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THE EUROPEAN UNION**

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REV 5**

**JAI 6  
DAPIX 1  
ENFOPOL 1  
CRIMORG 1**

**NOTE**

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From:	Presidency
To:	Working Group on Information Exchange and Data Protection (DAPIX)
No. prev. doc.:	5086/8/12 REV 8 JAI 5 DAPIX 3 ENFOPOL 5 CRIMORG 3
Subject:	Implementation of the provisions on information exchange of the "Prüm Decisions" - overview of documents and procedures - overview of declarations - state of play of implementation of automated data exchange

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**1. Introduction and content of the document**

The provisions of the "Prüm Decisions"<sup>1</sup> relating to information exchange concern:

- supply of information relating to major events and in order to prevent terrorist offences;
- automated searching of DNA profiles, dactyloscopic data and vehicle registration data (VRD);
- data protection.

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<sup>1</sup> Council Decision 2008/615/JHA and 2008/616/JHA, published in OJ L 210 of 6.8.2008, p. 1 and 12.

Member States had to comply with the first and last categories of provisions by 26 August 2009 and with the automated searching provisions by 26 August 2011 at the latest. Member States have to fulfil a number of formal requirements, next to the technical implementation.

The current document aims to provide:

- a brief overview of the formalities to be complied with, the related documents and procedures;
- an overview of the declarations made by Member States pursuant to the relevant provisions of the Prüm Decisions;
- the state of play of implementation of the automated data exchange of DNA, fingerprint and vehicle registration data (VRD).

## **2. Documents and procedures**

### **2.1 Declarations / notifications**

Delegations have to provide a number of declarations and notifications to the General Secretariat of the Council.

#### **Contact points:**

- for the automated searching of DNA profiles (Article 6(1) of Council Decision 2008/615/JHA)
- for the automated searching of dactyloscopic data (Article 11(1) of Council Decision 2008/615/JHA)
- for the automated searching of VRD (Article 12(2) of Council Decision 2008/615/JHA)
- for exchange of information on major events (Article 15 of Council Decision 2008/615/JHA)
- for exchange of information to prevent terrorist offences (Article 16(3) of Council Decision 2008/615/JHA)
- of data protection authorities (Article 19 of Council Decision 2008/616/JHA)

This information should be provided to the General Secretariat of the Council by mail to [prum@consilium.europa.eu](mailto:prum@consilium.europa.eu). Annex 1 indicates which Member States have already provided this information.

### **List of national DNA analysis files**

Pursuant to Article 2(3) of Council Decision 2008/615/JHA, each Member State must inform the General Secretariat of the Council of the national DNA analysis files to which Articles 2 and 6 apply and the conditions for automated searching as referred to in Article 3(1).

The information must be sent to the General Secretariat of the Council by an official letter of the Permanent Representation.

Annex 1 indicates which Member States have submitted this declaration and in which official Council documents these are issued. As they are public documents, they can be obtained from the Council website.

### **Maximum search capacities for dactyloscopic data**

Pursuant to Article 13 of Council Decision 2008/616/JHA, each Member State must inform the General Secretariat of the Council by mail ([prum@consilium.europa.eu](mailto:prum@consilium.europa.eu)) of the maximum search capacities per day for dactyloscopic data of identified persons and for dactyloscopic data of persons not yet identified.

Document 5860/5/10 REV 5 JAI 92 CRIMORG 16 ENFOPOL 29 compiles this information and is the basis on which Member States' experts decide on the mutually agreed capacities. As it is a public document, it can be obtained from the Council website.

## **Readiness to apply**

According to Article 36(2) of Council Decision 2008/615/JHA, Member States shall notify to the General Secretariat of the Council and the Commission the legal implementation of the Prüm Decisions and to apply the Decision immediately in its relations with Member States which have given the same notification.

This notification must be sent to the General Secretariat of the Council by an official letter of the Permanent Representation.

Annex 1 indicates which Member States have submitted this declaration and in which official Council documents these are issued. As they are public documents, they can be obtained from the Council website.

## **Data protection requirements**

Prior to any processing of personal data and to evaluating the implementation of chapter 2 provisions, Member States have to guarantee the level of data protection and comply with all standards and procedures required by Chapter 6 of Council Decision 2008/615/JHA.

