



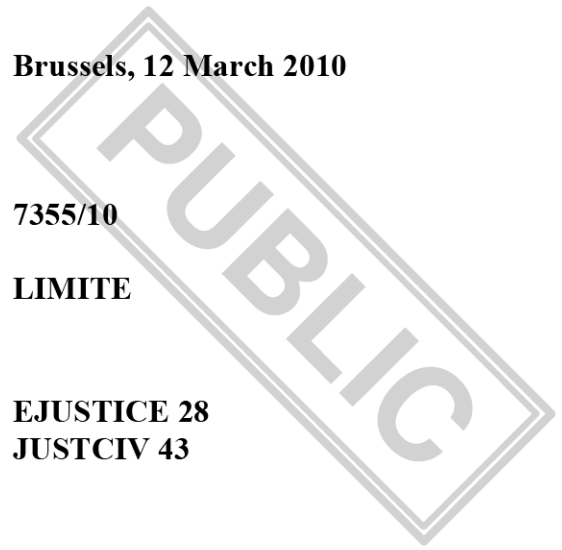
**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 12 March 2010**

**7355/10**

**LIMITE**

**EJUSTICE 28  
JUSTCIV 43**



**NOTE**

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from:	Presidency
to:	Working Party on Legal Data Processing (e-Justice)
Subject:	Electronic service of documents

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**I. INTRODUCTION**

1. At the meeting of the Working Party on e-Justice the Presidency intends to examine the topic of electronic service of documents in greater detail.
2. Several delegations (AT, EE, FR, ESP and the European Court of Justice) have demonstrated their interest to make a presentation on their system of electronic service of documents.
3. To structure the discussions the Presidency has prepared a list of questions for the countries making the presentation. These questions are set out in section II.

## II. QUESTIONS

- Is the system of electronic service of documents voluntary, supplementary or compulsory, to which categories (courts, citizens, lawyers etc.) and in which fields of law?
  - What are the legal conditions for electronic service?
  - Is there always an electronic acknowledgement of receipt and if so, what form does the acknowledgement of receipt take?
  - Which moment is relevant for the date and time of service (any relevance for holidays?)?
  - How is the right of refusal to accept a document guaranteed?
  - Technical aspects (architecture of the system, data security, encryption etc....)
  - Can the electronic service interoperate with another system of service? If yes, please explain which kind of technology is used for this purpose.
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