



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 13 May 2002

**5712/5/02
REV 5**

ENFOPOL 18

NOTE

from : Presidency of Working Party on Terrorism

to : Article 36 Committee

No. prev. doc. : 5712/4/02 ENFOPOL 18 REV 4

Subject : Initiative by the Kingdom of Spain for the adoption of a Council Recommendation on the introduction of a standard form for exchanging information on terrorists

1. Aforementioned initiative was presented by the Spanish Presidency and subsequently discussed at meetings of the Terrorism Working Party of 30 January, 25 February and 18 March.
2. In the light of observations made and in order to enable a rapid adoption of the text the Presidency presents the present instrument that has the legal form of a Draft Council Recommendation.

DRAFT COUNCIL RECOMMENDATION

on introducing a standard form
for exchanging information on terrorists

THE COUNCIL OF THE EUROPEAN UNION,

TAKING INTO ACCOUNT the Conclusions of the Extraordinary session of the Council of 20 September 2001.

TAKING INTO ACCOUNT that cooperation of competent authorities responsible for combating terrorism in the proactive phase is necessary to prevent terrorist attacks.

WHEREAS:

- (1) There might be a risk that terrorist organisations will use larger international events for carrying out terrorist offences as defined in Article 1 of the Framework Decision on combating terrorism.
- (2) Terrorist acts have attracted widespread media coverage and alarmed the Union's citizens.
- (3) These terrorist acts can be carried out by various loose networks of terrorists connected to terrorist organisations.
- (4) Terrorism poses a serious threat which may increase. For that reason there is a need for analysis and proactive monitoring for the purpose of preventing terrorist acts to occur.

RECOMMENDS the Member States to

- use the standard form annexed to the present Recommendation for exchanging information on terrorists as a useful tool in preventing activities carried out by terrorist organisations to achieve their criminal aims at large international events.
- use the standard form to exchange such information as is considered necessary or desirable by participating Member States in accordance with national legislation.
- take care that the information to be exchanged, in accordance with national law including constitutional provisions of the Member States, concerns individuals with a police record in connection with terrorism as defined in the framework decision on combating terrorism.
- take care that the exchange of information refers to members of actual organised groups run by terrorist organisations for the purpose of achieving their own destabilisation and propaganda aims. The information exchanged must not relate to persons who exercise their own constitutional rights set out in the Article 6 of the TUE.
- use the BDL Network for the exchange of data of members related with terrorism. This information will be confidential and must never be transferred to third parties without permission of the country that has been the first to forward the information.

GROUP TERRORISM - III PILLAR**TEMPLATE FOR EXCHANGING INFORMATION REGARDING TERRORISTS**

Issuing Information Country	
Event	
Date of the event	

Personal details of the subject	Name	
	Surname	
	Birth of Date	
	Nationality	
	Passport 's Number	
	Criminal Record	
	Violent acts	
	Transport used	
	Name of the Organisation/ Support Network	
	Physical Features : * Height * Build * Colour's eyes * Scars	
	Observations	
	Others	

PHOTO
Fingerprint