To this end, they have to fill in the questionnaire set out in document 6661/1/09 REV 1 ADD 1 REV 1 CRIMORG 25 ENFOPOL 39 and send it to [prum@consilium.europa.eu](mailto:prum@consilium.europa.eu).

Annex 2 indicates which Member States have replied to the data protection questionnaire and in which official Council documents these are issued.

### **2.2 Implementation of the automated data exchanges**

Member States should regularly report on the national state of play of the implementation (legal and technical) of the automated data exchanges.

To that end, they should update the tables set out in annex 3 regarding DNA, annex 4 regarding fingerprints and annex 5 regarding VRD by sending a mail to [prum@consilium.europa.eu](mailto:prum@consilium.europa.eu).

Member States shall make sure that they implement the technical specifications as set out in Council Decision 2008/616/JHA (OJ L OJ L 210 of 6.8.2008, p. 12), notably by

- ensuring that the relevant national databases are made available
- using TESTA II as the network for the data exchange
- for the VRD exchange, using a version of the Eucaris software.

Member States that are already operational should act as “supporting partners” to Member States that are not yet operational with a view to:

- organising the technical support,
- helping the respective MS to meet the technical requirements,
- carrying out the pilot run,
- providing at least one expert to lead and/or participate in evaluation visits.

The choice of a supporting partner is done on the basis of bilateral contacts. Member States requiring the contact details from relevant experts in the other Member States can consult the contact lists issued by the General Secretariat of the Council.

Advice can also be sought from the respective lead experts:

- DNA: Dr. C.P. van der Beek MBA, [k.v.d.beek@nfi.minvenj.nl](mailto:k.v.d.beek@nfi.minvenj.nl)
- Fingerprints: [it05@bka.bund.de](mailto:it05@bka.bund.de)
- VRD: [dsoops@skynet.be](mailto:dsoops@skynet.be)

For VRD, in case of technical problems, IT management, etc., contact with Eucaris can be made via [secretariat@eucaris.net](mailto:secretariat@eucaris.net).

### 2.3 Evaluation procedure

Before a Member State can start the operational automated searching of any of the categories, it should pass an evaluation procedure<sup>2</sup>, the details of which are set out in document 6661/2/09 REV 2 CRIMORG 25 ENFOPOL 39<sup>3</sup> as amended by doc. 10149/10 JAI 463 CRIMORG 103 ENFOPOL 145 ENFOCUSTOM 43.

Detailed descriptions of the evaluation procedures are set out for

- DNA data in doc. 11899/2/10 REV 2 DAPIX 8 CRIMORG 141 ENFOPOL 203 + COR1
- dactyloscopic data in doc. 11898/2/10 REV 2 DAPIX 7 CRIMORG 140 ENFOPOL 202 + COR 1
- VRD in document 6661/1/09 REV 1 ADD 5 REV 2.

In summary, the procedure consists of a questionnaire, a pilot run and an evaluation visit.

The data protection questionnaire should be filled in before any evaluation procedure starts (cf. annex 2).

The evaluation procedure is started when the Member State fills in the questionnaire related to the data category for which it wishes to start the implementation and sends this to the General Secretariat of the Council (prum@consilium.europa.eu).

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<sup>2</sup> Article 20 of Council Decision 2008/616/JHA

<sup>3</sup> This evaluation procedure applies as from 13 October 2009 to any Member State wishing to start a data exchange pursuant to the Prüm Decisions (cf. doc. 13919/1/09 REV 1 CRIMORG 136 ENFOPOL 233) without prejudice to Article 25(3) of Council Decision 2008/615/JHA. Until then, Member States implemented the Prüm exchange of DNA, dactyloscopic and VRD pursuant to the Prüm Treaty. The latest decision in this regard ("7th Decision of the Committee of Ministers") is of 9 October 2009.

The questionnaires are set out in the following documents:

- DNA: 6661/1/09 REV 1 ADD 2 REV 2
- dactyloscopic data: 6661/09 ADD 3
- VRD: 6661/1/09 REV 1 ADD 4 REV 1

Annexes 3 to 5 will reflect which Member States have replied to which **questionnaires** and in which official Council documents these replies are issued.

By this time, all the relevant declarations and notifications must also have been sent (cf. point 2.1 and annex 1 of current document).

The **pilot run** and **evaluation visit** must be organised in close cooperation with the supporting Member State and the lead expert. Information thereon must be sent regularly to the General Secretariat of the Council (prum@consilium.europa.eu) with a view to updating annexes 3 to 5 to the current document so that a general planning and overview can be kept.

