of the Plan of Action in the internal field. The Council's attention is drawn in particular to the following activities

- programme drawn up by Civil Protection Working Party on cooperation against CBRN threats (point 43);
- progress as regards conclusion of agreements between the EU and USA on mutual legal assistance (point 51);
- Europol and USA on exchange of personal data (point 50);
- concluding an Agreement between Europol and Canada.

Other important areas to be highlighted are the EU-Russia Summit on 11 November and the meeting of JHA Ministers with the US Attorney General in Copenhagen on 13/14 September 2002.

### **C. Work remaining to be done**

The Road Map identifies the next steps for implementing the Action Plan. Work on the analytical basis on the terrorist threat in specific countries and regions should be continued with a view to forming a basis for the political dialogue, reviewing and amending counter-terrorism elements in contractual relations with third countries and identifying technical assistance projects in the field of counter-terrorism. Moreover appropriate follow-up to commitments with US partners and Russia (point 2) is also needed.

**D.** Council is invited to take note of this document and to invite COREPER to instruct the competent bodies to bring work forward on the implementation of the Action Plan.

**ROAD MAP OF ALL THE MEASURES AND INITIATIVES TO BE IMPLEMENTED UNDER  
THE ACTION PLAN DECIDED ON BY THE EUROPEAN COUNCIL ON 21 SEPTEMBER 2001**

	<b>OBJECTIVE</b>	<b>MEANS/ INSTRUMENTS</b>	<b>DEADLINE</b>	<b>BODY RESPONSIBLE</b>	<b>PROGRESS ALREADY MADE</b>	<b>FORTHCOMING WORK</b>
<b>GENERAL AFFAIRS COUNCIL</b>						

	<b>OBJECTIVE</b>	<b>MEANS/ INSTRUMENTS</b>	<b>DEADLINE</b>	<b>BODY RESPONSIBLE</b>	<b>PROGRESS ALREADY MADE</b>	<b>FORTHCOMING WORK</b>
1.	<p>Extend the anti-terrorist coalition and make it more effective</p> <p>Assert the role of the CFSP, including the ESDP, in the fight against terrorism</p>	<p>Political dialogue/Troika or SG/HR visits/use of multilateral fora/concerted ministerial visits/guidelines for a common approach to suppress international terrorism</p>	Ongoing	<p>Presidency/SG/HR/Commission</p> <p>Presidency/SG/HR/Commission where necessary</p>	<p>Inclusion of the subject of terrorism in all political-dialogue meetings since 11/9/01</p> <p>Consideration of establishing troika meetings at expert level (COTER) with a wider range of third countries leading i.a. to the establishment of troika meetings with Canada</p> <p>The Seville European Council's adoption of the declaration on the contribution of CFSP, including ESDP, in the fight against terrorism</p> <p>Council Conclusions on 22 July on the EU's external action against terrorism.</p>	<p>Continuation of systematic and ongoing dialogue at all levels with various partners</p> <p>Updating of guidelines for a common approach to suppress international terrorism</p> <p>Priority for political dialogue, assistance to third countries, anti-terrorism clauses, joint analysis of the terrorist threat, protection of military forces, civil and military capabilities to reinforce the protection of civilian populations</p>

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2.	Strengthen the partnership with the United States <sup>1</sup>	Various contacts at all levels	Ongoing	Presidency/SG/HR/Commission	<ul style="list-style-type: none"> <li>- Regular contacts with US at Ministerial level (PRES/SG/HR/Cion)</li> <li>-Bilateral contacts between PSC/COTER sectoral experts and their United States counterparts</li> <li>- Mandate for negotiations with the USA on judicial cooperation in criminal matters and extradition approved on 26/4/02 by the JHA Council</li> <li>- Political Directors Troika in Washington on 8 July 2002</li> <li>- The number and format of future Troikas has been discussed with the US. The EU and US have so far agreed to have expert meetings (COTER) on a quarterly basis and to focus the meetings on regional threat analyses and technical counter terrorism assistance to third countries.</li> </ul>	<ul style="list-style-type: none"> <li>- Continued dialogue, exchange of views at all levels and follow-up to cooperation in the framework of the New Transatlantic Agenda</li> <li>- Examination of progress on the two dossiers by CATS and COPS</li> <li>Expert troika meeting (COTER) on 5 December 2002</li> </ul>

<sup>1</sup> See also points 46 to 53 and 62.

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					<p>- At the Informal JHA-Ministerial Meeting in Copenhagen on 13/14-09-2002, the US Attorney General and the EUJHA Ministers agreed on political guidelines for strengthening and intensifying the EU-US cooperation by</p> <ul style="list-style-type: none"> <li>• regular meetings of EU and US law-enforcement experts in order to share information on threat assessments,</li> <li>• EU-US cooperation in the field of profiling terrorism</li> <li>• exchanging information on implementation of action plans</li> <li>• examining the possibilities of setting up as quickly as possible joint investigative teams, especially with a view to investigating financing of terrorism (etc).</li> </ul> <p>- 1st week of November,</p>	

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					visit to Europe by Mr Tom RIDGE, White House Homeland Security Advisor, for meetings with officials and experts (judicial cooperation, port security, bio-terrorism, etc)	
3.	Strengthening the Union's relations with certain countries of Asia particularly concerned by the current situation:				<p>At the 4th Asia-Europe Meeting (Copenhagen 23/24-09-2002) participants agreed on actions to enhance ASEM cooperation on international terrorism by adoption of the ASEM Copenhagen Declaration on Cooperation against International Terrorism</p> <p><u>China.</u> Troika meeting with China is under discussion</p> <p><u>Indonesia.</u></p> <ul style="list-style-type: none"> <li>- The Commission decided to consider Indonesia as a pilot country for assistance in the implementation of UNSCR 1373</li> <li>- The General Affairs and External Relations Council of</li> </ul>	<p>Fight against international terrorism will also be high on the agenda of the coming EU/ASEAN Ministerial meeting in the beginning of 2003</p> <p>The COTER is completing a regional threat assessment on South East Asia. A high level Troika will be dispatched to Indonesia as decided by the General Affairs and External Relations Council of 21-10-2002 with objective of expressing EU solidarity and readiness to support the government of Indonesia in the fight against terrorism, discussing the follow-up on the Bali bombings (increased political</p>

