

Brussels, 31 January 2020

BRIEFING NOTE *(Commission Internal)*

Context of the meeting/scene setter

You will meet the Slovenian [REDACTED] on 31 January to touch upon the upcoming Commission's initiatives and their future Presidency of the Council (second half of 2021).

personal data

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

out of scope

Main key messages

- [REDACTED]
[REDACTED]
- [REDACTED]
[REDACTED]
- [REDACTED]
[REDACTED]

[REDACTED]

- [REDACTED]

[REDACTED]

out of scope

- [REDACTED]

- [REDACTED]

E-Privacy Regulation: The Commission adopted the proposal in 2017. The EP’s LIBE Committee granted its negotiation mandate on 23 October 2017, which was renewed by the new Parliament in October 2019. At the COREPER on 22 November 2019, the Council failed to agree on a General Approach. A progress report was adopted at the Telecom Council on 3 December 2019. The Croatian Presidency identified the main issues to be solved for a General Approach: an appropriate provision for the processing of data for the purpose of preventing child sexual abuse; and the issue of conditionality between access to a website or service and the user’s consent to cookies (cookie walls).

- [REDACTED]

- [REDACTED]

decision-making process

- E-privacy is amongst the “priority pending files” in the Commission Work Programme for this year, underlying our commitment to the proposal.

- We encourage Slovenia to keep working constructively with the Croatian Presidency on a balanced text. [REDACTED]
- The Regulation is urgently needed, since it will modernise the current Directive and provide privacy protection to all electronic communications of individuals. It will also ensure a level-playing field between all providers of electronic communications services, regardless of whether they are telecom providers or Over-the-Top service providers (“OTTs”), such as WhatsApp.
- The Commission will continue discussions with Member States on this important file and work closely with the Croatian Presidency so that the Presidency can soon present a revised text.

decision-making
process

[REDACTED]

out of scope

[REDACTED]

- [REDACTED]

[REDACTED]

- [REDACTED]