Once the pilot run and evaluation visit have been done, the **evaluation report** shall be submitted to the Council so that the **Council** can take a **decision** that the Member State can start the operational data exchange. This will be indicated in the annexes 3 to 5, including the reference of the relevant Council document(s).

### **3. Obligations for operational Member States**

As soon as Member States become operational, they should participate in the work as supporting partner for non-operational Member States. In this context, they should send the name of (an) expert(s) who can participate in the evaluation visits to the General Secretariat of the Council (prum@consilium.europa.eu).

Member States shall compile statistics on the results of the automated data exchange in accordance with the agreed models for DNA (doc. 14103/1/11 REV 1 JAI 619 DAPIX 114 CRIMORG 145 ENFOPOL 300 for DNA database statistics and 14383/12 DAPIX 118 for DNA match statistics), dactyloscopic data (doc. 16891/11 JAI 830 DAPIX 147 CRIMORG 202 ENFOPOL 400) and VRD (doc. 13837/10 JAI 755 DAPIX 18 CRIMORG 159 ENFOPOL 251 ENFOCUSTOM 77). Member States shall forward the statistics and further information on the administrative, technical and financial implementation (prum@consilium.europa.eu).



**Declarations and notifications by Member States**

<b>MS</b>	<b>Art. 6(1) (DNA) nep DS 1037/12</b>	<b>Art. 11(1) Fingerprints nep DS 1039/12</b>	<b>Art. 12(2) VRD nep DS 1009/12</b>	<b>Art. 15 Maj. events nep DS 1601/13</b>	<b>Art. 16 CT nep DS 1010/12</b>	<b>Art. 19/616 DPA DS 1111/12</b>	<b>Art. 2(3) DNA files ST DOC</b>	<b>Art. 36(2) implementation ST DOC</b>
<b>BE</b>	X	X	X	X	X	X	7655/12	
<b>BG</b>	X	X	X	X	X	X	6643/12	
<b>CZ</b>	X	X	X	X	X	X	13903/11	
<b>DK</b>	X	X	X	X	X	X		
<b>DE</b>	X	X	X	X	X	X	10271/11	10271/11
<b>EE</b>	X	X	X	X	X	X	8745/12	
<b>IE</b>	X	X	X	X	X	X		
<b>EL</b>	X	X		X	X			
<b>ES</b>	X	X	X	X	X	X	6946/10	5537/11
<b>FR</b>	X	X	X	X	X	X	18714/11	
<b>IT</b>	X	X	X	X	X			
<b>CY</b>	X	X	X	X	X	X	16029/11	
<b>LV</b>	X	X	X	X	X	X	10849/11	
<b>LT</b>	X	X	X	X	X	X	13246/11	11743/13
<b>LU</b>	X	X	X	X	X	X	13449/10	13449/10
<b>HU</b>	X	X	X	X	X	X	11355/12	
<b>MT</b>	X	X	X	X	X	X	5728/13	
<b>NL</b>	X	X	X	X	X	X	6034/13	6034/13
<b>AT</b>	X	X	X	X	X	X	5864/10 ADD 1	5864/10
<b>PL</b>	X	X	X	X	X	X	11184/12	

<b>PT</b>	X	X	X	X	X	X	X	X	8095/11	
<b>RO</b>	X	X	X	X	X	X	X	X	7043/12	
<b>SI</b>	X	X	X	X	X	X	X	X	8511/11	8511/11
<b>SK</b>	X	X	X	X	X	X	X	X	14459/10	
<b>FI</b>	X	X	X	X	X	X	X	X	6753/12	
<b>SE</b>	X	X	X	X	X	X	X	X	5466/13	
<b>UK</b>	X	X	X	X	X	X	X	X		

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**Replies to the data protection questionnaire (doc. 6661/1/09 REV 1 ADD 1 REV 1)**