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					<p>21-10-2002 urged the Indonesian authorities to cooperate with the ASEAN countries. Furthermore, the EU urged the ASEAN countries to develop further cooperation among themselves, especially in the fields covered by the series of activities agreed in the ASEM Copenhagen Cooperation Working programme on Fighting International Terrorism of September 2002</p>	<p>dialogue, cooperation on counter-terrorism)</p>



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3a.	<u>Pakistan</u>	Strengthen relations, in particular by: – Community assistance (trade package) – signing the third-generation cooperation agreement – political dialogue	Ongoing	Presidency/SG/HR/Commission	Cooperation Agreement signed at Islamabad (Presidency/Commission/President Musharraf) on 24/11/01; Proposals adopted by the Council to facilitate trade; First disbursement of the social action programme (December 2001) – Assistance for legislative elections in October 2002 – Visit by SG/HR end July	– Implementation of the agreement; disbursement of financial aid (EUR 50 million) and accelerated disbursement in the framework of existing programmes; – Possible Troika meeting with Pakistan is under discussion

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3b.	<u>Iran</u>	Strengthen relations, in particular by consultations with a view to negotiation of a Trade and Cooperation Agreement and by means of political dialogue	Ongoing	Presidency/SG/HR/Commission	Political agreement in the Council (17/6/02) on negotiating directives for the conclusion of a Trade and Cooperation Agreement, strengthening political dialogue in order to promote and safeguard human rights and fundamental freedoms, ratify and implement international non-proliferation instruments and fully implement Resolution 1373 - Adoption as an "A" item by the ECOFIN Council on 12/07/02 of the negotiating directives for a Trade and Cooperation Agreement and subsequent opening of negotiations	

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3c.	<u>Countries of Central Asia</u>	Strengthen commitment and relations, define a cooperation development strategy	Ongoing	Presidency/SG/HR/Commission	<ul style="list-style-type: none"> <li>– Visit by Troika of Regional Directors, 10/6/02 to 14/6/02</li> <li>– Creation of JHA Sub-Committee for Uzbekistan</li> <li>– Creation of JHA Sub-Committee for Kazakhstan (1st meeting on 14/11/2002)</li> </ul>	<ul style="list-style-type: none"> <li>Increase and adaptation of Tacis technical assistance;</li> <li>– Strengthening of EU presence in Central Asia;</li> <li>– Strengthening of contractual links with Tajikistan;</li> <li>– Strengthening of cooperation in the region with the OSCE</li> </ul>

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3d.	<u>India</u>	Definition of reinforced cooperation/Action Plan in the fight against terrorism	Ongoing	Presidency/SG/HR/Commission	<p>COTER Troika on 29/5/01, 9/11/01, 15/5/02 and 4/10/02</p> <p>The Third EU-India Summit was held in Copenhagen on 10/10/02. It reiterated the determination to continue to combat terrorism, in particular within the UN framework. It also affirmed again the need to implement all the UN anti-terrorism conventions and UNSCR 1373 (2001) and supported early conclusion and adoption of the draft Comprehensive Convention on International Terrorism and the draft International Convention for the Suppression of Acts of Nuclear Terrorism. It also agreed on the need for consultations between Europol and the Indian agencies.</p>	<p>- to support early adoption and implementation of a comprehensive convention on international terrorism (EU-India summit, 23-11-2001)</p> <p>- to increase cooperation on counter-terrorism in issues including the implementation of the UNSCR 1373 requirements and assess the opportunity for cooperation between Europol and the Indian agencies</p>

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3e	Russian Federation	Definition of reinforced cooperation/Action Plan in the fight against terrorism	Ongoing	Presidency/SG/HR/Commission	<ul style="list-style-type: none"> <li>- Declaration on terrorism of summit of 3-10-2001 (see 12413/01).</li> <li>- regular Troika meetings in the framework of COTER</li> <li>- the EU-Russian Federation meeting of JHA Ministers in Luxembourg on 25/04/2002 decided to set up a network of contact-points.</li> <li>- In the field of police (law enforcement) and judicial cooperation, an agreement with Europol (meeting on 25 and 26/07/02 in Moscow) is being prepared.</li> <li>- fight against terrorism was discussed at the Troika JHA Ministerial meeting on 5/11/02 in Moscow (see 13855/02 JAI 239, COEST 46, NIS 130)</li> <li>- Summit declaration of 11/11/02</li> </ul>	<ul style="list-style-type: none"> <li>- Implementation of the areas of EU-Russia cooperation in the fight against terrorism identified at the EU-Russia Summit on 11 November 2002</li> <li>- Action Plan in the fight against terrorism</li> </ul>

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3f	EU-Canada cooperation				Toledo Summit (8/05/02): emphasis on cooperation in the fight against terrorism and in the field of JHA, including financing, immigration and border control	Conclusion of Canada-Europol agreement, COTER Troika meeting with Canada in November. Follow-up on other aspects of Toledo Declaration
3g	Cooperation with associated countries				Regular Troika meetings and aligned declarations, statements, etc. Establishment of an e-mail list of contact points to be used as a network for exchange of information and coordination	Enhanced coordination in order to prepare the associated countries to take an active part in the CSFP in the field of counter-terrorism
4.	Strengthen humanitarian aid in Afghanistan and adjacent countries	Financial support for NGOs and international organisations (in particular UNHCR and WFP) through ECHO	Depends on humanitarian needs taking account of security constraints	Commission (ECHO)/ Member States	Aggregate allocation of EUR 559,5 million (from 11/9/01 to 8/5/02) Opening of an ECHO office in Kabul	- Additional contributions depending on needs and developments

