



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 11 April 2014
(OR. en)**

8890/14

**JAI 229
DAPIX 55
CRIMORG 37
ENFOPOL 112**

OUTCOME OF PROCEEDINGS

From: General Secretariat of the Council
On: 7 April 2014
To: Working Group on Information Exchange and Data Protection (DAPIX)
Subject: Summary of discussions

1. Adoption of the agenda

The agenda was adopted as set out in doc. **CM 2168/14**.

2. Information from the Presidency

The Presidency reminded delegations to submit if not yet done so the updated national factsheets to the Guidelines on the implementation of Council Framework Decision 2006/960/JHA (see doc. **9512/1/10 DAPIX 59 CRIMORG 90 ENFOPOL 125 ENFOCUSTOM 36 COMIX 346**) by 8 May at the latest in order to compile the updated versions for the DAPIX meeting in June.

Delegations were also invited to submit comments on the UK lead project on a EU wide missing persons database presented at the previous meeting (doc. **DS 1115/14**) so that a position could be defined at the DAPIX meeting in June.

3. Prüm Council Decisions

3.1 Implementation - *State of play*

The Presidency invited delegations to check information set out in doc. 5124/2/14 REV 2 JAI 7 DAPIX 1 ENFOPOL 1 CRIMORG 2, and to notify any modifications to the Secretariat in order to enable the regular update of the overview. EL informed about being ready for DNA evaluation in May and promised to notify DAPIX about the completion of the legal implementation with regard to the exchange of DNA reference profile as soon as possible.

3.2 The Presidency invited the meeting to check information set out in the

- List of Major Events National Contact Points (Art. 15/615) (doc. 7506/1/14 REV 1),
- List of Data Protection Authorities (Art. 19/616) (doc. 7503/1/14 REV 1),
- List of experts concerning DNA, FP and VRD information exchange (doc. 1130/14),
- List of VRD National Contact Points (doc. DS 1023/1/14 REV 1),
- List of national experts participating in VRD evaluation visits (doc. DS 1152/14),
- List of DNA National Contact Points (doc. DS 1055/1/14 REV1),
- List of FP National Contact Points (doc. DS 1129/1/14 REV 1)

and to notify any modifications to the Secretariat in order to keep the lists up-to-date.

3.3 On-going evaluation

Hungary / VRD

The meeting took note of the evaluation visit report (doc. 6532/14 JAI 89 DAPIX 19 CRIMORG 13 ENFOPOL 35 ENFOCUSTOM 21), the overall evaluation report (doc. 6533/14 JAI 90 DAPIX 20 CRIMORG 14 ENFOPOL 36 ENFOCUSTOM 22) and the draft Council Decision (doc. 6535/14 JAI 91 DAPIX 21 CRIMORG 15 ENFOPOL 37 ENFOCUSTOM 23) with a view to submitting the latter documents to COREPER/Council for adoption.

3.4 Organisation of evaluation visits

The meeting confirmed the indicative calendar for evaluation visits as set out in doc. DS 1043/14.

3.5 Prüm - statistics and reports on automated data exchange 2013

The Presidency invited delegations if not yet done so to submit without delay still outstanding information concerning DNA and FP statistics in doc. 5968/1/14 REV 1 JAI 56 DAPIX 11 CRIMORG 6 ENFOPOL 21 and, to that end, called upon delegations to only use the templates agreed by DAPIX for establishing statistics.

The still open issue of "meaningful statistics" lead once more to the discussion on whether to define a Prüm match as "useful" when it is supporting either criminal investigations or forensic decision making. The Commission reiterated its suggestion that in order to assess the usefulness of the Prüm information exchange instrument as such, only those hits should be considered as "meaningful" that were taken up by the police for investigation purposes.

Furthermore, the Commission argued that the technical limits of CODIS.7 could not be considered as a sufficient justification to delete from DNA-database statistics the "number of unique DNA - profiles received from other countries" and therefore other ways to complete statistics should be found.

4. SPOC

4.1 Draft Guidelines for cross-border information exchange

Presenting the revised guidelines (see doc. 6721/1/14 REV 1 DAPIX 24 ENFOPOL 45), the Presidency explained that the document was meant to define a minimum set of good practices leaving sufficient leeway to Member States for setting up a SPOC. Delegations generally welcomed the revised document and, in particular, the flexibility shown as to the choice of communication channels. However, due to the late arrival of the document, they asked for more time to scrutinise it. The Presidency invited delegations to submit comments and to reply to CM 1757/14 by 8 May at the latest in order to finalise the document at the next meeting.

4.2 SPOC - Romania

Delegations welcomed and briefly discussed the RO presentation of the International Police Cooperation Centre located in Bucharest.

5. Information Management Strategy / 3rd IMS action list

The meeting approved the IMS overview as set out in doc. DS 1136/1/14 REV 1.

The Presidency reminded delegations to submit by 8 May at the latest comments on the draft manual on information exchange (doc. DS 1132/14) and the ADEP paper (doc. DS 1118/14) which were presented at the previous meeting to allow for further work on these topics at the DAPIX meeting in June.

As regards Action 5 (UMF Interoperability Coordination Programme), the Europol delegate outlined the UMF 2 project and, in particular, the question on how to structure the project governance in order to cope with future work on UMF.

It was promised to shortly submit a document on the issues to be dealt with at the UMF final conference. Written feed-back on that paper was expected from delegations by the end of April, in due time ahead of the conference in The Hague in May.

6. Presentation of Interoperability in the Estonian Law Enforcement Information System

Delegations welcomed and briefly discussed the EE presentation.

The Presidency invited delegations for further presentations on interoperability at future meetings to get a broad picture on the issue across Member States.

7. Any other business

No issue was raised under this point.
