



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 10 June 2013

10324/13

**ENFOPOL 168
COMIX 346**

OUTCOME OF PROCEEDINGS

of: Law Enforcement Working Party (including Mixed Committee EU/Iceland,
Norway, Switzerland and Liechtenstein)
on: 22 May 2013
Subject: Summary of discussions

LAW ENFORCEMENT WORKING PARTY - MIXED COMMITTEE

1. Adoption of the agenda

The meeting adopted the agenda set out in doc. CM 2795/13, with the deletion of point 3.

2. Final report on JPO APHRODITE

The meeting approved the above-mentioned report as set out in doc. 6224/13 ENFOPOL 33
FRONT 6 COMIX 80 + ADD 1 + ADD 2.

3. Liaison Officers: report on conference 25 April 2013

The discussion of this item was postponed to the next meeting, where a written report would be submitted.

4. Draft Council Decision fixing the date of effect of Decision 2008/633/JHA concerning access for consultation of the Visa Information System (VIS) by designated authorities of Member States and by Europol for the purposes of the prevention, detection and investigation of terrorist offences and of other serious criminal offences

The meeting approved the Presidency proposal for the above-mentioned Decision as set out in document 9239/13 ENFOPOL 129 COMIX 273, with an amendment of the suggested date for taking effect: it was requested that a month be left between the time of publication of the Decision and the time of its taking effect in order to allow for national procedures to be completed.

Subject to the availability of translations of the draft Decision and the arrival of the Commission's information on the use of the VIS, the draft Decision would be submitted to the Council for adoption, with a proposed date of effect of 1 August 2013.

5. Interpol Presentation on Integrated Border Management Task Force Initiative

The meeting took note of the above-mentioned Interpol presentation, in which it was explained that the Task Force centralises Interpol's border security efforts and comprises and serves as a central point of contact and coordination for all international border security and management activities. The Interpol representative stressed the importance of using border control tools for general security aims, including counter-terrorism.

LAW ENFORCEMENT WORKING PARTY

1. Adoption of the agenda

The meeting adopted the agenda set out in doc. CM 2795/13, with the addition of the following points under AOB:

- information of the SI delegation on Eurobasket 2013
- information of the FI delegation on the EMPEN workshop
- information of the CY delegation on the CULTNET meeting.

2. Information from the Presidency

The Presidency informed the LEWP that the meeting of the coordination mechanism regarding joint operations would be held on 12 June 2013 and invited delegations to provide the Presidency with the necessary information on planned JPOs.

The Chair also informed the meeting of the date of the next meeting of the LEWP, where discussions about the new Europol Regulation would be started.

3. Information from CCWP

A representative of the CCWP Presidency provided the LEWP with a detailed presentation of the work carried out in the CCWP this semester, explaining that the priorities of the EU policy cycle would be the main focus of future CCWP Action Plans. In that context, a study had been carried out on the involvement of customs with the policy cycle and lessons were drawn to improve this.

The Chair explained that he would be paying a return visit to the CCWP to update them on the work at the LEWP and asked whether delegations had any messages to convey but no suggestions were offered.

4. Firearms

The newly elected chair of the European Firearms Experts (EFE) presented the results of the latest EFE meeting held in Bern, Switzerland on 17 April 2013, as well as the outcomes of the different EFE working groups, notably:

- WG Definitions: ways should be sought to formalise the Glossary of Firearms Terminology so that it can be used by law enforcement beyond the EFE groups
- WG Internet: results of a questionnaire would be analysed to identify future intelligence opportunities
- WG Weapons Fairs: a check list would be produced on what weapons can be sold at weapons fairs, military fairs and markets
- WG Southeast European countries: operative work will be conducted under the framework of the EMPACT Western Balkans
- a WG "Assignments of Commercial Security Staff" was set up.

The next EFE meeting would be held on 15-16 October 2013 at Europol.

Europol informed the meeting that it hoped to produce the Firearms threat assessment in June.

The Commission updated the meeting on its on-going work, notably in the Task Force which aims at improving the security aspects of firearms policy-making and at proposing a legislative package in 2015. The expert group, for which calls for candidates had been issued, would shortly be set up and Member States would be informed of the outcome of the selection process.

A representative of Interpol presented Interpol's iARMS (Illicit Arms Records and Tracing Management System) project, which is largely funded by the EU but is used by only 4 European countries so far. Work will continue to enhance the use of this database and the Commission representative would also consider how it could contribute to this.

5. CEPOL

Following a presentation by the CEPOL representative, the meeting took note of the CEPOL Annual Report 2012 (doc. 8890/13 ENFOPOL 120), which would be forwarded to Coreper/Council.

The meeting also agreed to submit the Working Arrangement between CEPOL and the Academy of Management of the Ministry of Internal Affairs of the Russian Federation (doc. 18004/12 ENFOPOL 428) to the Council for approval. The UK highlighted the difficulties it has with the Agreement and explained that it could not guarantee that visas would be delivered to Russian security officers that would be participating in CEPOL courses that would be held in the UK. This delegation and the NL delegation entered a scrutiny reservation on the Agreement.