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5.	EU support for a political and reconstruction process in Afghanistan	Various instruments	Depends on latest political and military developments	Member States / Presidency / SG/HR / Commission	Continued involvement of the EU in the process resulting in the Bonn Agreement (Petersberg, 6/12/01) - Meetings of the Steering Committee (reconstruction): Washington 20/11/01, Brussels 20-21/12/01; - Appointment of an EU special representative by GAC on 10/12/01; - EC rapid reaction mechanism: EUR 4,7 million to support the Bonn/Petersberg agreement process; - Donors Conference, Tokyo 21-22/1/02: EU pledged EUR 550 million for 2002 - Opening of Commission office in Kabul - Adoption of first Community rehabilitation (quick impact) programme with a budget of EUR 57,5 million on 26/2/2002 (quick impact)	- COASI will take account of this in discussions on the Commission communication on a new strategy for Asia - Aid will be provided, in particular through the Afghan Interim Administration

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6.	UN: ensure follow-up to Resolution 1373 adopted by the UN Security Council	– Various instruments, e.g. political dialogue, provision of technical assistance		Member States/ Commission GAC and other Council configurations	<ul style="list-style-type: none"> <li>- Common Position 2001/930/CFSP on combating terrorism</li> <li>- EU report to the Committee established under Article 6 of Resolution 1373 (2001) sent to the UNSC</li> <li>- Catalogue of current and future Community assistance to third countries in the areas covered by Resolution 1373 (justice, home affairs, money laundering, governance, etc.), sent as a Commission document to the Secretariat of the UNSC Counter-Terrorism Committee (March 2002)</li> <li>- Preliminary Commission document on identifying pilot countries that could benefit from Community assistance (October 2002)</li> </ul>	<ul style="list-style-type: none"> <li>Continuing action in all areas covered by Resolution 1373</li> <li>- Inventory of bilateral technical counter-terrorism assistance to third countries (ongoing work in COTER).</li> <li>- Compilation of EU model laws implementing UNSCR 1373 to be submitted to the CTC with a view to being made available to third countries through the CTC web site.</li> </ul>



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6a.	Combating all forms of financing of terrorist activities (implementation of Resolution 1373 (2001))	<ul style="list-style-type: none"> <li>- New Common Position</li> <li>- New Decision</li> </ul>		GAC	<ul style="list-style-type: none"> <li>- Adoption on 27 December 2001 of Council Regulation (EC) No. 2580/2001 on specific restrictive measures directed against certain persons and entities with a view to combating terrorism and Council Common Position on the application of specific measures to combat terrorism (2001/931/CFSP)</li> <li>Adoption on 28 October 2002 of Council Common Position updating Common Position 2001/931/CFSP on the application of specific measures to combat terrorism and repealing Common Position 2002/462/CFSP (2002/847/CFSP) and Council Decision implementing Article 2(3) of Regulation (EC) No. 2580/2001 on specific restrictive measures directed against certain persons and entities with a</li> </ul>	<ul style="list-style-type: none"> <li>- Updating the list in the Annex to the Common Position</li> <li>- A seminar organised by the Presidency and the Commission on combating the financing of terrorism will take place in Brussels on 27 November 2002</li> <li>- COTER will examine financing of terrorism in greater depth</li> </ul>
				Commission / Council		

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					view to combating terrorism and repealing Decision 2002/460/EC (2002/848/EC)	

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7.	UN: ensure follow-up to Resolution 1390 (2002): – visa ban – embargo on arms sales and military assistance – freezing of assets: implement decisions to freeze the assets of Usama bin Laden, Al-Qaida, the Taliban and associates taken by the Sanctions Committee set up under Resolution 1267 (1999)	- New EC Regulation	As soon as possible	GAC / Member States / Commission	Adoption by the Council on 27/5/02 of a Common Position (OJ L139, 29/5/02, p. 4) and a Regulation (OJ L139, p.9) (last amended on 29.10.2002) (OJ L295, 30.10.2002, p.11) imposing certain specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban	- Updating of Commission Regulations implementing Council Regulation (881/2002/CFSP)
8.	UN: Conclusion of a UN General Convention on International Terrorism	Negotiations with the UN partners with a view to reaching a global agreement	None	GAC / Member States	Demarches by the Troika in New York and the capitals of certain countries	Negotiations to be monitored by COTER in close collaboration with CATS
9.	UN: signing and ratification of the Convention for the Suppression of the Financing of Terrorism		Ratification by all Member States as soon as possible	Member States	All Member States have signed the Convention (7/10/01). Denmark, Greece, France, the Netherlands, Austria, Finland, Sweden and the UK have ratified the 1999 New York Convention. Belgium, Ireland, Italy and Portugal intend to ratify the Convention in 2002	Monitoring of progress of ratifications by the COTER Working Party

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10.	UN: Speeding up of the signing, ratification and rapid implementation of all relevant international Conventions <i>(NB: there are 12 sectoral Conventions)</i>	Political dialogue/demarches	Ratification by all Member States as soon as possible. Demarches with third States as soon as possible	GAC/SG/HR/ Member States	- Troika demarches - Use of Ministerial meetings during the UNGA Ministerial week - To date 5 Member States have ratified all 12 Conventions (A/DK/FIN/NL/UK)	Monitoring of progress of ratifications by the COTER Working Party

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11.	– Systematic evaluation of the Union's relations with third countries in the light of their possible support for terrorism	Reference framework ("benchmarks" and "analysis grid") Secretariat policy document (5763/02) Presidency note to GAC (6332/02)		GAC / Member States	<ul style="list-style-type: none"> <li>– With a view to strengthening the role of counter-terrorism aspects in the EU's relations with third countries</li> <li>– Examination of any measures to be taken, particularly in the following areas: <ul style="list-style-type: none"> <li>(a) Incorporation of a terrorism clause into agreements with third countries</li> <li>(b) Technical assistance to third countries (the Commission has identified 3 pilot countries: Indonesia, the Philippines and Pakistan)</li> <li>(c) Strengthening of political dialogue (bilateral, regional and multilateral)</li> <li>(d) Other trade instruments ("carrot and stick")</li> </ul> </li> <li>– COREPER 17/4/02: agreement on the language to be used in the anti-terrorism clause in agreements with third countries (7750/02)</li> </ul>	Continuation of the systematic evaluation of the relations between the Union and third countries

