EXECUTIVE SUMMARY

The Europol ██████████████ (████) is a proposed technical solution to process personal data for the purpose of strategic and thematic analysis, as well as operational analysis in the context of cybercrime, in accordance with Article 18(2)(b) and (c) of the Europol Regulation.

Europol envisages the use of the software ████ (████████████████████████ ██████████████ for the initial implementation of ████ which will enable the retrieval of structured data, including personal data.

Europol foresees that the ████ would connect to several external ████ instances, owned by Europol's operational partners or trusted private partners, and would allow for the retrieval of data, including personal data, from these sources.

The EDPS notes that the processing of personal data through ████ constitutes a new type of processing, which requires prior consultation under Article 90(1) of the EUDPR, and confirms Europol's assessment that the requirements for prior consultation are met.

Among the written advice to the controller in this Opinion, the EDPS recommends that Europol obtain explicit agreement from Member State operational partners, when connecting to their ████ instances, to use the retrieved ████ personal data for both thematic/strategic and operational analysis; and to clearly distinguish between public and private sources of data when connecting to ████ instances.

The EDPS also recommends that Europol establish a clear, mutually agreed-upon framework with the Member States that outlines how ████ information will be analysed and how analysts will consult with the Member States to respect any applicable restrictions.

The EDPS notes that the ████ raises concerns regarding purpose limitation and over-retention of data for operational analysis, and recommends that Europol start the retention period for operational analysis of ████ data once they are first made available for operational analysis, and re-evaluate the need for continued storage and/or accessibility of MISP data for operational analysts when the operational analysis retention period expires.