Basic information

2016/0816(CNS) CNS - Consultation procedure	Procedure completed
Automated data exchange with regard to DNA data in Greece **Subject** 1.20.09 Protection of privacy and data protection 7.30 Police, judicial and customs cooperation in general **Geographical area** Greece	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	LIBE Civil Liberties, Justice and Home Affairs	MORAES Claude (S&D)	09/02/2017
		Shadow rapporteur ŠTĚTINA Jaromír (PPE) BEŇOVÁ Monika (S&D)	
Council of the European Union	**Council configuration**	**Meetings**	**Date**
	Justice and Home Affairs (JHA)	3528	2017-03-27

Key events

Date	Event	Reference	Summary
10/11/2016	Legislative proposal published	12211/2016	Summary
30/11/2016	Committee referral announced in Parliament		
27/02/2017	Vote in committee		
03/03/2017	Committee report tabled for plenary, 1st reading/single reading	A8-0053/2017	Summary
15/03/2017	Decision by Parliament	T8-0080/2017	Summary
15/03/2017	Results of vote in Parliament		
27/03/2017	Act adopted by Council after consultation of Parliament		
27/03/2017	End of procedure in Parliament		
01/04/2017	Final act published in Official Journal		

Technical information	
Procedure reference	2016/0816(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/8/08556

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE597.479	08/02/2017	
Committee report tabled for plenary, 1st reading/single reading		A8-0053/2017	03/03/2017	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0080/2017	15/03/2017	Summary

Council of the EU

Document type	Reference	Date	Summary
Legislative proposal	12211/2016	10/11/2016	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Decision 2017/0617
OJ L 089 01.04.2017, p. 0004 Summary

Automated data exchange with regard to DNA data in Greece

2016/0816(CNS) - 03/03/2017 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Civil Liberties, Justice and Home Affairs adopted, following Parliament's consultation procedure, the report by Claude MORAES (S&D, UK) on the draft Council implementing decision on the launch of automated data exchange with regard to DNA data in Greece.

The committee recommended the European Parliament to approve the Council draft which seeks to authorise Greece to receive and supply personal data pursuant to Decision 2008/615/JHA as from the date of the entry into force of this Decision for the purposes of automated searching and comparison of DNA data.

Automated data exchange with regard to DNA data in Greece

2016/0816(CNS) - 10/11/2016 - Legislative proposal

PURPOSE: the launch of an automated data exchange with regard to DNA in Greece.

PROPOSED ACT: Council Implementing Decision.

ROLE OF THE EUROPEAN PARLIAMENT: the Council adopts the act after consulting the European Parliament but without being obliged to follow its opinion.

BACKGROUND: according to Decision 2008/615/JHA on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime, the supply of personal data provided for under that Decision may not take place until the general provisions on data protection set out in that Decision have been implemented in the national law of the territories of the Member States involved in such supply.

Council Decision 2008/616/JHA on the implementation of Decision 2008/615/JHA provides that the verification that the above condition has been met with respect to automated data exchange and is to be done on the basis of an evaluation report based on: (i) a questionnaire drawn up by the relevant Council Working Group concerns each of the automated data exchanges; (ii) an evaluation visit and (iii) a pilot run.

Greece has completed the questionnaire on data protection and the questionnaire on DNA data exchange. A successful pilot run has been carried out by Greece with the Netherlands.

An evaluation visit has taken place in Greece and a report on the evaluation visit has been produced by the Dutch evaluation team.

On 13 October 2016, the Council, having noted the agreement of all Member States bound by Decision 2008/615/JHA, concluded that Greece had fully implemented the general provisions on data protection set out in Chapter 6 of Decision 2008/615/JHA.

CONTENT: the proposed implementing Council Decision seeks to **authorise Greece to receive and supply personal data** pursuant to Decision 2008/615/JHA as from the date of the entry into force of this Decision for the purposes of automated searching and comparison of DNA data.

As the conditions for triggering the exercise of such implementing powers have been met and the procedure in this regard has been followed, an Implementing Decision on the launch of automated data exchange with regard to DNA data in Greece should be adopted in order to allow that Member State to receive and supply personal data pursuant to Articles 3 and 4 of Decision 2008/615/JHA.

The United Kingdom and Ireland shall participate in the proposed Decision.

Automated data exchange with regard to DNA data in Greece

2016/0816(CNS) - 27/03/2017 - Final act

PURPOSE: to authorise Greece to receive and supply personal data with regard to DNA data in Greece.

NON-LEGISLATIVE ACT: Council Implementing Decision (EU) 2017/617 on the launch of automated data exchange with regard to DNA data in Greece.

CONTENT: this Council Implementing Decision authorises Greece to **receive and supply personal data** in accordance with Decision 2008/615/JHA for the purpose of automated searching and comparison of DNA data, as from 2 April 2017.

As a reminder, Council Decision 2008/615/JHA on the stepping up of cross-border cooperation, in particular with a view to combating terrorism and cross-border crime, provides that the supply of personal data may not take place until the general provisions on data protection have been implemented in the national law of the territories of the Member States involved in such supply.

An overall evaluation report, including a summary of the results of the data protection questionnaire sent to Greece, the evaluation visit to Greece and the pilot test with the Netherlands was presented to the Council.

On 13 October 2016, the Council concluded that Denmark had fully implemented the general provisions on data protection set out in Decision 2008/615/JHA.

ENTRY INTO FORCE: 2.4.2017.

Automated data exchange with regard to DNA data in Greece

2016/0816(CNS) - 15/03/2017 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 597 votes to 61, with 30 abstentions, following the consultation procedure, a legislative resolution on the draft Council implementing decision on the launch of automated data exchange with regard to DNA data in Greece.

Parliament **approved**, without amendment, the Council draft which seeks to authorise Greece to receive and supply personal data pursuant to Decision 2008/615/JHA as from the date of the entry into force of this Decision for the purposes of automated searching and comparison of DNA data.