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11a	– Inclusion of a terrorism clause in agreements with third countries			CAG/MS/COM/PRES	<p>- Lebanon: adoption by the Council on 22/4/02 of a cooperation agreement between the EU and Lebanon in the form of an exchange of letters concerning cooperation in the fight against terrorism (7642/02)</p> <p>- Algeria: insertion of a clause concerning the fight against terrorism in the association agreement initialled on 19/12/01 (6786/02, Article 90).</p> <p>- Egypt: insertion of a clause concerning the fight against terrorism in the association agreement signed on 25/06/01 (7371/01, Article 59)</p> <p>- Chile: insertion of a clause concerning cooperation against terrorism in the association agreement (11783/01, Article 15)</p>	<p>Updating of the list of existing and future agreements with third countries by Cion.</p> <p>- Chile: signing of the agreement on 18/11/02</p>

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12.	Adjustment of EU policies on non-proliferation and disarmament	<ul style="list-style-type: none"> <li>- Joint consideration</li> <li>- Contacts with the United States</li> <li>- GAC conclusions</li> <li>- Joint action on non-proliferation and disarmament in Russia</li> <li>- Targeted initiative</li> </ul>		Presidency/CAG Commission	<ul style="list-style-type: none"> <li>- Adoption of GAC conclusions on 10/12/01 and 15/4/02 on targeted initiatives</li> <li>- EU-USA consultations on non-proliferation, disarmament and arms control (Madrid, 20/2/02)</li> <li>- with USA 27/3/02</li> <li>- Ad-hoc meeting of EU/USA experts on the coordination of our assistance regarding export controls on 7/6/02</li> </ul>	Comply with USA request to hold a second CONOP/CODUN Troika

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13.	Step up scrutiny of candidate countries' activities to combat money laundering	Peer evaluation	None	Commission	PHARE action to combat money laundering in progress	- PAPEG meeting on 20/11/02 - Expected date of completion of PHARE action: 31-12-03.
13a	Council of Europe: Amendment to the European Convention of 27 January 1977 on the Suppression of Terrorism	Negotiations with partners in the Council of Europe with a view to reaching an agreement	None	GAC / Member States	Meetings of COTER and the group of experts on 18-19/3/02 (on-the-spot coordination between the 15)  On 7 November 2002 the Committee of Ministers of the Council of Europe approved the content of the draft protocol drawn up by the experts.	Negotiations to be monitored by COTER in close collaboration with CATS

#### **JUSTICE AND HOME AFFAIRS (JHA) COUNCIL**

***NB:** This "road map" contains only actions and measures endorsed in principle by the European Council or the Council. Some Member States have suggested other initiatives which could be incorporated into the "road map" depending on how they are received (see 13176/01 and 8784/02). At its meeting on 6 and 7 December 2001 the Council (JHA) noted the German delegation's proposals set out in 13176/01 and instructed the Article 36 Committee and the Strategic Committee on Immigration, Frontiers and Asylum to examine them as soon as possible.*

#### **LEGISLATIVE MEASURES**

14.	Make Eurojust operational			Council / European Council	- Adoption of the Council Decision setting up Eurojust (28/2/02) - Commission opinion of 4/6/02 on proposal for financial regulation - Rules of procedure approved by the Council on 13/6/02	- Provisional location of Eurojust in The Hague on 10/12/02 - Financial regulation to be adopted
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15.	European arrest warrant	Framework Decision		Council	Adoption of Framework Decision by the Council on 13/6/02	
16.	Definition of terrorist offences				Adoption of Framework Decision by the Council on 13/6/02	
17.	Freezing of assets	Framework Decision		Council	The Council agreed on the content of the Framework Decision on 28/2/02, subject to a number of parliamentary reservations and reconsultation of the EP	The relevant Working Party is examining the certificate in order for the Framework decision to be adopted when parliamentary scrutiny reservations have been lifted
18.	Entry into force of the two Extradition Conventions of 1995 and 1996	Ratification by Member States		Member States	The two conventions have not yet been ratified by F and I.  The 2 Conventions already apply between the Member States which have made a declaration to that effect	Status of ratification procedure under regular review
19.	Entry into force of the Convention on Mutual Assistance in Criminal Matters	Ratification by Member States	In the course of 2002	Member States	Convention ratified by PORT	– Ratification by the 14 other Member States – Status of ratification procedures under regular review

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20.	Mutual assistance in respect of money laundering and financial crime	Protocol to the Convention on Mutual Assistance		Council	The explanatory report to the Protocol was adopted by the Council (JHA) on 14-15 October 2002.	To be ratified by the Member States
21.	Examination of legislation with reference to the "terrorist threat"	Commission report	By the end of 2002	Commission/Council/Parliament	Commission working paper of 5/12/01: The relationship between safeguarding internal security and complying with international protection obligations and instruments	Examination of terrorist and criminal threat when examining each new legislative proposal (cf. Commission Communication 8809/02 ADD 3)
22.	Prevention of crime involving the use of electronic communication systems	(1) Framework Decision on attacks targeting information systems  (2) Framework Decision on mutual recognition of measures on the taking of evidence (which will also cover investigations into computer crime)	As soon as possible	Commission/Council	(1) Referral to the Council by the Commission of a Draft Framework Decision on 22/04/02 (8586/02)	(2) Proposal will be forwarded by the Commission end of 2002

