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## OUTCOME OF PROCEEDINGS

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From: General Secretariat of the Council  
On: 17 October 2016  
To: Customs Cooperation Working Party  
Subject: Summary of discussion

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### 1. Adoption of the agenda

The agenda was adopted as set out in CM 4084/1/16 REV 1.

### 2. Information from the Presidency

The Presidency briefed the delegates with respect to the following:

- **documents:** Survey on information exchange on weapons (CM 3817/16), the timeline for the EU Policy Cycle activities in 2016 and first half 2017 (5300/1/16 REV 1), Europol's updated contribution on its short-term activities in the implementation of the Roadmap on information exchange and interoperability (11495/1/16 REV 1), TAXUD – OLAF Survey „One seizure – One report“: Results (Ares(2016)5739432), Directive (EU) 2016/681 on the use of Passenger Name Record (PNR) data for the prevention, detection, investigation and prosecution of terrorist offences and serious crime - Coordination of the implementation of the PNR Directive within DAPIX (12990/16) and the three fiches drafted for the High Level meeting of Directors General of Customs on the fight against terrorism (13184/16), the future funding of IT development costs (13186/16) and the future funding of equipment and infrastructure at external border (13187/16);

**past meetings:** the second meeting of the Directors General of Customs Administrations and the European Police Chiefs Convention held at Europol on 14 - 15 September 2016, the half-day joint meeting of EMPACT Drivers, Co-Drivers and Action leaders of the 8th Action Plan, held at Europol on 21 September 2016, the stakeholders workshop „Changing trends in smuggling: “Illicit whites”, a concern for EU security and revenues“ organised on 27 September 2016 by the EurActiv Institute, the EU IPO Observatory Plenary meeting held in Alicante on 27-28 September 2016, the Frontex / Eurosur Fusion Services seminar awareness session for Drivers/Co-Drivers and Action Leaders in selected EMPACT Priorities held in Warsaw on 29-30 September 2016, the conference of PCCC (police and customs cooperation centres) held at Europol on 11-12 October 2016 and meetings of the various Council Working Parties;

- **forthcoming meetings:** OAP drafting meetings, the meeting of the Expert Study Group on CP 42 (special scheme concerning VAT exemption of certain imports) at WCO, the first meeting of the EU Coast Guard Cooperation Network (8-10 November 2016, Warsaw) to which the CCWP Presidency was invited, the 9th meeting of the Heads of Central Coordination Units (24-25 November 2016, Bratislava) and meetings of various Council Working Parties.

### **3. Draft Council Conclusions on the Progress Report on the implementation of the EU Strategy and Action Plan for customs risk management**

The draft Council Conclusions set out in 12164/1/16 were discussed for the first time.

Member States expressed their support for the document, but certain aspects like the mentioning of the PNR or the funding proved to be more sensitive. A deadline for comments was given (25 October 2016) and a new revised version of the document will be presented during the CCWP Plenary on 8 November 2016.

#### **4. Eighth Action Plan**

Under this item, Member States presented updates regarding their participation in the different actions of the 8th Action Plan (DS 1098/4/16 REV 4) - these will be incorporated in a new revised version to be presented during the CCWP Plenary on 8 November 2016. Estonia and Slovakia presented a first analysis of the replies received to the questionnaires distributed in the framework of excise duties related Actions - 8.6.1 (cigarettes) and 8.6.2 (mineral oils). The Presidency also briefed the delegates on the main elements of the interim report on excise fraud that was to be presented during the second High Level meeting of Customs Directors General (25 October). Finally, the participants on behalf of the CCWP to the OAP drafting meetings (excise fraud, counterfeit goods, synthetic drugs, MTIC and cocaine) presented the main outcomes of the discussions and the way these will articulate with the CCWP relevant actions.

#### **5. PNR**

The Dutch delegation presented the main elements of a draft common non-paper on value of PNR for Customs law enforcement and risk management in light of the new PNR directive. Member States were requested to review the document and contribute with relevant examples. The document will be presented and discussed for the first time during the CCWP Plenary on 8 November 2016. The Chair informed the delegates that the implementation of the PNR Directive is a recurrent topic on the DAPIX agenda; this Working Party should assume a leadership role in this field in the same way as for the Swedish Initiative. An expert sub-group would most likely be established to this effect.

#### **6. Update of the existing study on the powers of Member States customs officials**

The Netherlands presented the first draft of the updated study set out in DS 1467/16. Member States were requested to check whether the factual information included in the document was correct and make proposals to improve its content. The Commission suggested to expand the scope of the original document (limited to customs competences under the former third pillar) to competences related to the Customs Union. Proposals for a better and more "user friendly" layout were also made. All suggestion will be taken into account by the Dutch delegation and a new version of the document will be presented during a forthcoming meeting of the CCWP.

## **7. Communication from the Commission - Enhancing security in a world of mobility: improved information exchange in the fight against terrorism and stronger external borders**

The Commission briefly presented the main elements (key operational steps) of the its communication set out in 12307/16:

- creating an European integrated border management through the European Border and Coast Guard;
- stronger controls through the Entry-Exit System (EES);
- checking visa-free travellers in advance via an European Travel Information and Authorisation System (ETIAS);
- enhancing identity management and strengthening the fight against document fraud (document security);
- developing the Security Union by reinforcing Europol.

## **8. Renewed European Union Internal Security and Counter-Terrorism Implementation Paper: second half of 2016**

The Presidency briefed the delegates with respect to the CCWP relevant elements of the Renewed European Union Internal Security and Counter-Terrorism Implementation Paper: second half of 2016 set out in 11001/1/16 REV 1. The delegates took note of these.

## **9. AOB**

Under this item, the Presidency informed the delegates that a joint LEWP/CCWP meeting will take place on 7 November 2016 in the afternoon and that a conference on environmental crime will take place in Bratislava on 24-25 November 2016.