<b>MS</b>	<b>Document</b>	<b>date</b>
<b>BE</b>	5078/12	9 January 2012
<b>BG</b>	9021/10 +ADD 1	10 May 2010
<b>CZ</b>	8670/11	14 April 2011
<b>DK</b>		
<b>DE</b>	not applicable (cf. 2008/615/JHA, Art. 25(3))	
<b>EE</b>	13822/11	13 September 2011
<b>EL</b>		
<b>ES</b>	not applicable (cf. 2008/615/JHA, Art. 25(3))	
<b>FR</b>	7997/11	22 March 2011
<b>IE</b>		
<b>IT</b>		
<b>CY</b>	7263/10	26 March 2010
<b>LV</b>	6406/10	17 February 2010
<b>LT</b>	12458/11	6 July 2011
<b>LU</b>	not applicable (cf. 2008/615/JHA, Art. 25(3))	
<b>HU</b>	11288/1/11 REV 1	8 May 2012
<b>MT</b>	13649/12	13 September 2012
<b>NL</b>	12992/11 + COR1	2 August 2011
<b>AT</b>	not applicable (cf. 2008/615/JHA, Art. 25(3))	
<b>PL</b>	6675/3/10 REV 3	12 November 2012
<b>PT</b>	7940/11	21 March 2011
<b>RO</b>	11714/10 + REV 1 + ADD 1 + ADD 2	06 July 2010
<b>SI</b>	11712/1/10 REV 1	11 May 2011
<b>SK</b>	7549/10	31 March 2010
<b>FI</b>	6671/10	26 February 2010
<b>SE</b>	16489/11 + REV 1	16 November 2011
<b>UK</b>	reply to provisional version in 2010	

**STATE OF PLAY: DNA -**

Operational Member States are indicated in italic.

Regular updates of the table should be sent to [prum@consilium.europa.eu](mailto:prum@consilium.europa.eu)

MS	Implementation		Evaluation							
	Legal	Technical	Supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team <sup>4</sup>	Decision	Observation
BE	Corresponding Royal Decree still pending	Test runs with NL, AT and LU technically almost operational CODIS 7.0 installed	NL LU	7664/1/12 REV 1						Evaluation visit planned for after the Royal Decree being published <i>Prüm Treaty</i>
<i>BG</i>		<i>Operational with SI, AT, NL, FR</i>								
<i>CZ</i>		<i>CODIS 7.0 installed</i>	SK	13795/11	X	X	16487/11	SK	2012/58/EU OJ L 30/12	<i>start of data exchange foreseen for 2nd half of 2013 with SK</i>

<sup>4</sup> Lead MS in bold

MS	Implementation		Evaluation							
	Legal	Technical	Supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team <sup>4</sup>	Decision	Observation
DK	Legislation passed in June 2008	Preparations ongoing CODIS 7.0 installed tests with DE, FI						DE		
DE	<i>completed in June 2009 on federal level</i>	<i>Operational with AT, SI, LU, ES, NL, FR, LV, SK, RO, PL</i>								<i>Prim Treaty</i>
EE		<i>CODIS 7.0 installed Operational with FI</i>	NL FI	5079/12	X	X	7671/12	NL	2012/299/EU OJ L 151/31	
EL		<i>CODIS 7 installed</i>								
ES		<i>Operational with DE, AT, LU, SI, FR, NL, SK, LV, RO, PL, LT, CY / CODIS 7.0 installed</i>								<i>Prim Treaty</i>
FR		<i>Operational with DE, ES, NL, AT, LU, SI, SK, BG, RO</i>								<i>Prim Treaty</i>
IE	Legislation underpinning the establishment of the DNA database has been drafted and is awaiting parliamentary review. Separate legislation governing data protection aspects is currently being drafted. Legislation is expected to be in place by end 2011.	Ireland does not yet have a fully operational DNA database, preparations for its introduction are being made including - the procurement of a new Laboratory Information Management System upgrading of data analysis software procurement and testing of instrumentation for automated sample handling and signing of letter of agreement with FBI for version 7.0 of CODIS								Technical implementation advancing well
IT		Upgrade of software ongoing	DE							Operational in 2013

