

Strasbourg, 05 November 2025

T-PD(2024)49RAPAbr_EN

**CONSULTATIVE COMMITTEE OF THE CONVENTION
FOR THE PROTECTION OF INDIVIDUALS WITH REGARD TO
AUTOMATIC PROCESSING OF PERSONAL DATA**

(CONVENTION 108)

49th Plenary Meeting

Palais de l'Europe, Room 2
Strasbourg, 03-05 November 2025

ABRIDGED REPORT

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- Item 1 **Opening of the meeting / Statement by the Chair and the Secretariat**
The Committee took note of the information provided by the Chair and the Secretariat.
- Item 2 **Adoption of the agenda**
The Committee adopted the agenda.
- Item 3 **Convention 108+ state of play**
The Committee took note of the information provided by the Secretariat on the signatures and ratifications of the Protocol amending Convention 108 (CETS No. 223, hereafter Convention 108+): 46 signatures out of which, 33 ratifications. Since the June 2025 plenary, neither ratification nor signature was recorded to the Amending Protocol CETS No. 223.
- The Committee held a tour de table on the state of play of the internal signature/ratification process in the Parties who have signed but not ratified Convention 108+ yet and those who have neither signed, nor ratified. It took note of the information provided by the T-PD members and strongly encouraged all State Parties to sign and ratify Convention 108+ as soon as possible.
- As regards Costa Rica, the Committee took note of the information provided by the Secretariat and held an exchange of views on the latest developments and decide on the necessary follow up.
- Item 4 **Transborder data flows of personal data (MCC, Interoperability, other possible tools)**
The Committee took note of the presentation by the Secretariat on possible further actions regarding the transborder flows of personal data and the importance of the approval of CoE MCC at domestic level. It also took note on the improvement of the webpage on MCC on the CoE website, including the Spanish translation of the CoE MCC that has recently been uploaded.
- The Committee also held a discussion on new initiatives on data transfers as proposed by the Work Programme 2026-2029 and decided to task the secretariat to prepare the questionnaire and the draft Action Plan as per Action A.1 and A.2 and to prepare the decision of the committee for the appointment of rapporteurs to promote CoE standards and tools (such as CoE MCC) in global data protection platforms or forums and exchange on data transfer frameworks (such as: OECD, GPA, EDPB, RIPD, NADPA, Global CBPR Forum, ASEAN, G7, etc. and to contribute to convergence of data protection regimes at global level.
- Item 5 **Data Protection in the context of Large Language Models (LLMs)**
The Committee took note of the presentation by Ms Anamarija Mladinić, rapporteur and Ms Murielle Popa-Fabre (Responsible AI), expert on the “Draft Guidelines on Privacy and Data Protection in the Context of Large Language Models-based Systems”, held an exchange of views and invited delegations to send comments on the draft document by 21 November. The Committee also invited the Secretariat to work with the rapporteur and the experts on an amended version of the draft Guidelines based on comments received in view of its first full reading during the June 2026 plenary.
- Item 6 **Work Programme 2026-2029**
The Committee took note of the information provided by the Secretariat, held an exchange of views, adopted the Work Programme (2026-2029) and instructed the Secretariat to prepare its implementation as of January 2026.
- Item 7 **Draft Guidelines on Data Protection in the context of neurosciences**
The Committee took note of the information provided by the rapporteur, Ms Alessandra Pierucci and the expert, Dr Eduardo Bertoni held an exchange of views and invited delegations to send comments on the draft document by 21 November. The Committee also invited the Secretariat to work with the rapporteur and the experts on an amended version of the draft Guidelines based on comments received in view of its second full reading during the June 2026 plenary.
- Item 8 **Cooperation with other Council of Europe bodies and entities**
The Committee took note of the outcome of event “*Transparency and privacy in democratic societies*” organised jointly by the secretariat of the Council of Europe Access Info Group, Greco and the T-PD and called upon all Parties to consider signing and ratifying the Council of Europe Convention on Access to Official Documents (CETS No. 205), also known as the Tromsø Convention and decided to reflect upon possibilities to further substantiate the procedure of balancing human rights in question when replying to access to public information requests. The Committee also took note of the information provided by secretariat on the Council of Europe Framework Convention on Artificial Intelligence and human rights, democracy and the rule of law.

