



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 15 February 2013

6407/13

**ENFOPOL 37
COMIX 96**

OUTCOME OF PROCEEDINGS

of: Law Enforcement Working Party (including Mixed Committee EU/Iceland,
Norway, Switzerland and Liechtenstein)

on: 13 February 2013

Subject: Summary of discussions

LAW ENFORCEMENT WORKING PARTY - MIXED COMMITTEE

1. Adoption of the agenda

The meeting adopted the agenda as set out in doc. CM 1344/1/13 REV 1.

2. Final report on JPO APHRODITE

Due to technical reasons, the presentation of the report was postponed to a forthcoming meeting.

3. Liaison Officers: network of management services

Delegations welcomed the results of the forerunners' meeting (doc. 5959/13 ENFOPOL 21 COSI 8 COMIX 53 JAIEX 11). On 25 April, a conference would be co-organised with and at Europol, on optimising the functioning and support of LO desks. In that context, MS stressed the importance of the role of the national desks at Europol. In order to fine-tune the Compendium, delegations were invited to submit updated information to lewp@consilium.europa.eu.

LAW ENFORCEMENT WORKING PARTY

1. Adoption of the agenda

The meeting adopted the agenda as set out in doc. CM 1344/1/13 REV 1.

2. Information from the Presidency

The Presidency informed delegations that the March meeting was cancelled and that the next LEWP meetings would be held on 22 May and 19 June. Furthermore, instead of organising a joint LEWP/CCWP meeting, each chair would brief the other WP on work ongoing within its remit.

3. Cyber security

With a focus on LEWP issues, the Commission outlined the main features of its Communication on a EU Cybersecurity Strategy (doc. 6225/13 POLGEN 17 JAI 87 TELECOM 20 PROCIV 20 CSC 10 CIS 4 RELEX 115 JAIEX 14 RECH 36 COMPET 83 IND 35 COTER 17 ENFOPOL 34 DROIPEN 13 CYBER 1). Delegations generally welcomed the strategy but concerns were voiced as to the funding of the strategy and the possible risk of overlapping work of the different stakeholders involved.

With a view to contributing to the FOP drafting of Council Conclusions, the Presidency invited delegations to submit comments on the strategy to lewp@consilium.europa.eu by 15 March.

The Commission update on EC3 developments focussed on the scope of crime (child pornography, payment card fraud, intrusion attacks) to be tackled and on the EC3 Programme Board, the terms of reference of which would shortly be disseminated to delegations. The next step would be to agree on how to set up specific advisory groups, taking on board industry and research, which would be tasked to assist the Programme Board in outlining the EC3 objectives.

Replying to concerns about a negative impact on Europol's mission as a whole if it would be constrained to implement EC3 tasks on the basis of the 2013 budget limits, the Commission informed that DG HOME supported Europol's budgetary projections for the 2014 budget during complex negotiations within the Commission. The aim is to secure additional resources for the EC3, crucial for the EC3 to become fully operational by 2015.

4. Vehicle crime

Delegations approved the coordination initiative for the **CARPOL** network (doc. 6131/13 ENFOPOL 30) subject to a number of amendments and to the SE and UK scrutiny reservation.

Delegations welcomed the preparation for **JPO LITCAR** (doc. 6202/13 ENFOPOL 32 ENFOCUSTOM 21 TRANS 5) with DE entering a positive scrutiny reservation.

5. Planning and steering of the activities of experts groups and networks related to LEWP

Delegations welcomed discussion document 6241/13 ENFOPOL 35 as a first step towards a structured approach to LEWP monitoring and enhancing the work of expert groups and networks. Looking forward to a further debate at the May meeting, the Presidency invited delegations to submit comments to lewp@consilium.europa.eu by 29 March.

6. Communication from the Commission to the European Parliament and the Council on strengthening law enforcement cooperation in the EU: the European Information Exchange Model (EIXM) (doc. 17680/12 JAI 913 DAPIX 163 ENFOPOL 418 JURINFO 64)

Delegations generally welcomed the Communication on EIXM as a realistic outline of the status quo of information exchange and supported the approach in line with the IMS of not initiating legal proposals before existing instruments were fully implemented and applied by MS. While the Commission also explained that it saw no justification for the time being to set up EPRIS, FR reiterated its aim to further automate basic information exchange. As to the challenged streamlining of information channels, the Commission explained that MS are free to choose a channel but that SIENA should become the default channel unless there were compelling reasons to use another. Concerns were also voiced about the lack of strategic dimension in the Communication, in particular concerning Prüm data exchange management structures or the improvement of Prüm follow-up messages. The Presidency invited delegations to liaise with DAPIX delegates in order to enrich their input for Council Conclusions on information exchange from an LEWP point of view.

7. Any other business

The Commission briefed on its setting up of advisory groups of different stakeholders in order to gather specific input for policy development on the fight against firearms trafficking and the issue of data retention.