	<b>OBJECTIVE</b>	<b>MEANS/ INSTRUMENTS</b>	<b>DEADLINE</b>	<b>BODY RESPONSIBLE</b>	<b>PROGRESS ALREADY MADE</b>	<b>FORTHCOMING WORK</b>
23. <sup>1</sup>	Setting up a Community mechanism for the coordination of civil protection measures	Decision		Commission	Adopted by the Council on 23.10.2001	The Commission implements the adopted measures
<b>OPERATIONAL MEASURES</b>						
24.	Identification of suspected terrorists in Europe and of the organisations which support them in order to draw up a common list of terrorist organisations	Cooperation between the services of Member States/Europol		– JHA Council – Persons responsible for anti-terrorist units, intelligence and Europol	JHA Council took note of the updated common list of terrorist organisations on 13/6/02	An updated list will be submitted to the Council on 28/29-11-2002, including a classification of the terrorist groups.
25.	Systematic transmission to Europol of any piece of data relevant to terrorism	Member States/Europol cooperation	None	Member States	– The Director of Europol reported to the Council meetings on 6-7/12/01 and 13/6/02 – Decision of the Multidisciplinary Group on Organised Crime to launch a third evaluation round on the exchange of information between Member States and between Member States and Europol (9742/02)	

<sup>1</sup> See also point 43.

	<b>OBJECTIVE</b>	<b>MEANS/ INSTRUMENTS</b>	<b>DEADLINE</b>	<b>BODY RESPONSIBLE</b>	<b>PROGRESS ALREADY MADE</b>	<b>FORTHCOMING WORK</b>
26.	Strengthening cooperation between the heads of anti-terrorist units	Meetings		Presidency/Police Chiefs Task Force (PCTF)	<p>– Proposals to strengthen cooperation drawn up by the PCTF incorporated into 14571/1/01 REV 1</p> <p>– At the PCTF meeting on 8-10/4/02: Decision to create a structure to follow up the PCTF recommendations composed of the previous, current and forthcoming presidencies, Europol, the Commission and the GSC. That structure will meet once between the PCTF meetings. The GSC will provide the permanent secretariat of the PCTF.</p> <p>– 6th PCTF meeting on 22-23/7/02 in Copenhagen (11751/02 ENFOPOL 114)</p> <p>– First meeting of the structure to follow up PCTF recommendations on 24/7/02 in Copenhagen</p>	Next meeting under the Greek Presidency on 5-6/05/2003.
27.	Strengthening cooperation between anti-terrorist magistrates	Meetings	None	Eurojust	Regular contacts between anti-terrorist magistrates, with Eurojust acting as intermediary	

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28.	Better cooperation and exchanges of information between all intelligence services	Regular meetings of heads of intelligence services	None		A meeting of heads of intelligence services was held in Madrid on 20/2/02, with a Europol representative present.	

	<b>OBJECTIVE</b>	<b>MEANS/ INSTRUMENTS</b>	<b>DEADLINE</b>	<b>BODY RESPONSIBLE</b>	<b>PROGRESS ALREADY MADE</b>	<b>FORTHCOMING WORK</b>
29.	Strengthening cooperation between police services, including Europol and intelligence services		None	Presidency/CATS	<p>– The President of the JHA Council noted on 13/6/02 a general approach to the draft Council Decision on the Spanish initiative for implementation of specific measures for police and judicial cooperation to combat terrorism taken under Article 4 of Common Position 2001/931/PESC (7756/4/02 REV 4 + 10633/02)</p> <p>– The proposal for a Council decision on the financing of certain activities carried out by Europol in connection with cooperation in the fight against terrorism (11702/02 ENFOPOL 60 JAI 182) was discussed in WPT and CATS on 3-10-2002</p>	<p>Formal adoption of the text is scheduled for the JHA Council on 28-29 November 2002</p> <p>Currently being discussed in TWG and CATS</p>

	<b>OBJECTIVE</b>	<b>MEANS/ INSTRUMENTS</b>	<b>DEADLINE</b>	<b>BODY RESPONSIBLE</b>	<b>PROGRESS ALREADY MADE</b>	<b>FORTHCOMING WORK</b>
30.	Setting up of a team of anti-terrorist specialists within Europol	Decision adopted by Brussels European Council (21/09/2001)	Urgent	Member States/Europol Management Board	<p>– All Member States have sent police or intelligence specialists to Europol. Team operational in November 2001.</p> <p>The Director of Europol reported to the Council on 13/6/02</p> <p>An evaluation was made of the task force's second period of activity (6 months). The evaluation report was examined by the Management Board</p>	<p>In draft recommendations Europol 86/ENFOPOL 132 (future of the CTTF), the Management Board has suggested to the CATS/ COREPER/COUNCIL,</p> <ul style="list-style-type: none"> <li>- that the relevant CTTF activities should be transferred into the permanent structure of Europol on 31-12-2002 with a three-month transitional period,</li> <li>- that Member States be invited to consider the secondment of their CTTF representatives to Europol and to designate further experts on terrorism to be attached to the Europol National Units,</li> <li>- and that Europol should elaborate an action plan including an overview of its financial implications, for discussion and adoption by the Management Board at</li> </ul>

	<b>OBJECTIVE</b>	<b>MEANS/ INSTRUMENTS</b>	<b>DEADLINE</b>	<b>BODY RESPONSIBLE</b>	<b>PROGRESS ALREADY MADE</b>	<b>FORTHCOMING WORK</b>
						its 16-12-2002 meeting. - The Management Board report is scheduled to be endorsed by the Council at its meeting on 28-29 November 2002



	<b>OBJECTIVE</b>	<b>MEANS/ INSTRUMENTS</b>	<b>DEADLINE</b>	<b>BODY RESPONSIBLE</b>	<b>PROGRESS ALREADY MADE</b>	<b>FORTHCOMING WORK</b>
31.	Better coordination between Europol/Eurojust and the Police Chiefs Task Force		None	CATS	– Initial discussion by CATS on 17-18/1/02 based on a report prepared by the heads of the three bodies (15389/01) – Discussion by Europol Steering Committee on 28/5/02	Negotiations between Eurojust and Europol
32.	Speeding up the linking of the EJM to the VPN secure electronic network		None	General Secretariat of the Council	Technical examination under way by GSC. Pilot project finished.	Evaluation of the pilot project by the EJM
33.	Possible extension of SIS access to other public services		None	Council	Agreement in JHA Council on 13/6/02 on the new requirements for SIS (9773/02)	Negotiation of Spanish initiatives (9407/3/02 REV 3 and 9408/3/02 REV 3)
34.	Peer evaluation of national arrangements for combating terrorism		Evaluation report before end 2002	Council / General Secretariat of the Council	Two national experts started work at the GSC on 1/6/02  On 14/15-10-2002 the Council reached a general approach on the decision establishing a mechanism for evaluating the legal systems and their implementation at national level in the fight against terrorism.	Formal adoption of the text is scheduled for the Council meeting on 28/29-11-2002

