



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 29 May 2002

**5712/6/02
REV 6**

ENFOPOL 18

NOTE

from : Article 36 Committee

to : COREPER/Council

No. prev. doc. : 5712/5/02 ENFOPOL 18 REV 5

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 and the Article 36 Committee of 20-21 May 2002.
2. At the aforementioned meeting of the Article 36 Committee agreement was reached on the text that is annexed.
3. COREPER is invited to confirm this agreement and forward the text to the Council in view of its adoption as an "A" point.

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 criminal 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.
- seek to forward Europol the information exchanged in full respect of the provisions of the Convention creating a European Police Office.
- 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**STANDARD FORM FOR EXCHANGING INFORMATION REGARDING TERRORISTS¹**

Issuing Information Country	
Event	
Date of the event	

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

PHOTO
Fingerprint

¹ Reminder: the information in this form is confidential and must never be transferred to third parties without permission of the first sending country.