



Statewatch

Timetable

March 2004 EU Anti-Terrorist Declaration

[Updated 1 February 2005]
[previous update 31 December 2004]

amendments in bold

[all dates apply to the Council unless otherwise indicated]

Immediate application

- 'solidarity' clause

May 2004

- adoption of Directive on compensation of crime victims before 1 May
 - o *adopted by JHA Council on 29 April 2004*
- adoption of customs strategy and work programme
 - o *JHA Council took note of strategy and work programme, 30 March 2004*
- adoption of borders agency Regulation
 - o *JHA Council/Mixed Committee reached 'general approach', 30 March 2004; adopted by JHA Council, 26 October 2004 (Reg. 2007/2004, OJ 2004 L 349)*
- decisions taken on management, location and financing of SIS II
 - o *agreed by JHA Council on 29 April 2004*
- adoption of Europol/Eurojust agreement
 - o *approved by JHA Council on 29 April 2004*

June 2004

- Member States to implement six measures already due for implementation (Framework Decisions on terrorism, European arrest warrant, joint investigation teams and money laundering; Decisions on Eurojust and implementing Common Position on terrorism)
 - o *One Member State has not yet implemented or reported parliamentary approval of implementation of the arrest warrant by end January 2005 (Italy)*
- finalise work on Framework Decisions on confiscation orders and attacks on information systems
 - o *not adopted by end January 2005*

- conclude work on proposed Framework Decision on execution of confiscation orders
 - o *general approach agreed by JHA Council, 29 April 2004; complete text agreed at JHA Council, 8 June 2004; not adopted by end January 2005*
- Regulation and Decision on new functions for SIS II adopted and entry into force
 - o *Regulation adopted by JHA Council, 29 April 2004; Decision not yet adopted, end January 2005*
- Solana reports to June summit on intelligence sharing
- Commission to make proposal on a common approach to the collection and use of passenger data
 - o *no proposal from Commission by end January 2005*
- Commission to bring forward proposals to the June summit on exchange of personal information (DNA, fingerprints and visa data) for the purpose of combating terrorism, including provisions to enable national law enforcement agencies to have access to the EU systems
 - o *Commission Communication on first issue, June 2004 (COM (2004) 429); no Communication on second issue yet*

Sept 2004

- report on evaluation of first 15 Member States regarding terrorism

Dec. 2004

- Member States to ratify 3 Protocols to Europol Convention, 2000 Convention on mutual assistance and its 2001 Protocol systems
 - o *None fully ratified by end January 2005*

End 2004

- adoption of proposals on biometrics in visas and passports
 - o *JHA Council agreed 'guidance' on passports proposal, 8 June 2004; mandatory fingerprinting largely agreed by JHA Council/Mixed Committee, 26 Oct. 2004; adoption delayed due to technical difficulties, Dec. 2004*

Jan. 2005

- Borders Agency to be operational;
 - o *Borders Agency Regulation provides for 1 May 2005 start date*

June 2005

- adoption of forthcoming proposals on retention of communications traffic data and exchange of information on terrorist convictions
 - o *proposal on data retention made, 28 April 2004; discussions started, June 2004; questionnaire sent to Member States; June 2004 summit reaffirmed deadline on both proposals*

End 2005

- take forward a Commission proposal on a system for the exchange of information on lost and stolen identity documents

No date mentioned

- 'urgent': Commission allocation of funds for terrorist victims
- 'early conclusion' of discussions on proposed Directive on passenger data
 - o *JHA Council adopted Directive, 29 April 2004*
- 'take forward' work on European Evidence Warrant
 - o *discussion began in Council working group, 25 June 2004*
- Council to create new committee structures on operational security cooperation
- Commission to make proposal on safety of ports/harbours
- consideration of criteria for refusing entry in Article 96 of Schengen Convention
- Commission to submit proposals for inter-operability of databases
- EU Police Chiefs to develop operational capacity and report on Madrid attacks
- Council to examine issues of hot pursuit, database on convictions and disqualifications, database on forensic evidence, simplification of exchange of information and intelligence between law enforcement authorities
 - o *European Council of June 2004 set deadline of Dec. 2005 to agree on proposal on exchange of information between law enforcement authorities (proposal made by Sweden, June 2004); White Paper on creating database of convictions, Jan. 2005 (COM (2005) 10)*
- Commission to bring forward proposal on European witness protection programme
- Commission and Council to 'take forward' work on Visa Information System (VIS)
 - o *Decision establishing VIS adopted, June 2004; Commission proposal on functioning of system made in December 2004 (COM (2004) 835); under discussion in Council and EP*
- Council to examine scope for measures to control bombs, etc.