MS	Implementation		Evaluation							Observation
	Legal	Technical	Supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team <sup>4</sup>	Council Decision	
CY		Operational with AT, NL, SK, RO, ES; testing with FR, LU	AT	15036/11	X	X	17652/11	AT	2012/673/EU OJ L 302/12	
LV		Operational with AT, NL, DE, LT, FI, SK, RO, ES	DE	8066/11	X	X	13860/11	DE	2011/715/EU OJ L 285/24	
LT		Operational with AT, LV, FI, NL, RO, SK, PL; ES: testing with EE, DE		12995/11	X	X	13838/11	AT	2011/887/EU OJ L 344/36	
LU		Operational with AT, DE, ES, NL, SI, FR, SK; testing with BE							Prim Treaty	
HU		Operational with AT, NL	AT	15627/11	X	X	11353/12	AT	2012/445/EU OJ L 202/22	
MT		CODIS 7.0 installed	AT	13650/12	X	X	6478/13	AT	2013/152/EU OJ L 86/20	
NL		Operational with AT, DE, SI, LU, FI, FR, ES, BG, SK, RO, LT, LV, HU, PL, CY							Prim Treaty	
AT		Operational with DE, ES, LU, SI, NL, FR, RO, BG, FI, SK, LT, LV, HU, PL, CY; testing with EE							Prim Treaty	
PL		CODIS 7.0 installed Operational with SK, NL, AT, ES, LT, DE, RO	SK	11185/12	X	X	15756/12	SK	2013/3/EU OJ L 3/5	
PT		CODIS 7.0 installed	DE	7655/11 +ADD I	X	X	11377/11	DE	2011/472/EU OJ L 195/71	
RO		Operational with AT, NL, SI, FR, SK, LV, LT, DE, ES, PL, CY Testing with EE; CODIS 7.0 installed							Prim Treaty	
SI		Operational with BG, DE, AT, NL, ES, LU, SK, FR, RO							Prim Treaty	
SK		Operational with AT, ES, NL, SI, LU, LV, DE, RO, LT, FR, FI, PL; PT, CY CODIS 7.0 installed	AT	9023/10	X	X	13487/11/10	AT NL	2010/689/EU OJ L 294/14	

MS	Implementation		Evaluation								
	Legal	Technical	Supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team <sup>4</sup>	Council Decision	Observation	
FI											Prüm Treaty
SE		<i>Operational with NL, AT, LV, LT, SK, EE</i>	NL	5288/13	X	X	6510/13	NL	2013/148/EU OJ L 84/26		
UK	The legislation required to address the European Court of Human Rights decision in S & Marper has been passed by Parliament. UK is currently implementing the changes required to ensure DNA retention is in line with that ECHR ruling. Exercise needs to be completed before evaluating options in respect of Prüm.	Currently evaluating a range of options for the changes necessary to deliver the significant business and technical changes required to meet the obligations arising from the Prüm Decision. Strategic planning and mapping of the way forward is continuing.									

DNA operational data exchange																											
	BE	BG	CZ	DK	DE	EE	EL	ES	FR	IE	IT	CY	LV	LT	LU	HU	MT	NL	AT	PL	PT	RO	SI	SK	FI	SE	UK
BE	x																										
BG		x																									
CZ			x																								
DK				x																							
DE					x																						
EE						x																					
EL							x																				
ES								x																			
FR									x																		
IE										x																	
IT											x																
CY												x															
LV													x														
LT														x													
LU															x												
HU																x											
MT																	x										
NL																		x									
AT																			x								
PL																				x							
PT																					x						





## STATE OF PLAY: DACTYLOSCOPIC DATA -

Operational Member States are indicated in *italic*.

Regular updates of the table should be sent to [prum@consilium.europa.eu](mailto:prum@consilium.europa.eu)

MS	Implementation		Evaluation						Observations	
	Legal	Technical	Supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Teams		Council Decision
BE		AFIS put in place in 2010, testing with AT, CY	ES BG							
BG		<i>Operational with AT, DE, ES, SK, LU, SI, CZ, FR, NL, LT, CY, RO</i>	AT	6944/10	X	X	16014/10	AT ES	2010/758/EU OJ L322/43	
CZ		<i>Operational with SK, AT, BG, FR, DE, SI, LT, CY; testing with other countries</i>	SK AT	9804/11	X	X	12063/11	SK AT	2011/472/EU OJ L 190/72	
DK	Legislation passed in June 2008	Implementation of new AFIS ongoing	AT SK							
DE	<i>Completed on federal level in June 2009</i>	<i>Operational with AT, ES, LU, SI, SK, BG, FR, NL, CY, LT, CZ</i>	AT LT	11856/12	X	X	14274/12	AT	2012/710EU OJ L 321/61	<i>Prim Treaty</i>
EE		<i>Tendering procedure for new AFIS</i>								
EL										

