



**COUNCIL OF
THE EUROPEAN UNION**

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**5074/2/13
REV 2**

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

NOTE

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

1. Introduction and content of the document

The provisions of the "Prüm Decisions"¹ 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.

¹ 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 fulfill 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. 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) 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.

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.

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
- Fingerprints: it05@bka.bund.de
- VRD: dsoops@skynet.be

For VRD, in case of technical problems, IT management, etc., contact with Eucaris can be made via 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 procedure², the details of which are set out in document 6661/2/09 REV 2 CRIMORG 25 ENFOPOL 39³ 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).

² Article 20 of Council Decision 2008/616/JHA

³ 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 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).

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

MS	Art. 6(1) (DNA)	Art. 11(1) Fingerprints	Art. 12(2) VRD	Art. 15 Major events	Art. 16 CT	Art. 19/616 DPA	Art. 2(3) DNA files ST DOC	Art. 36(2) implementation ST DOC
	nep DS 1037/12	nep DS 1039/12	nep DS 1009/12	nep DS 1148/12	nep DS 1010/12	DS 1111/12		
BE	X	X	X	X	X	X	7655/12	
BG	X	X	X	X	X	X	6643/12	
CZ	X	X	X	X	X	X	13903/11	
DK	X	X	X	X	X	X		
DE	X	X	X	X	X	X	10271/11	10271/11
EE	X	X	X	X	X	X	8745/12	
IE	X	X	X	X	X	X		
EL	X	X		X	X			
ES	X	X	X	X	X	X	6946/10	5537/11
FR	X	X	X	X	X	X	18714/11	
IT	X	X	X	X	X			
CY	X	X	X	X	X	X	16029/11	
LV	X	X	X	X	X	X	10849/11	
LT	X	X	X	X	X	X	13246/11	
LU	X	X	X	X	X	X	13449/10	13449/10
HU	X	X	X	X	X	X	11355/12	
MT	X	X	X	X	X	X	5728/13	
NL	X	X	X	X	X	X	6034/13	6034/13

AT	X	X	X	X	X	X	5864/10 ADD 1	5864/10
PL	X	X	X	X	X	X	11184/12	
PT	X	X	X	X	X	X	8095/11	
RO	X	X	X	X	X	X	7043/12	
SI	X	X	X	X	X	X	8511/11	8511/11
SK	X	X	X	X	X	X	14459/10	
FI	X	X	X	X	X	X	6753/12	
SE	X	X	X	X	X	X	5466/13	
UK	X	X	X	X	X	X		

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

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

STATE OF PLAY: DNA -

Operational Member States are indicated in italic.

Regular updates of the table should be sent to prum@consilium.europa.eu

MS	Implementation			Evaluation						Observation
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team ¹	Council Decision	
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>BG</i>		<i>Operational with SI, AT, NL, FR</i>								<i>Prüm Treaty</i>
<i>CZ</i>		<i>CODIS 7.0 installed</i>	<i>SK</i>	<i>13795/11</i>	<i>X</i>	<i>X</i>	<i>16487/11</i>	<i>SK</i>	<i>2012/58/EU OJ L 30/12</i>	<i>Approval of Binding instructions still pending, start of data exchange foreseen for end 2012</i>
DK	Legislation passed in June 2008	Preparations ongoing CODIS 7.0 installed tests with DE, FI						DE		
<i>DE</i>	<i>completed in June 2009 on federal level</i>	<i>Operational with AT, SI, LU, ES, NL, FR, LV, SK, RO</i>								<i>Prüm Treaty</i>

¹ Lead MS in bold

MS	Implementation			Evaluation						Observation
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team ¹	Council Decision	
EE		CODIS 7.0 installed	NL FI	5079/12	X	X	7671/12	NL	2012/299/EU OJ L 151/31	Operational March 2013
EL		CODIS 7 installed								
ES		Operational with DE, AT, LU, SI, FR, NL, SK, LV, RO, PL / CODIS 7.0 installed								Prüm Treaty
FR		Operational with DE, ES, NL, AT, LU, SI, SK, BG, RO								Prüm Treaty
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 - <ul style="list-style-type: none"> 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
CY		testing with RO, DE	AT	15036/11	X	X	17652/11	AT	2012/673/EU OJ L 302/12	