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35.	Inventory of national measures and early warning plans		Urgent	Working Party on Terrorism and Police Chiefs Task Force	– Meeting of Police Chiefs Task force on 30 and 31/10/01 – Report to JHA Council on 6-7/12/01 and 13/6/02	
36.	Send TE-SAT report to the European Parliament			Council	– Report approved by the Council on 26/3/02 and forwarded to the EP	TE-SAT report will be submitted to the JHA Council on 20 December 2002
37.	Intensify cooperation on and harmonisation of legislation on arms and explosives		None	Commission/Council	Recommendations annexed to 10564/2/01 REV 2, submitted to the Council meeting on 28/1/02	Initiative to be taken by the Commission
38.	Strengthening of external border checks	Report		Presidency/Member States/Heads of border control services/Immigration services	– On 30/5/02 presentation in Rome of the IT feasibility study on establishing a border police force and presentation of the results of a project conducted by AUT, B, FIN on border police. Also presentation and follow-up to the RIO II high impact operation.	The implementation of the plan for the management of the external borders of the EU-MS and the implementation of the Seville conclusions regarding border control, which started in July 2002, is continued.

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38.	(continued)				– Plan for management of the external borders of the Member States adopted by the Council on 13/6/02 (9834/1/02 REV 1). See also the report to the Council (12931/02)	
39.	Coordinated recourse to Article 2(2) of the Schengen Convention (re-establishment of border checks)		None	Council	– First examination in the WP on Terrorism on 26/10/01 – on 23/11/01 the CATS approved a definition of a terrorist threat of exceptional gravity proposed by the WP on Terrorism (14181/1/01 REV 1)	Commission requested to make proposals for Article 2(2)
40.	- Establish network for exchanging information on visas issued - Establish visa data base (applications – issued, rejected)		The Commission will draw up a preliminary report on the feasibility of a common identification system for visa data by the end of 2002. The final result of the feasibility study is due by March 2003	Commission	– Communication from the Commission to the Council and the European Parliament on development of the Schengen Information System II (5472/02) – Guidelines for the introduction of a common system for an exchange of visa data (9243/02). Conclusions adopted by the Council on 13/6/02 (9516/02).	The Commission will submit a draft proposal for the legal framework for the database before mid-January 2003

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41.	Improve input of alerts into SIS (Articles 95, 96 and 99)		None	Member States	<ul style="list-style-type: none"> <li>- Discussion has begun on all the new SIS functionalities and issues of data quality and updating the system (9391/02)</li> <li>- Adoption by the JHA Council on 13/6/02 of the conclusions on new functionalities of SIS. Amendment of the SIRENE Manual by a group of experts.</li> <li>- Draft of best practices on SIS (13035/02)</li> </ul>	<ul style="list-style-type: none"> <li>- Negotiation of Spanish initiative (9408/3/02)</li> <li>- Adoption by Council of "Best practices on SIS"</li> <li>- Discussion of forthcoming proposals for amendments to the SIRENE Manual</li> </ul>
42a	Internal security and compliance with international obligations regarding protection of fundamental rights	Working document	Urgent	Council/Commission	<ul style="list-style-type: none"> <li>- The Commission has adopted a working document on the relationship between safeguarding internal security and complying with international obligations regarding the protection of fundamental rights</li> <li>- The Immigration and Asylum Committee discussed the working document for the first time at its meeting on 18/6/02</li> </ul>	

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42b	Enhanced exchange of information			Council	<ul style="list-style-type: none"> <li>- Draft Council Recommendation on the development of terrorist profiles (11858/3/02 ENFOPOL 117 REV 3) should be agreed by the Council on 28/11/02</li> <li>- A German proposal for setting up Europe-wide electronic profile searches (13626/02 ENFOPOL 130) was discussed in CATS on 7/8-11-2002</li> </ul>	

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43. <sup>1</sup>	Increase cooperation in civil protection and health	Programme designed to improve cooperation between Member States  Designation of a European coordinator for civil protection action	Adoption by the Justice and Home Affairs Council on 28-29 November 2002 Possible presentation at the European Council in Copenhagen on 12-13/12/02	Commission, Council, Member States: DG for civil protection	Programme for improving cooperation within the EU on protecting the population against bacteriological, chemical, radiological and nuclear terrorist threats, adopted by the Council on 13/6/02 (9593/02, 9224/02, 8400/02, 15569/01 and 13913/01)	An overall programme drawn up by the Civil Protection Working Party will be presented to COREPER (13-11-2002) with a view to submission to the Justice and Home Affairs Council on 28-29 November 2002 for adoption, GAERC on 9-10 December 2002 ("take note of") and possibly the European Council in Copenhagen (12-12-2002). COREPER will decide on questions related to the coordinator and the need for a special agency.
44.	Increase security standards at airports and on board aircraft <i>(see point 60)</i>		Urgent	Council/Member States	- Proposal for a Regulation laying down common rules in the field of civil aviation safety - Austrian proposal at the Council on 28/2/02 (Sky marshals programme)	

<sup>1</sup> See also point 23.