5 Lead MS in bold

MS	Implementation			Evaluation						Observations	
	Legal	Technical	Supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Teams	Council Decision		
ES											Prüm Treaty
FR		Operational with DE, AT, BG, FR, NL, SK, CY, LU, SI, EE, LT, RO Operational with DE, ES, LU, AT, SK, BG, SI, CZ, LT, NL; tests planned with MT,	DE ES	7999/11	X	X	9959/11	DE ES LU	2011/355/EU OJ L 161/23		
IE	Legislation allowing for searching and exchange of data is in place. Separate legislation governing data protection aspects is currently being drafted. Legislation is expected to be in force by end of 2011.	AFIS system exists. Signing of contract to provide the software upgrade and ancillary works required has been delayed pending budgetary clearance.	ES LU								Operational end of 2013
IT	June 2009	Technical planning for modernisation of national system and implementation ready; contracts with the suppliers need to be finalised									
CY		Operational with BG, DE, ES, LT, LU, AT, SI, SK, NL, EE, CZ, RO	AT DE SI	15035/11	X	X	17659/11	AT DE	2012/672/EU OJ L 302/11		

MS	Implementation		Evaluation							
	Legal	Technical	Supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Teams	Council Decision	Observations
LV	On 21 May 2009, the current Law on Biometric Data Processing System (BDPS) came into force, which provides the legal base for the exchange of fingerprint data between EU MS. BDPS currently is under development and it will be a modern, centralised and unique system in Latvia, which will gather all biometric information from all national institutions responsible for collecting of such data. BDPS will provide the necessary fingerprint data for exchange under the Prüm Decision requirements.									
LT		<i>Operational with AT, BG, DE, SK, NL, CY, EE, CZ, ES, FR</i>		12994/11		X	13839/11	AT	2011/888/EU OJ L 344/38	
LU		<i>Operational with SI, AT, DE, FR, BG, ES, NL, CY</i>								<i>Prüm Treaty</i>
HU		<i>Operational with SK, BG, AT Testing with CY</i>	AT DE NL SK	13796/11	X	X	11358/12	AT (DE) SK	2012/446/EU OJ L 202/23	

MS	Implementation			Evaluation							Observations
	Legal	Technical	Supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Teams	Council Decision		
MT		Operational with AT	AT	13651/12	X	X	6481/13	AT FR	2013/153/EU OJ L 86/21		
NL		Operational with AT, BG, LT, DE, ES, LU, CY, FR	DE	12993/11	X	X	15713/11		2012/46/EU OJ L 26/32		
AT	Accomplished end of 2009	Operational with DE, LU, SI, ES, SK, BG, CZ, LT, FR, NL, HU, EE, RO, MT								Prim Treaty	
PL	Legislation passed Parliament on 16 September 2011	Implementation started, upgraded 4.0 system AFIS								Technically ready end of 2013	
PT	Ongoing	Re-evaluation of the situation									
RO		Operational with AT, SI, ES, BG, CY	AT	5343/13	X	X	7765/13	AT	2013/229/EU OJ L 138/11		
SI		Operational with AT, DE, LU, BG, SK, CY, ES, RO, FR, CZ; testing with, NL,								Prim Treaty	
SK		Operational with AT, BG, FR, DE, CZ, SI, LT, ES, CY, ready for testing in 2013	AT	9024/10	X	X	14178/1/10	AT DE	2010/682/EU, OJ L 293/58		
FI											
SE	Into force 1 August 2011									Evaluation planned for September 2013	

MS	Implementation		Evaluation							
	Legal	Technical	Supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	teams	Council Decision	Observations
UK	The legislation required to address the European Court of Human Rights decision in S & Marper has been passed by Parliament. UK is currently implementing the changes required to ensure FP retention is in line with that ECtHR ruling. Exercise needs to be completed before evaluating options in respect of Prüm	Currently evaluating a range of options for the changes necessary to deliver the significant business and technical changes required to meet the obligations arising from the Prüm Decision. Strategic planning and mapping of the way forward is continuing.								

FP operational data exchange		BE	BG	CZ	DK	DE	EE	EL	ES	FR	IE	IT	CY	LV	LT	LU	HU	MT	NL	AT	PL	PT	RO	SI	SK	FI	SE	UK
BE	x																											
BG		x																										
CZ			x																									
DK				x																								
DE					x																							
EE						x																						
EL							x																					
ES								x																				
FR									x																			
IE										x																		
IT											x																	
CY												x																
LV													x															
LT														x														
LU															x													
HU																x												
MT																	x											
NL																		x										
AT																			x									
PL																					x							
PT																						x						
RO																							x					
SI																								x				
SK																									x			
FI																										x		
SE																											x	
UK																												x

## STATE OF PLAY: VRD

Operational Member States are indicated in italic.