MS	Implementation			Evaluation						Observation
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team ¹	Council Decision	
<i>LV</i>		<i>Operational with AT, NL, DE, LT, FI, SK, RO, ES</i>	<i>DE</i>	<i>8066/11</i>	<i>X</i>	<i>X</i>	<i>13860/11</i>	<i>DE</i>	<i>2011/715/EU OJ L 285/24</i>	
<i>LT</i>		<i>Operational with AT, LV, FI, NL, RO, SK, PL; testing with EE, DE</i>		<i>12995/11</i>	<i>X</i>	<i>X</i>	<i>13838/11</i>	<i>AT</i>	<i>2011/887/EU OJ L 344/36</i>	
<i>LU</i>		<i>Operational with AT, DE, ES, NL, SI, FR, SK; testing with BE</i>								<i>Prüm Treaty</i>
<i>HU</i>		<i>Operational with AT</i>	<i>AT</i>	<i>15627/11</i>	<i>X</i>	<i>X</i>	<i>11353/12</i>	<i>AT</i>	<i>2012/445/EU OJ L 202/22</i>	
<i>MT</i>		<i>CODIS 7.0 installed,</i>	<i>AT</i>	<i>13650/12</i>	<i>X</i>	<i>X</i>	<i>6478/13</i>	<i>AT</i>		<i>Council Decision taken on 21 March 2013</i>
<i>NL</i>		<i>Operational with AT, DE, SI, LU, FI, FR, ES, BG, SK, RO, LT, LV</i>								<i>Prüm Treaty</i>
<i>AT</i>		<i>Operational with DE, ES, LU, SI, NL, FR, RO, BG, FI, SK, LT, LV, HU, PL testing with EE, CY</i>								<i>Prüm Treaty</i>

MS	Implementation			Evaluation						Observation
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team ¹	Council Decision	
PL		CODIS 7.0 installed Operational with SK, NL, AT, ES, LT	SK	11185/12	X	X	15756/12	SK	2013/3/EU OJ L 3/5	
PT		CODIS 7.0 installed	DE	7655/11 +ADD 1	X	X	11377/11	DE	2011/472/EU OJ L 195/71	Waiting for political decision to start
RO		Operational with AT, NL, SI, FR, SK, LV, LT, DE, ES Testing with CY, EE; CODIS 7.0 installed								Prüm Treaty
SI		Operational with BG, DE, AT, NL, ES, LU, SK, FR, RO								Prüm Treaty
SK		Operational with AT, ES, NL, SI, LU, LV, DE, RO, LTFR; PT, CZ testing finished, CODIS 7.0 installed	AT	9023/10	X	X	13487/1/10	AT NL	2010/689/EU OJ L 294/14	
FI		Operational with NL, AT, LV, LT; testing with EE								Prüm Treaty
SE		CODIS 7.0 installed	NL	5288/13	X	X	6510/13	NL		Council Decision taken on 21 March 2013
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 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.								

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					
RO																							x				
SI																								x			
SK																									x		
FI																										x	
SE																											x
UK																											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

MS	Implementation			Evaluation						Observations
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	team ¹	Council Decision	
BE		AFIS put in place in 2010, testing with AT, CY	ES BG							
<i>BG</i>		<i>Operational with AT, DE, ES, SK, LU, SI, CZ, FR, NL, LT, CY</i>	<i>AT</i>	<i>6944/10</i>	<i>X</i>	<i>X</i>	<i>16014/10</i>	<i>AT</i> <i>ES</i>	<i>2010/758/EU</i> <i>OJ L322/43</i>	
<i>CZ</i>		<i>Operational with BG, AT, SK, DE testing with other countries</i>	<i>SK</i> <i>AT</i>	<i>9804/11</i>	<i>X</i>	<i>X</i>	<i>12063/11</i>	<i>SK</i> <i>AT</i>	<i>2011/472/EU</i> <i>OJ L 190/72</i>	
DK	Legislation passed in June 2008	Implementation of new AFIS ongoing	AT SK							
<i>DE</i>	<i>Completed on federal level in June 2009</i>	<i>Operational with AT, ES, LU, SI, SK, BG, FR, NL, CY, LT, CZ</i>								<i>Prüm Treaty</i>
<i>EE</i>		<i>Operational with AT, LT</i>	<i>AT</i> <i>LT</i>	<i>11856/12</i>	<i>X</i>	<i>X</i>	<i>14274/12</i>	<i>AT</i>	<i>2012/710EU</i> <i>OJ L 321/61</i>	

¹ Lead MS in bold

MS	Implementation			Evaluation						Observations
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	team ¹	Council Decision	
EL		Tendering procedure for new AFIS								
ES		<i>Operational with DE, AT, BG, FR, NL, SK, CY, LU</i>								<i>Prüm Treaty</i>
FR		<i>Operational with DE, ES, LU, AT, SK, BG, CY; tests planned with SI, CZ, LT, NL, MT</i>	<i>DE ES</i>	<i>7999/11</i>	<i>X</i>	<i>X</i>	<i>9959/11</i>	<i>DE ES LU</i>	<i>2011/355/EU OJ L 161/23</i>	
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		<i>Operational with BG, DE, ES, FR, LT, LU, AT, SI, SK</i>	<i>AT DE SI</i>	<i>15035/11</i>	<i>X</i>	<i>X</i>	<i>17659/11</i>	<i>AT DE</i>	<i>2012/672/EU OJ L 302/11</i>	