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45.	Extension of machinery for automatic information exchange between the Financial Intelligence Units (FIUs)	Money laundering Directive 91/308/EEC as amended by Directive 2001/97/EC and Council Decision 2002/642/JHA	Urgent	Council	Information on developments in the FIU.net project was given at the MDG meeting on 16/10/2002 (9459/02 and 12905/02). A FIU.net is to be created among some candidate countries within the PHARE money laundering project. Germany will participate in the FIU.net (12905/02 CRIMORG 89)	Task Force meeting in the FIU.net to take place in February 2003. Meeting with the PHARE FIUs to take place in February 2003.
<b>COOPERATION IN THE JHA FIELD WITH THE UNITED STATES</b>						
<i>N.B.: These cooperation measures were defined in particular during a visit to Washington on 18 October 2001 by a delegation from European Union bodies led by the Belgian Presidency.</i>						
46.	Assessment of all aspects of terrorist threat	Meetings/contacts	Urgent	Europol/Council	Several contact points identified: - Joint COTER/Working Party on Terrorism Troikas twice every six months (could not be held jointly) - Team of counter-terrorism specialists within Europol must work closely with its US counterparts  COTER/JAI meeting on 12.7.2002	(see points 2, 30 and 48)

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47.	Increased EU-US cooperation in relevant international fora	Meetings/contacts	Ongoing	Council/Member States	Discussion at informal JHA meeting (Madrid, 8/2/02)  Informal US-EU meeting on 13/14-09-2002 cf 2	Monitoring by COTER and transatlantic dialogue bodies.



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48.	Pressure on countries where banking systems facilitate the generation and transfer of funds which could finance terrorism	Diplomatic contacts	Ongoing	Council/Member States/Commission	<p>- At its meeting in Washington (29-30/10/01) the FATF, extending its mandate to cover action to combat the financing of terrorism, adopted 8 recommendations on coordination</p> <p>- The FATF initiated a global self-assessment process for countries to assess themselves against the 8 special recommendations, to identify countries for priority technical assistance by the IMP, the World Bank and the UN.</p> <p>At the FATF Plenary meeting on 9/11/2002 the NCCT list was updated and the FATF recommended its members to impose counter-measures against Nigeria and Ukraine as of 15/12/2002 if necessary. It was concluded at the ECOFIN meeting on 5/11/2002 that Member States should apply counter-measures against Nigeria and Ukraine as decided by the FATF.</p>	Monitoring of FATF discussions by ECOFIN and JHA Councils Preparation of EU common positions in the FATF

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49.	Share best practices in the fight against terrorism	Contacts	None	Member States	Meeting of Police Chiefs Task Force in Las Palmas de Gran Canaria on 9-10/4/02 (8839/1/02 REV 1)  Meeting of Police Chiefs Task Force in Copenhagen on 22/23-07-2002 (8839/1/02 ENFOPOL 63 REV 1)	
50.	Intensify cooperation between Europol and US law enforcement agencies	<ul style="list-style-type: none"> <li>- Informal cooperation</li> <li>- Agreement without exchange of data</li> <li>- Negotiation of an agreement</li> </ul>		Europol/Council	<ul style="list-style-type: none"> <li>- Signing of the agreement between Europol and the US on 6/12/01 (excl. personal data)</li> <li>- Council agreement on 6/12/01 for the Director of Europol to open negotiations for an agreement with the US (incl. exchange of personal data)</li> <li>- Development of a joint Europol/FBI project on the methods used by the perpetrators of the attacks on 11/9/01 (joint Europol/FBI doc.).</li> <li>- Designation in April of two Europol liaison officers in Washington</li> </ul>	<ul style="list-style-type: none"> <li>- Poss. meetings of ad hoc Working Party with US (FAA)</li> <li>- Meeting between PRES/Cion/GSC/ EUROPOL/EUROJUST/ Joint Supervisory Body and US experts to continue the examination of the appropriate legal arrangements for personal data protection in the United States</li> </ul> <p>In the light of the positive opinion of the Europol Joint Supervisory Body, the Europol Management Board examined, at the end of October 2002, the draft supplementary agreement between the US and Europol on the</p>

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						exchange of personal data and related information (EUROPOL 82 and ADD 1). It subsequently decided to submit the agreement to the CATS (meeting on 07/08-11-2002) in order to enable the Council, at its meeting on 28/29-11-2002, to authorise the Director of Europol to sign the agreement.

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51.	Intensify cooperation on mutual assistance in criminal matters	EU-US agreement based on Art. 38 TEU	None	Presidency/Council	<p>Adoption by JHA Council on 26/4/02 of the negotiating mandate for an agreement with the USA on extradition and mutual assistance in criminal matters and agreement on 2/5/02 between EU and USA to negotiate with a view to concluding a treaty on that matter; first round of negotiations with the USA on 28/6/02.</p> <p>6 EU-USA negotiation sessions will take place on 28-06-2002, 16/17/18-07-2002, 04/05/06-09-2002, 23/24/25-09-2002, 29/30/31-10-2002, 12/13/14-11-2002.</p>	<p>One meeting is planned at this stage, on 10-11.12.2002. The JHA Council of 28-29 November 2002 will be informed of the work in progress and will be asked to give guidelines for future negotiations. If possible, a draft agreement may be presented at the Council meeting (JHA) 19-20 December 2002</p>
52.	Intensify cooperation between Pro-Eurojust/ Eurojust and US magistrates specialising in counter-terrorism	Contacts	None	Pro-Eurojust	<ul style="list-style-type: none"> <li>- Visit by 3 members of Pro-Eurojust to Washington on 19/11/01</li> <li>- Appointment of a US contact point for Eurojust</li> <li>- Regular meetings between Eurojust and the US contact point</li> <li>- Visit to Brussels by Assistant Attorney General on 21/3/02</li> </ul>	

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53.	Intensify cooperation with the United States in the field of illegal immigration, visas and false documents	Contacts	None	Strategic committee (SCIFA)	<ul style="list-style-type: none"> <li>- Meeting on 8/2/02 in Madrid with the US in the context of the transatlantic dialogue</li> <li>- Adoption by the JHA Council of an action plan against illegal immigration on 28/2/02</li> <li>- Submission to USA on 22/4/02 (alongside a SCIFA meeting, see 8066/02) of the Commission's proposals as discussed by SCIFA</li> <li>- Joint CIREFI-US/Canada meetings on 20/6/02 and 29/10/02</li> <li>- Troika meeting in Copenhagen on 15/7/02</li> <li>- Joint EU-US meeting on airport transit arrangements on 16/7/02 under DK Presidency</li> <li>- Meeting of the Working Party on Frontiers with the USA on 16/7/02</li> <li>- Seminar on illegal immigration by sea in October 2002</li> <li>- Meeting in the working group on false documents with USA on 15/10/02</li> <li>- Meeting in CIREFI with USA on 29/10/02</li> </ul>	- (Poss.) SCIFA meeting with USA on 09/12/02 concerning a.o. an airport alert mechanism.