Regular updates of the table should be sent to [prum@consilium.europa.eu](mailto:prum@consilium.europa.eu)

MS	Implementation				Evaluation					
	legal	Technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team	Decision	Observations
<i>BE</i>		<i>Operational</i> <i>DIV ok for incoming / outgoing, police not ok for outgoing requests</i>	NL	10152/12	X	X	7940/13		2013/230/UE CJ.L.138/12	<i>Prüm Treaty</i>
<i>BG</i>		<i>Operational</i>								
CZ	Related legislation under discussion in Parliament	New Central register partly in place, presently for domestic operation only.								Evaluation end 2013
DK	Legislation passed in June 2008	Test environment successfully installed, by early 2013 production environment installed								
<i>DE</i>	<i>Completed on federal and regional level</i>	<i>Operational</i>								<i>Prüm Treaty</i>
EE		Technically ready, awaiting solution of administrative problems		12603/13						
EL		Internal procedures speeded up								



MS	Implementation				Evaluation						
	legal	Technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team	Council Decision	Observations	
ES		Operational								<i>Prüm Treaty</i>	
FR		Operational								<i>Prüm Treaty</i>	
IE	Legislative provisions for physical searching and exchange of VRD in place. Additional data protection legislation is being drafted and is expected to pass by mid 2013.	Technical implementation for incoming requests is complete and has been successfully tested. Installation of additional EUCARIS access points in the Garda Stochána (Irish Police) to generate outgoing requests is ongoing.	NL							Evaluation second half of 2013	
IT		EUCARIS installed, testing phase concluded; internal procedures set up.		6646/13						Evaluation visit planned for July 2013	
CY			NL								
LV	Full member of the Eucaris Treaty since July 2010.	Preparations ongoing									
LT		Operational		6100/12	X	X	13610/12	NL BE	2012/713/EU OJ L 323/17		
LU		Operational								<i>Prüm Treaty</i>	
HU	Council Decisions implemented	Pilot run in preparation		13902/11						Evaluation visit planned for July 2013	
MT	Legislation being drafted	Test environment successfully installed; technically ready and awaiting evaluation visit.								Evaluation visit planned for July 2013	

MS	Implementation				Evaluation					
	legal	Technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team	Decision Council	Observations
NL		Operational								<i>Prüm Treaty</i>
AT	<i>Accomplished end 2009 cf. 5864/10</i>	Operational								<i>Prüm Treaty</i>
PL		Operational	NL	7728/11 + COR 1	X	X	7270/12	NL BE	2012/236/EU OJ L 118/8	
PT	Draft legislation is under evaluation.	Implementation of the new car register information system – SIRAUTO – in 2012. .								Accession to EUCARIS after implementation of SIRAUTO
RO		Operational		14007/10	X	X	8738/11 + ADD 1 8740/11	NL BE	2011/547/EU OJ L 242/8	
SI		Operational		11806/10	X	X		NL BE	2011/387/EU OJ L 173/9	
SK		environment; production environment installed end of 2012.		11261/13						Evaluation visit in June 2013
FI		Operational		6677/10	X	X	9032/10		2010/559/EU OJ L 245/34	
SE		Operational		16490/11	X	X	11349/12		2012/644/EU OJ L 299/44	
UK	Secondary legislation is needed to ensure personal data can be exchanged.	Currently evaluating a range of options for the changes necessary to deliver the significant business and technical changes required to meet the obligations arising from the Prüm Decision. Strategic planning was completed in April 2010 and a business case is being prepared, which needs funding.								

**VRD operational data exchange**

	BE	BG	CZ	DK	DE	EE	EL	ES	FR	IE	IT	CY	LV	LT	LU	HU	MT	NL	AT	PL	PT	RO	SI	SK	FI	SE	UK	
BE	x																											
BG		x																										
CZ			x																									
DK				x																								
DE					x																							
EE						x																						
EL							x																					
ES								x																				
FR									x																			
IE										x																		
IT											x																	
CY												x																
LV													x															
LT														x														
LU															x													
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NL																		x										
AT																			x									
PL																				x								
PT																					x							