- Item 9 **Developments and activities in the field of data protection**
The Committee took note of the information provided by the participants and Secretariat, notably on the Global Privacy Assembly (Seoul, 15-19 September), congratulated its chair, Beatriz de Anchorena for receiving this years' GPA Giovanni Butarelli Award, the plans to create a Latin-American Observatory in the framework of the Iberoamerican Network, the meeting of the Berlin Group (Tbilisi, 2-3 July 2025), Conference on data protection and artificial intelligence (10 December 2025, Warsaw), Workshop on data governance (Dakar, 29-31 July 2025), EU Digital Alliance Week (Antigua, 22-25 September 2025), the preparation for a data protection course for trainers of DPOs in Ukraine (Kyiv, 04 November 2025), publication of data protection materials in a view of Ukraine accession to the EU (February 2025), 15th EDEN Event: Data Protection & Cybersecurity in Law Enforcement (21-22 October 2025), the IAPP High level meeting (Boston, 24 June 2025) and the Lisbon Forum (Lisbon, 29-30 October 2025).
- Item 10 **Cooperation**
The Committee took note of the various cooperation programmes relevant to data protection, in particular on the on-going institutional support to beneficiaries of the Southern Mediterranean region (South Programme V) and the renewal of the programme under South Programme VI, initiative to prepare a global cooperation programme by the Council of Europe on digital matters as well as on-going and possible future cooperation with data protection authorities under several Council of Europe Action Plans, notably in the Republic of Moldova, Armenia, Azerbaijan and Ukraine.
- Item 11 **Data Protection Commissioner**
The Committee welcomed Ms Tamar Kaldani as Data Protection Commissioner of the Council of Europe and took note of the information provided by her, notably on her intention to contribute to the effective implementation of the internal regulation of the Council of Europe and to actively promote the role of the Organization as an example throughout the world.
- Item 12 **Observers**
The Committee took note of the information provided by the observers, notably by EDPS on the latest development at the GPA and the Data Protection Day to be organized on 28 January 2026 in Brussels; by Gabon on the latest legislative development in the area of data protection in the country, and the country's intention to accede to Convention 108+, by Ecuador on the secondary legislation developed in the country in the area of data protection, artificial intelligence and with regard to emerging technologies and the need for taking into account in the standard setting activities of the committee the large gaps which exists in different part of the world with a view of new technologies, by the Philippines on the country's intention to accede to Convention 108+ and on ensuring the secretariat role for the GPA, by Red-Iberoamericana Network on the latest development within the network with regard the implementation of the Strategic Plan.
- Item 13 **Next meetings**
The Committee took note of the dates of the next plenary meeting to be held on 9-11 June 2026 (50th) in Strasbourg, as well as of the next Bureau meeting on 18-19 March 2026 (65th) in Paris.
- Item 14 **Stefano Rodotà Award**
The Committee took note of the information on a new version of internal competition rules presented by the Secretariat and welcomed the on-going preparation for the next edition of the award with a deadline for submission of applications of 15 December 2025.
- Item 15 **Any Other Business**

APPENDIX I

ANNOTATED AGENDA

	1. Opening of the meeting
	Statement by the Chair Statement by the Secretariat
T-PD(2024)48RAPAbrEN Pro memoria	Abridged report of the 48 th Plenary meeting (17-19 June 2025)
T-PD-BUR(2025)64RAPAbr Pro memoria	Abridged report of the 64 th Bureau meeting (29-30 September 2025)
T-PD(2021)WP2022-2025 Pro memoria	Work Programme of the Committee 2022-2025
TPD43(2022)7 Pro memoria	Rules of procedure
	2. Adoption of the agenda
	3. Convention 108+ State of play
	Information provided by the Secretariat: <u>Required action:</u> The Committee will take note of the information provided by the Secretariat and will hold a tour de table inviting those Parties who have signed but not yet ratified Convention 108+, as well as those who have neither signed, nor ratified to present the state of play of their domestic processes.
• Consolidated text of the modernised Convention ETS No. 108 • Explanatory report • Amending protocol CETS No.223 •	• Convention 108+: chart of signatures and ratification • Convention 108: chart of signatures and ratifications
T-PD(2020)08Rev - Expert Report	Costa-Rica <u>Required action:</u> The Committee will take note of the information provided by the Secretariat, will hold an exchange of views on the latest developments and decide on the necessary follow up.
	4. Transborder flows of personal data (MCC, Interoperability, other possible tools)
NEW Note from the Secretariat (rev2) Compendium of the Model Contractual Clauses and list of countries where they have been approved	Presentation by the Secretariat <u>Required action:</u> The Committee will hold a tour de table on the use of the approved MCC. The Committee will take note of the information provided by the Secretariat and will hold an exchange of views and decide on the necessary follow-up.
	5. Data protection in the context of Large Language Models