6. Report on eMOBIDIG

The chair of eMOBIDIG provided an overview on the work of this group and notably the 3-5 year vision for its work. He explained that the group found it very useful to involve different industry representatives in the meetings and stated that a link with ENLETS was being made to ensure that no overlaps occur.

Information on eMOBIDIG, including reports of the meetings, can be found on www.e-mobidig.eu.

7. Report on TISPOL, AIRPOL, RAILPOL

The COM representative presented the main outcomes of the Ernst & Young study it had commissioned on the above-mentioned networks, highlighting the following:

- the networks produce sufficient output to warrant funding
- the networks facilitate communication and enhance trust and have contributed to the shaping of some policies
- more links could be made between the work of the networks and COSI, LEWP, CCWP, as well as the EP committees LIBE and TRAN.

He confirmed that the COM values these 3 networks and considers them to present an added value. COM as well as the networks are assessing the recommendations of the study in detail in order to decide on next steps and possible improvements.

8. Planning and steering of the activities of experts groups and networks related to LEWP

The Presidency presented its proposal set out in document 9407/13 ENFOPOL 136 to provide some guidelines for a better planning and steering of the networks related to the LEWP and thanked delegations that had sent in comments, including FI.

Delegations generally welcomed the proposals and in particular highlighted the suggestion to turn non-active networks into a contact list. Several delegations stressed the need to leave enough operational room to the networks for them to develop their activities, avoiding micro-management by the LEWP, but also agreed that some longer term planning should be done, possibly using a common template.

Delegations were invited to send in further comments in writing by 31 May 2013.

9. ENLETS

The Presidency informed the meeting of the work done at COSI in relation to security-related research and industrial policy and explained that draft Council conclusions on ENLETS would be submitted to the Council on 6-7 June, calling for a reinforcement and reinvigorating of the network.

The chair of ENLETS explained that he is full-time working for the network and presented the different work strands that are currently taken forward within ENLETS, covering organisational, institutional and operational questions, including:

- a paper had been sent in for Horizon 2020 offering relevant law enforcement considerations
- information is being shared on national projects, and it is hoped that in future Member States can, where appropriate, join in each other's projects
- a discussion is on-going with DG CONNECT about law enforcement end user requirements for PCP (pre-commercial procurement)
- an environmental mapping of the ENLETS national contact points is carried out
- an EU scan on tools for internet surveillance in the fight against THB is on-going.

He affirmed that ENLETS is inclusive towards the work of other networks and bodies and would avoid duplication of work done elsewhere.

10. Fifth Activity Report of the Joint Supervisory Body of Europol

The meeting took note of the above-mentioned report, as briefly presented by the Secretariat of the JSB (document 8659/13 ENFOPOL 117) and agreed to submit it to Coreper/Council.

11. Network of vehicle crime experts - CARPOL

The Chair explained that it had not been possible to get the results of the latest meeting of the CARPOL network, including a revised proposal of the paper regarding the structure of this network and its "long-lasting agenda". It was hoped that this item could be discussed at the next LEWP meeting.

12. Violent Travelling Offenders

The COM representative presented the results of the study it had commissioned on violent travelling offenders, listing the preferred policy options and noting the COM comments on these:

- to agree on a common definition: COM would find a functional definition useful with a view to improving data sharing but no legal definition should be sought for
- to provide information for statistics and threat assessments: COM would encourage such information sharing but not make it a formal obligation
- to update existing handbooks and best practice guides: COM agrees with this recommendation and noted that Union funding could be applied for to carry out this task
- to set up a dedicated network: COM does not support this recommendation and would prefer to build upon the NFIP because 75% of the VTO cases concern football hooligans
- to better use the SIS II alerts: COM supports this recommendation, which is in line with the European Information Exchange Model
- to use Interpol notices and the EPE (Europol Platform of Experts): COM would welcome the use of EPE, notably to improve the exchange of statistics on VTO and agrees that Interpol notices can be used in complement to SIS II.

In reply to comments by delegations, the COM representative clarified that COM was not planning to submit a proposal on VTO, confirmed that measures taken in this field should not affect the right of free movement and agreed that a better use of SIENA and EIS whenever possible for exchange of data on VTO should be encouraged.

13. Any other business

The SI delegation briefed the meeting on the security arrangements for the upcoming "Eurobasket 2013", to be held in Slovenia in September and invited delegations to cooperation with the Slovene police to ensure the safety and security of this international event.

The FI delegation announced that an EMPEN network workshop would be organised early September in Finland, in cooperation with CEPOL, and invited delegations to nominate the relevant experts to participate in this workshop.

The CY reminded delegations of the invitations that had been sent out for the first meeting of the CULTNET group, to be held at the end of May in Cyprus and invited those that had not yet registered their expert to do so urgently.