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54.	Measures against non-cooperating countries and territories (NCCTs) identified by the FATF and enlargement of FATF action to include measures to combat financing of terrorism. Better coordination between Member States	Coordination in FATF  Implementation by the Member States of 40 FATF recommendations on money laundering		Council/Member States	- Joint JHA/ECOFIN Council decided on 16/10/01 that Member States would take a series of joint counter-measures (12665/01) - Plenary meeting of the FATF in Washington on 29-30/10/01 (at which FATF remit extended to cover funding of terrorism).	

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54.	(continued)				Decision to identify, as from June 2002, countries which do not combat the financing of terrorism - FATF meeting in Paris on 19-21/6/02 - Examination of the model for standard agreement on mutual assistance in criminal matters by CATS (17/1/02) and COREPER (31/1/02) with a view to its adoption by the JHA Council	
<b>ECOFIN COUNCIL</b>						
55.	Prevention of use of financial system for money-laundering purposes	Directive	15/6/03	Member States	Directive adopted in December 2001	Transposition in Member States
56.	Measures to counter insider dealing and market manipulation (market abuse)	Directive	None	Council/European Parliament	Adoption of Common Position by the Council expected in July 2002	Second reading by European Parliament

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57.	Establishing minimum transparency criteria for various types of legal entities (such as trusts, trust funds and foundations), for the purpose of identifying the beneficial owners more easily	Definition of priorities and measures	Before the end of the year	Commission/Council	Council has taken note of Commission's report	Commission will shortly be proposing possible priority measures
<b>TRANSPORT/TELECOMMUNICATIONS COUNCIL</b>						
58.	Adoption of common rules in the field of civil aviation security	Regulation on ground checks in EU airports		Council/Parliament	Common Position adopted by the Council on 28/1/02 and forwarded to EP on 6/2/02. Amendments on second reading passed by EP on 14/5/02 (8827/02)	Conciliation concluded. Act to be published very soon.
59.	Additional security measures in civil aviation	Ad hoc multidisciplinary group		Commission/Presidency/ Member States	Cooperation in CEAC and ICAO	



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60.	Compensation for extra security costs	Commission communication of 10/10/01 (12691/01 AVIATION 86)	Ongoing	Member States	The Transport Council of 3-4/10/02 held an exchange of views on the situation in the insurance market in the field of civil aviation following the terrorist attacks of 11 September 2001, and took note of the presentation by the Commission of a proposal for a regulation on minimum insurance requirements.	The Council took note of the Commission's proposal regarding state guarantee schemes for airline insurance: these schemes should not be extended beyond 31/10/2002. As of that date, any scheme still in operation must be notified to the Commission for consideration under normal state aid procedures.

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61.	Increased international cooperation in the interests of heightened security worldwide	ICAO  Bilateral cooperation with the US	Ongoing	Commission/Council / Member States  Community/ United States	– The high-level ICAO Ministerial Conference (19-20/2/02, Montreal) – acknowledging that aviation security remains the responsibility of States – decided on an Action Plan with a programme to monitor implementation of security measures (Audit). The Member States agreed to contribute to the financing of the audit programme  – Convergent action at multilateral level	ICAO discussions on – development of the action plan – in particular, establishment of international regulations governing cockpit security – implementation of the Audit programme  Commission proposals  Continued Transatlantic dialogue

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62.	<p>Increased security standards in the field of shipping</p> <ul style="list-style-type: none"> <li>– Requirement for all ships to carry an automatic information system (advance implementation)</li> <li>– development of security plans for ships</li> <li>– extension of security rules in ports</li> </ul>	<ul style="list-style-type: none"> <li>– Amendments to the IMO's SOLAS Convention and its extension to cover ports</li> <li>– Amendments to the International Code for the Security of Ships and Port Facilities</li> </ul>	<ul style="list-style-type: none"> <li>– MSC Intersessional meeting 9-13/9/02</li> <li>– London, Diplomatic Conference, December 2002</li> </ul>	Member States with coordination at Council level	<p>Broad agreement among Member States on the general principles of the action to be taken within the IMO; favourable response to American proposals, excepting the unilateral US decision to inspect the ports of third countries (including European) and to restrict access to US ports for vessels from ports deemed unsafe.</p> <p>Coordination for MSC 75 in Brussels (i.a. 25/6/02) and London</p>	
63.	<p>Additional security measures in the field of shipping</p> <ul style="list-style-type: none"> <li>– legal force for certain measures not binding on the IMO (Circ. 443)</li> </ul>	Community legislation proposal	Proposal expected in the course of the second half of 2002	Commission		Dependent on IMO discussions

	<b>OBJECTIVE</b>	<b>MEANS/ INSTRUMENTS</b>	<b>DEADLINE</b>	<b>BODY RESPONSIBLE</b>	<b>PROGRESS ALREADY MADE</b>	<b>FORTHCOMING WORK</b>
64.	Ensure a balance between data protection and police efficiency	Directive concerning the processing of personal data and the protection of privacy in the electronic communications sector	Barcelona European Council asked that this Directive be adopted quickly	Commission/Council / Parliament	Council Directive 2002/58/EEC of 12/06/2002 was published in OJ L 201 of 31/07/2002.	Follow-up to the codecision procedure

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