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OUTCOME OF PROCEEDINGS

From: General Secretariat of the Council
On: 10 October 2019
To: Working Party on Information Exchange and Data Protection (DAPIX)
Subject: Summary of discussions

1. Adoption of the agenda

The agenda was adopted as set out in CM 4082/19.

2. Information from the Presidency

The Council Conclusions on establishing a European network of Heads of SPOC (12825/19) as well as the Council Implementing Decision (EU) 2019/1697 on VRD exchange with Ireland (OJ L 259/63, 10.10.2019) were adopted on 7 October 2019.

The draft agenda of the joint LEWP/DAPIX meeting to be discussed at the LEWP meeting on 18 October 2019 will be submitted to DAPIX as soon as possible.

3. Widening the scope of the use of PNR data to other transport forms than air traffic - Draft Council Conclusions

Delegations welcomed the draft Conclusions (12649/19) aimed at triggering an impact assessment of widening the scope of EU PNR legislation. Content wise, the Presidency took note of suggestions to review the wording and invited delegations to submit their drafting proposals by 17 October 2019. The revised version should dispel remaining doubts on the substance as well as concerns on the relevance to proceed to submit the draft to the Council.

4. Automation of information exchange in a strategic context - Principles and problems

The Presidency emphasized that the note on principles and problems (12506/19) summarized the state of discussions so far and was meant as a background paper for COSI preparations to steer the Council policy debate on internal security next December. Delegations supported the note to a great extent. Sporadic drafting suggestions were promised to be sent in writing before 17 October 2019. As to the way forward, the Presidency informed a note that set out the key aspects and policy options regarding information management would be drafted and submitted to COSI next November.

5. Future of Prüm: Next Generation Prüm (Prüm.ng) / Reports from focus groups

The NL delegation outlined the final report of the focus group on Vehicle Registration Data (VRD) (11264/19). The explanations referred particularly to the suggested improvements of VRD exchange and short-, mid-, and long-term recommendations. Oral information was given on the state of play of discussion concerning biometric data exchange.

Due to the late submission of the VRD report and expecting the submission of the final reports of the other focus groups, a detailed discussion on the reports was envisaged for the incoming DAPIX meeting next November.

6. 'Prüm Decisions'

6.1 Implementation - state of play (5322/5/19 REV 5)

Delegations took note of the overview on the state of play and were informed about the newly included reference to the implementation of the 'Forensic Decision'. UK confirmed that it was meanwhile operational for DNA data exchange with five Member States (AT, DE, ES, FR, NL) and AT appreciated the cooperation with UK.

6.2 Organisation of evaluation visits (5764/5/19 REV 5)

Italy confirmed to carry out a VRD evaluation with Eucaris in November 2019.

6.3 *Italy*

A revised Declaration in accordance with Decision 2008/615/JHA, Art. 2(3) on available DNA data was promised to sort out any misunderstandings in the availability on suspects profiles.

6.4 **Ongoing evaluation**

United Kingdom / FP

Delegations appreciated the efforts by DE to evaluate the UK FP exchange provisions. Due to the late submission of the report (12511/19), it was suggested to examine its details at the incoming meeting. UK stressed that it would align its DNA and FP policy of making available suspects profiles. In line with Council Implementing Decision (EU) 2019/968, that policy should be reviewed by 7 June 2020.

7. Information Management Strategy (IMS)

Belgian explained action 7 on the European dimension of Police and Custom Cooperation Centres (PCCC) with particular regard to the analysis function in PCCCs and presented a questionnaire (CM 4169/19) aimed at exploring best practice to fulfil that mission.

8. AOB

DE informed about the incoming 'Forum on Information Management' on possibilities to integrate business requirements and IT infrastructure, both nationally and internationally, for the benefit of law enforcement. The aim is to create synergies and make relevant information available to investigators and police officers through smart technologies on the spot. The Forum co-organised by DE and Europol, would take place at Europol HQs, The Hague, 4-6 November 2019.

Europol outlined the outcome of the first workshop of the Future Group on Travel Intelligence and Border Management, jointly organised by Frontex and Europol, at the HQs of Frontex in Warsaw, 25-26 September 2019. The workshop was start of a series aimed at identifying operational opportunities stemming from recent policy developments related to security, border management and interoperability. The series aims at ensuring a complete, multidisciplinary coverage of all relevant dimensions at EU level.