NEW Draft Guidelines on data protection in the context of Large Language Models Expert Report on “Privacy and Data Protection Risks in Large Language Models (LLMs)”	Presentation by the rapporteur Anamarija Mladinić, the experts Isabel Barberá (independent expert) and Murielle Popa Fabre (Responsible AI) and the Secretariat <u>Required action:</u> The Committee will take note of the presentation by the rapporteur and the experts, will hold an exchange of views and decide on the necessary follow-up.
	6. Work Programme 2026-2029
NEW Draft Work Programme 2026-2029	Presentation by the Secretariat <u>Required action:</u> The Committee will hold an exchange of views and adopt the Work Programme 2026 – 2029 and decide on the necessary follow up.
	7. Draft Guidelines on Data Protection in the context of neurosciences
NEW Draft Guidelines on Data Protection in the context of neurosciences Expert report CDBIO report on Neurotechnologies and human rights framework: do we need new rights?	Information and the presentation provided by the rapporteur, Alessandra Pierucci and Dr Eduardo Berton (American University Washington College of Law) and Prof Marcello Ienca (Technical University of Munich) <u>Required action:</u> The Committee will take note of the information provided by the rapporteur and the experts, will hold an exchange of views on the draft guidelines presented and decide on the necessary follow-up.
	8. Cooperation with other Council of Europe bodies and entities
NEW Programme of the joint event “Transparency and privacy in democratic societies” (4 November 2025, 9.30 – 13.00, Room 02)	Information provided by the Secretariat <u>Required action:</u> The Committee will take note of the information provided by the Secretariat.
	9. Developments and activities in the field of data protection
	Information provided by the Secretariat <u>Required action:</u> The Committee will take note of the information provided by the participants and the secretariat and decide on the necessary follow-up.
	10. Cooperation
	The Secretariat will provide information on on-going cooperation projects. <u>Required action:</u> The Committee will take note of the information provided by the secretariat.
	11. Data Protection Commissioner
Activity Report of the Data Protection Commissioner (June 2024 – May 2025) CM Resolution on the new Regulations on the Protection of Personal Data	Information provided by the Data Protection Commissioner <u>Required action:</u> The Committee will take note of the information provided by the Data Protection Commissioner.

	12. Observers
List of Observers T-PD(2018)04Rev3 - State of play and admission criteria <i>Pro memoria</i>	Information provided by the observers and the Secretariat <u>Required action:</u> The Committee will take note of the information provided by observers and the Secretariat, hold an exchange of views and decide on the observer status requests received.
	13. Next meetings
	<u>Plenary meetings:</u> 49th Plenary: 3-5 November 2025 50th Plenary: 9-11 June 2026 <u>Bureau meetings:</u> 64th Bureau: 29-30 September 2025, Paris 65th Bureau: 18-19 March 2026, Paris.

APPENDIX II

**LIST OF PARTICIPANTS
LISTE DES PARTICIPANTS**

**MEMBER STATES OF THE COUNCIL OF EUROPE /
ETATS MEMBRES DU CONSEIL DE L'EUROPE**

ALBANIA / ALBANIE

Mr Besnik DERVISHI – representative/répresentant

Commissioner for Personal Data Protection

Mr Klajdi DVORANI – deputy/suppléante

Director, Information and Data Protection Commissioner's Office

ANDORRA / ANDORRE

No representative / Pas de représentant

ARGENTINA / ARGENTINE

Mrs. Beatriz DE ANCHORENA - representative/représentante – Chair/ Présidente

Director of Argentina National Authority, Access to Public Information Agency (AAIP)

ARMENIA / ARMÉNIE

No representative / Pas de représentant

AUSTRIA / AUTRICHE

Mrs. Stefanie DÖRNHÖFER - representative/représentante

Deputy Head, Directorate for Data Protection, Federal Ministry of Justice

AZERBAIJAN / AZERBAÏDJAN

No representative / Pas de représentant

BELGIUM / BELGIQUE

No representative / Pas de représentant

BOSNIA AND HERZEGOVINA / BOSNIE-HERZÉGOVINE

Mr. Dragoljub RELJIC – representative/représentant

Director, Personal Data Protection Agency

BULGARIA / BULGARIE

Mr. Atanas MLADENOV – deputy/suppléant

Ambassador, Deputy to the Permanent Representative Permanent Representation of the Republic of Bulgaria to the Council of Europe.

