

## FORM FOR TABLING A PARLIAMENTARY QUESTION

<b>ORAL QUESTIONS</b>	<b>WRITTEN QUESTIONS</b>
<b>To be put to:</b> <b>COUNCIL</b> <input type="checkbox"/> <b>COMMISSION</b> <input checked="" type="checkbox"/>	<b>To be put to:</b> <b>PRESIDENT OF THE EUROPEAN COUNCIL</b> <input type="checkbox"/> <b>COUNCIL</b> <input type="checkbox"/> <b>COMMISSION</b> <input type="checkbox"/> <b>VICE-PRESIDENT / HIGH REPRESENTATIVE</b> <input type="checkbox"/>
Question for oral answer with debate (Rule 115) <input checked="" type="checkbox"/>	Question for written answer (Rule 117) <input type="checkbox"/>
Question Time (Rule 116) <input type="checkbox"/>	Priority question (Rule 117(4)) <input type="checkbox"/>
<b>AUTHOR(S):</b> Sophie in 't Veld, Renate Weber, Sonia Alfano, Alexander Alvaro, Sarah Ludford, Gianni Vattimo, Cecilia Wikström, Ramon Tremosa i Balcells, Marielle de Sarnez, on behalf of the ALDE group	
<b>SUBJECT:</b> <small>(please specify)</small> The implementation of the EU-US TFTP Agreement	
<b>TEXT:</b>  <p>The Joint Supervisory Board (JSB) of Europol concludes in the statement on its report on the second inspection of Europol's implementation of its tasks under the TFTP (Terrorist Finance Tracking Programme) Agreement and the fulfilment of the JSB's recommendations from last year's inspection, that it cannot be established that article 4 of the EU-US agreement can be considered to be implemented. The JSB observes that apparently there is no limitation in time, nor geographically. In other words: all data are being transferred.</p> <p>Does the Commission agree this is a very alarming conclusion?</p> <p>Does the Commission agree that, if the observation of the JSB is accurate, the implementation fails to meet one of the main objectives of the agreement, namely to end the bulk transfer of data?</p> <p>Does the Commission consider the implementation of the EU-US agreement has to fully comply with the EU standards of transparency? Can the Commission clarify on what grounds access to the full report of the JSB is denied, despite the fact that the JSB does not object to its publication?</p> <p>Is the Commission aware of existing case law, notably In 't Veld vs Council (T-529/09), stating that there is no automatic and general exemption of the transparency rules for documents relating to international affairs? Does the Commission acknowledge that no meaningful democratic scrutiny can take place without access to all relevant information?</p> <p>Does the Commission agree that citizens' fundamental rights are at stake, and therefore they have a right to know if the EU-US agreement is being fully and correctly implemented?</p> <p>Can the Commission explain if data are indeed being used as described in article 5 of the agreement?</p> <p>Was the Commission aware of the difference between data mining and social network analysis when it was negotiating the agreement with the US? If not, why not? If so, why has it not informed Parliament and Council thereof?</p> <p>Can the Commission clarify when it intends to set up the system for the extraction of data on European soil, which was an important condition for the consent of the European Parliament?</p>	
<b>Signature(s):</b>	
<b>Date:</b> 25 June 2012	