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REPORT

from:	Presidency
to	Working Group on Information Exchange and Data Protection (DAPIX)
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Subject:	Draft interim report on the Implementation of the 1st Action List

I. Introduction

The Council Conclusions on an Information Management Strategy for EU internal security (16637/09) set out that steps should be taken to develop and update as necessary a detailed action list in order to fulfil the overall aims and objectives of the strategy. The lifetime of the first action list comes to an end after 18 months, which is June 2011.

Building upon experience and progress made with the IMS implementation, the Presidency intends to assist the forthcoming trio Presidency (PL, DK, CY) when developing the second action list to be adopted in July. In order to facilitate this task, the current Presidency takes stock of the state of play on the action list for the IMS implementation. The interim report briefly sets out objectives and results achieved so far as well as recommendations on how to continue for the next 18-months period.

II. State of play

Action 1 Information mapping project

Lead: Commission

Participants: all MS; CH, IC, LI, NO; Europol, Eurojust, Frontex, EDPS, Interpol

Project mandate: 5046/10

In the framework of defining the European Information Exchange Model, the first step was the so-called mapping of cross-border information exchange with regard to 1.) legislation, 2.) communication channels, 3.) information flows and 4.) technological solutions.

The current draft report was discussed by experts on 4 April 2011, the final version will be presented to DAPIX on 23 May. Further steps concern i.a. the assessment of relevant legal instruments.

Action 2 Data protection impact assessment (DPIA)

Lead: UK

Participants: CZ, EE, IT, LT, HU, NL, AT; COM, Europol

Project mandate: 11817/1/10

The project aims at establishing a DPIA toolkit for MS to use before presenting new MS initiatives or when considering non-legislative solutions to obstacles to information exchange. The first of three work packages was delivered in October 2010 (doc. 14458/10 JAI 841 DAPIX 26 ENDOPOL 273 CRIMORG 168 ENFOCUSTOM 88), work package 2 which aims at presenting a draft proposal for the DPIA guidance/toolkit is expected to be delivered in 2011.

Action 3 Strategic prioritisation process

Lead:

Participants: FR, NL, SE; COM

Project mandate: n.a.

A decision model for prioritisation regarding IM and IT development is targeted by this project. No initiative has been taken yet.

Action 4 Information Exchange Platform for Law Enforcement Agencies (IXP)

Lead: Europol

Participants: BG, DE, ES, LT, HU, SK; COM

Project mandate: 7752/10

The IXP will serve as a single, secure gateway to available information, product and services of relevance to cross-border law enforcement cooperation. The first step to specify the concept and to identify concrete steps for developing the platform (doc. 7752/10 ENFOPOL 70 CRIMORG 61 ENFOCUSTOM 23) has been undertaken by ES and Europol. The business concept has been presented to DAPIX in December 2010 (doc. 11117/3/10 JAI 546 DAPIX 36 CRIMORG 120 ENFOPOL 167 ENFOCUSTOM 54). Questions on how the key business processes are organised and can be supported by ICT solutions, how much IXP development and maintenance would cost and what would be the timelines of that development are still open. A report on the outcome of Action 4 is expected in June.

Action 5 UMF Interoperability Coordination Programme

Lead: Europol

Participants: BE, BG, DK, DE, HU, NL, PL, FI, SE; NO; COM, Europol, Interpol

Project mandate: 7753/10

The programme consists of three sub-projects, i.e. the development of a European Police Information Model (EU-PIM), of UMF2, and the concept and set up of a related management entity including a governance structure. The kick-off meeting for the UMF2 sub-project took place in March 2011. Work will be taken forward in 2011.

Action 6 Definition of interoperability

Lead: AT

Participants: BE, PL; COM

Project mandate: 9022/10

This project aims to produce a definition of interoperability for law enforcement data exchange and recommendations to make use of it in the framework of IMS implementation. A questionnaire has been sent out to delegations, presentation of final report scheduled for May 2011. Due to a lack of replies, no outcome is available yet. To date, no further information is available.

Action 7 List of accredited solutions

Lead:

Participants: COM

Project mandate: n.a.

The goal is to establish a list of accredited solutions for data protection as well as existing accreditation/standardisation functions. No initiatives have been taken.

Action 8 Benchmarking on CIO role in information management and development

Lead: SE

Participants: NL, PL

Project mandate: 10759/10

The project aims at gathering information on definitions and best practices as to the role of a CIO, discussing possibilities for further networking and exchange of best practices. Due to reduced resources, it turns out to be a desktop exercise at this stage. A report containing proposals and recommendations for further steps is to be finalised by October 2011.

Action 9 Framework for (technical and business) product management for information management solutions

Lead: Europol

Participants: LT, AT; COM

Project mandate: 7751/10

A draft Product Management Framework was submitted to DAPIX in December 2010 (15002/1/10) and should be tested in practice on the product management structure of SIENA. Thorough discussions are expected in April 2011, and the finalisation is expected soon.

Action 10 Target information management architecture

Lead: Europol

Participants: FR, LT, NL, FI; COM

Project mandate: 15198/10

The project aims at specifying by 2015 how the main IM processes, workflows, actors and tools should interact for EU LE cooperation. A concrete reference model for decisions and prioritisation regarding IM initiatives at MS and EU level is envisaged and to be developed in close cooperation with EIXM (action 1) and IXP (action 4). The terms of reference for the project will be drafted in the light of discussions at the kick-off meeting in Helsinki in March 2011.

A possible merging of action 1 and 10 is recommendable but only at a later stage and based on the conceptual progress achieved by the relatively small group of stakeholders currently implied.

Action 11 List of NCPs involved in development of information exchange and IT

Lead: SE

Participants: IT, UK

Project mandate: n.a.

This project is contingent on action 3 where no initiatives had been taken. Therefore it is to be examined whether it is a viable project and to be taken on board of the 2nd IMS action list.

III. Conclusions

Progress of different degrees can be seen on several actions but no project has been fully completed so far. Contingent on that, it should be reflected to what extent actions suggested for this first IMS action list should be incorporated in the next action list. On this basis and as an input for setting up the next list, the Presidency suggests as follows:

(a) actions to be continued:

- Action 1: recommendations to consolidate cross-border exchange of information and criminal intelligence (see section 7 of the report) are still to be discussed;
- Action 2: outstanding work packages 2 and 3;
- Action 4: a concrete IXP implementation plan to be expected in the second half of 2011
- Action 5: further development of UMF II;
- Action 8: the report containing proposals and recommendations for further steps is to be finalised by October 2011;
- Action 10: development along the lines of action 1 (EIXM);

(b) actions to be re-considered

Since no initiatives concerning actions 3, 7 and 11 have been taken, it should be discussed to what extent they are eligible as projects for Action list 2.

As to Action 7 , due account should be taken of the outcome of the EIXM report mentioned above as regards data protection since the report refers under pt 7.13 to a number of concrete points and questions to be discussed in the context of police cooperation.

Delegations are invited to discuss these preliminary findings at the DAPIX meeting on **18 April 2011**.

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