CABO VERDE / CAP VERT

Mr. José Maria VAZ DE PINA – deputy/suppléant

National Commission of Data Protection

CROATIA / CROATIE

Mrs. Anamarija Mladinić – deputy/suppléante – Bureau member / membre du Bureau

Head of Department for Legal Affairs, Cooperation and Projects

CYPRUS / CHYPRE

No representative / Pas de représentant

CZECHIA / TCHEQUIE

No representative / Pas de représentant

DENMARK / DANEMARK

No representative / Pas de représentant

ESTONIA / ESTONIE

Mrs. Pille LEHIS – representative/représentante

Director General, Estonian Data Protection Inspectorate

Mrs. Kristi VÄRK – deputy/suppléante

Head of the Data Protection Law Division, Ministry of Justice

FINLAND / FINLANDE

Mrs. Virpi KOIVU – representative/représentante, Bureau member / membre du Bureau

Senior Ministerial Adviser, (Data Protection Affairs), Department for Democracy and Public Law, EU Law and Data Protection, Ministry of Justice

FRANCE

Mrs. Clarence TOCCHIO - deputy/suppléante

Rédactrice au bureau de la protection des données et du numérique du ministère de la Justice

Mrs. Najma BICHARA – adviser/conseillère

Juriste au service des affaires européennes et internationales de la CNIL

Mrs. Inês SAINT-JOLY – adviser/conseillère

Consultante juridique à la Sous-direction des droits de l'Homme du ministère de l'Europe et des affaires étrangères.

GEORGIA / GÉORGIE

Mr. Otar CHAKHUNASHVILI – deputy/suppléant

First Deputy Head of Personal Data Protection Service

GERMANY / ALLEMAGNE – send email inquiring if Raja and Elsa are coming

Ms Raja HÄHL-PFEIFER – deputy/suppléante

Policy Officer, Ministry of the Interior as the deputy delegate for Germany

Mr. Stefan NIEDERER – adviser/conseiller

The Federal Commissioner for Data Protection and Freedom of Information - Division 14 - European and International Affairs

Mr. Heiko HAUPT – adviser/conseiller

Head of Unit 14 - European and International Affairs, BfDI

Mr. Marc SCHLEGEL – adviser/conseiller

Legal Advisor, Unit 14 - European and International Affairs, BfDI

GREECE / GRÈCE

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HUNGARY / HONGRIE

No representative / Pas de représentant

ICELAND / ISLANDE

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IRELAND / IRLANDE

No representative / Pas de représentant

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LIECHTENSTEIN

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MEXICO / MEXIQUE

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MONTENEGRO

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MOROCCO / MAROC

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NETHERLANDS / PAYS-BAS

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REPUBLIC OF MAURITIUS / REPUBLIQUE DE MAURICE

No representative / Pas de représentant

REPUBLIC OF MOLDOVA / RÉPUBLIQUE DE MOLDOVA

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Head of the External Relations and European Integration Department

ROMANIA / ROUMANIE

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RUSSIAN FEDERATION / FEDERATION DE RUSSIE

No representative / Pas de représentant

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**DATA PROTECTION COMMISSIONER /
COMMISSAIRE A LA PROTECTION DES DONNEES**

Mrs. Tamar KALDANI

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Mr Gianluca Esposito

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(AIG)**

David MILNER

Head of Division, Secretary of the CDDH / Chef de Division, Secrétaire du CDDH

Elvana THACI

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Éilis NÍ BHRAONÁIN

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Mr Matthias KLOTH

Head of the Digital Governance and Sport Department / Chef du service de la Gouvernance Numérique et Sport

Mr Peter KIMPIAN

Secretary to the Committee on Convention 108 / Secrétaire du Comité de la Convention 108

Mr Kristian BARTHOLIN

Head of the Data Protection Unit / Chef de l'Unité de Protection des Données

Ms Ana TOKHADZE

Seconded Official in the Data Protection Unit / Fonctionnaire mis à dispositions de l'Unité de Protection des Données

Ms Marta NARVÁEZ IGLESIAS

Assistant of the Data Protection Unit / Assistante de l'Unité de Protection des Données

Mr Luca CATALDI

Trainee of the Data Protection Unit / Stagiaire de l'Unité de Protection des Données

INTERPRETERS / INTERPRÈTES

Ms Sara WEBSTER

Ms Elisabetta BASSU

Ms Marie DELUMEAU

Mr Luke TILDEN

