





Procedure file

| Basic information | |
|--|---|
| CNS - Consultation procedure Decision | 2021/0808(CNS) Awaiting final decision |
| Automated data exchange with regard to vehicle registration data in Italy | |
| Subject 1.20.09 Protection of privacy and data protection 7.30 Police, judicial and customs cooperation in general | |
| Geographical area Italy | |

| Key players | | | |
|--|---|--|------------|
| European Parliament | Committee responsible | Rapporteur | Appointed |
| |  Civil Liberties, Justice and Home Affairs |  LÓPEZ AGUILAR Juan Fernando | 07/02/2022 |
| | | Shadow rapporteur  SKYTTEDAL Sara  IN 'T VELD Sophia | |
| Council of the European Union European Commission | Commission DG Justice and Consumers | Commissioner REYNDERS Didier | |

| Key events | | | |
|------------|---|------------------------------|---------|
| 16/12/2021 | Legislative proposal published | 14838/2021 | Summary |
| 17/01/2022 | Committee referral announced in Parliament | | |
| 16/03/2022 | Vote in committee | | |
| 17/03/2022 | Committee report tabled for plenary, 1st reading/single reading | A9-0047/2022 | |
| 24/03/2022 | Decision by Parliament | T9-0094/2022 | Summary |

| Technical information | |
|----------------------------|------------------------------|
| Procedure reference | 2021/0808(CNS) |
| Procedure type | CNS - Consultation procedure |
| Procedure subtype | Legislation |
| Legislative instrument | Decision |
| Other legal basis | Rules of Procedure EP 159 |
| Stage reached in procedure | Awaiting final decision |

| Documentation gateway | | | | | |
|---|--|------------------------------|------------|-----|---------|
| Legislative proposal | | 14838/2021 | 17/12/2021 | CSL | Summary |
| Committee draft report | | PE704.909 | 15/02/2022 | EP | |
| Committee report tabled for plenary, 1st reading/single reading | | A9-0047/2022 | 17/03/2022 | EP | |
| Text adopted by Parliament, 1st reading/single reading | | T9-0094/2022 | 24/03/2022 | EP | Summary |

Automated data exchange with regard to vehicle registration data in Italy

PURPOSE: to authorise Italy to receive and supply personal data with regard to vehicle registration data.

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: [Council Decision 2008/615/JHA](#) on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime confers implementing powers on the Council to adopt the measures necessary for the implementation of that Decision, in particular as regards the receiving and supply of personal data provided for in that Decision.

The supply of personal data provided for in Decision 2008/615/JHA 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](#) provides that the verification to establish that the condition for the automated exchange of data has been met is to be done on the basis of an evaluation report based on (i) a questionnaire drawn up by the relevant Council Working Party on each of the automated data exchanges, (ii) an evaluation visit and (iii) a pilot test.

Italy completed the questionnaire on data protection and the questionnaire on vehicle registration data (VRD) exchange. A successful pilot test was carried out with Italy and the Netherlands. An evaluation visit took place in Italy and a report on the evaluation visit was produced by the Dutch and Portuguese evaluation team and forwarded to the relevant Council Working Group.

An overall evaluation report was presented to the Council. Having taken note of the agreement of all Member States bound by Decision 2008/615/JHA, the Council concluded that Italy had fully implemented the general data protection provisions of Decision 2008/615/JHA.

CONTENT: the purpose of the draft Council implementing Decision is, for the purposes of automated searching of vehicle registration data, to allow Italy to receive and supply personal data in accordance with Decision 2008/615/JHA.

Denmark and Ireland are bound by Decision 2008/615/JHA and are therefore taking part in the adoption and application of this Decision.

Automated data exchange with regard to vehicle registration data in Italy

The European Parliament adopted by 546 votes to 36, with 6 abstentions, following the consultation procedure, a legislative resolution on the draft Council implementing decision on the launch of automated vehicle registration data in Italy.

Parliament approved the Council's draft, which aims to authorise Italy to receive and supply personal data in accordance with Decision 2008/615/JHA for the purposes of automated consultation of vehicle registration data.

The supply of personal data provided for in Decision 2008/615/JHA 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 provides that the verification to establish that the condition for the automated exchange of data has been met is to be carried out on the basis of an evaluation report based on (i) a questionnaire drawn up by the relevant Council Working Party on each of the automated data exchanges, (ii) an evaluation visit and (iii) a pilot test.

A general evaluation report was presented to the Council. Having taken note of the agreement of all Member States bound by Decision 2008/615/JHA, the Council concluded on 9 December 2021 that Italy had fully implemented the general data protection provisions of Decision 2008/615/JHA.