



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 5 March 2013

6989/13

**JAI 163
DAPIX 42
CRIMORG 31
ENFOPOL 57
ENFOCUSTOM 34
TRANS 87**

OUTCOME OF PROCEEDINGS

of : Meeting of the Working Group on Information Exchange and Data Protection
(DAPIX / VRD)

on : 28 February 2013

Subject : Summary of discussions

1. Adoption of the agenda

The agenda was adopted as set out in doc. CM 1479/13 with the addition of an information point under AOB on Prüm VRD exchange statistics for 2012.

2. Information from the Presidency

The Presidency briefed on discussions held in the DAPIX plenary of 31 January and on work ongoing in the data protection part of DAPIX.

3. Implementation of the EUCARIS / Prüm functionalities

3.1 State of play in the Member States

Not yet operational MS outlined the state of play at national level to be taken into account for the update of doc. 5074/1/13 REV 1 JAI 6 DAPIX 1 ENFOPOL 1 CRIMORG 1.

3.2 Estimated time schedule for non operational MS to finish the implementation

MS took note of the schedule set out in doc. DS 1022/1/13 REV 1.

The MT and CY delegates informed that the evaluation visits could shortly be organised.

3.3 List of NCPs and evaluation visit experts

The meeting took note of the lists of NCPs for VRD exchange (doc. DS 1121/13) and of experts participating in evaluation visits (doc. DS 1025/13). With regard to the latter, the Presidency invited delegations to indicate the "IT" or "functional" status of experts.

3.4 Ongoing evaluation

Bulgaria

The meeting took note of the addendum to the reply to the questionnaire on data protection (doc. 9521/10 ADD 1 DAPIX 63 CRIMORG 82 ENFOPOL 109). The Presidency informed that the reports concerning the evaluation visit as well as the draft Council Decision would be presented at another meeting.

Cyprus

The meeting took note of the reply to the questionnaire (doc. 6643/13 DAPIX 29 CRIMORG 26 ENFOPOL 49).

4. Implementation of Directive 2011/82/EU facilitating the cross-border exchange of information on road safety related traffic offences ("CBE" Directive)

- Approval of specifications / way forward

The meeting discussed doc. 5416/1/13 REV 1 DAPIX 4 CRIMORG 4 ENFOPOL 11 TRANS 12) setting out the EUCARIS CBE functionalities. The FR delegation maintained its general reservation on the note but indicated that this version moved into the right direction. The meeting agreed to include an explanatory footnote on the language code specification. The Presidency suggested that this footnote be drafted by FR and BE. The meeting, furthermore, agreed on dropping the addition of optional data exchange concerning the vehicle registration number type.

With regard to the implementation deadline of 7 November 2013, several delegations warned that the specifications should be examined as a matter of urgency. The Presidency therefore suggested to agree on the further revised specifications by written procedure.

Since the CBE Directive did not provide for a monitoring procedure, the Presidency reminded delegations that indicating the state of play of the implementation in doc. DS 1129/11 was no legal obligation but a measure of transparency.

EUCARIS promised to submit a revised document concerning the XML Message Specifications (doc. 17237/12 DAPIX 156) taking on board suggestions of the previous meeting.

The Presidency invited the DE delegation to specify in writing how a disclaimer referring to the restricted use of data exchanged could be added to the XML specifications.

The LT delegation presented a note (DS 1169/13) on, on the one hand, interpretation issues on NCPs for the CBE Directive and, on the other hand, transparency issues with regard to the data protection of MS exchanging VRD according to either the Prüm Treaty or the Prüm Decisions. The Presidency invited delegations to submit comments to dapix@consilium.europa.eu by 15 March.

EUCARIS suggested to organise a user conference on the CBE implementation if need be and, since no further DAPIX VRD meeting was foreseen for the current semester, to report on the progress on the RVNP project at that conference.

5. Feasibility study on RVNP

- Progress report from EUCARIS

As mentioned under the previous point, this subject would be dealt with at the EUCARIS user conference.

6. Any other business

On request of the Presidency, EUCARIS presented the VRD exchange statistics for 2012. By the same token, the EUCARIS delegate invited MS concerned to resolve the outstanding problems indicated in document DS 1164/13.