MS	Implementation			Evaluation						Observations
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	team ¹	Council Decision	
LV	On 21 May 21 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.									Technical ready spring 2013
LT		<i>Operational with AT, BG, DE, SK, NL, CY, EE, CZ; testing with FR,</i>		<i>12994/11</i>		<i>X</i>	<i>13839/11</i>	<i>AT</i>	<i>2011/888/EU OJ L 344/38</i>	
LU		<i>Operational with SI, AT, DE, FR, BG, ES, NL, CY</i>								<i>Prüm Treaty</i>
HU		<i>Operational with SK Testing with BG, CY</i>	<i>AT DE NL SK</i>	<i>13796/11</i>	<i>X</i>	<i>X</i>	<i>11358/12</i>	<i>AT (DE) SK</i>	<i>2012/446/EU OJ L 202/23</i>	

MS	Implementation			Evaluation						Observations
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	team ¹	Council Decision	
MT			AT	13651/12	X	X	6481/13	AT FR		Council Decision taken on 21/3/2013
NL		<i>Operational with AT, BG, LT, DE, ES, LU</i>	DE	12993/11	X	X	15713/11		2012/46/EU OJ L 26/32	
AT	<i>Accomplished end of 2009</i>	<i>Operational with DE, LU, SI, ES, SK, BG, CZ, LT, FR, NL, HU, EE</i>								<i>Prüm Treaty</i>
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		ANSI/NIST-ITL 1-200 version 4.22b installed in November 2012	AT	5343/13	X	X	7765/13	AT		
SI		<i>Operational with AT, DE, LU, BG, SK, CY; testing with, NL, CZ, FR</i>								<i>Prüm Treaty</i>
SK		<i>Operational with AT, BG, FR, DE, CZ, SI, LT, ES, CY,</i>	AT	9024/10	X	X	14178/1/10	AT DE	2010/682/EU, OJ L 293/58	

MS	Implementation			Evaluation						Observations
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	team ¹	Council Decision	
FI		ready for testing in 2013								
SE	Into force 1 August 2011	Implementation project ongoing, procurement period finished Production spring 2013								Evaluation planned for August 2013
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

MS	Implementation			Evaluation						Observations
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team	Council Decision	
<i>BE</i>		<i>Operational DIV ok for incoming / outgoing, police not ok for outgoing requests</i>								<i>Priim Treaty</i>
BG		EUCARIS – Prüm application installed	NL	10152/12	X	X				
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								Evaluation February 2013
<i>DE</i>	<i>Completed on federal and regional level</i>	<i>Operational</i>								<i>Priim Treaty</i>
EE		Technically ready, awaiting solution of administrative problems								
EL		Internal procedures speeded up								

MS	Implementation			Evaluation						Observations
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team	Council Decision	
ES		<i>Operational</i>							<i>Prüm Treaty</i>	
FR		<i>Operational</i>							<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 Síochána (Irish Police) to generate outgoing requests is ongoing.	NL							Evaluation second half of 2013
IT		EUCARIS installed, testing phase concluded; internal procedures set up.								

MS	Implementation			Evaluation						Observations
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team	Council Decision	
CY			NL	6646/13						
LV	Full member of the Eucaris Treaty since July 2010.	Preparations ongoing								
LT		<i>Operational</i>		6100/12	X	X	13610/12	NL BE	2012/713/EU OJ L 323/17	
LU		<i>Operational</i>								<i>Prüm Treaty</i>
HU	Council Decisions implemented	Pilot run in preparation		13902/11						
MT										Evaluation visit in early summer 2013
NL		<i>Operational</i>								<i>Prüm Treaty</i>
AT	<i>Accomplished end 2009 cf. 5864/10</i>	<i>Operational</i>								<i>Prüm Treaty</i>
PL		<i>Operational</i>	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		<i>Operational</i>		14007/10	X	X	8738/11 + ADD 1	NL BE	2011/547/EU OJ L 242/8	
SI		<i>Operational</i>		11806/10	X	X	8740/11	NL BE	2011/387/EU OJ L 173/9	
SK		environment; production environment installed end of 2012.								Evaluation visit in April 2013
FI		<i>Operational</i>		6677/10	X	X	9032/10		2010/559/EU OJ L 245/34	
SE		<i>Operational</i>		16490/11	X	X	11349/12		2012644/EU	

MS	Implementation			Evaluation						Observations
	legal	technical	supporting MS	Questionnaire	Pilot run	Visit	Evaluation report	Team	Council Decision	
									<i>OJ L 299/44</i>	
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																
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AT																			x								
PL																				x							
PT																					x						
RO																						x					
SI																							x				
SK																								x			
FI																									x		
SE																										x	
UK																											x