



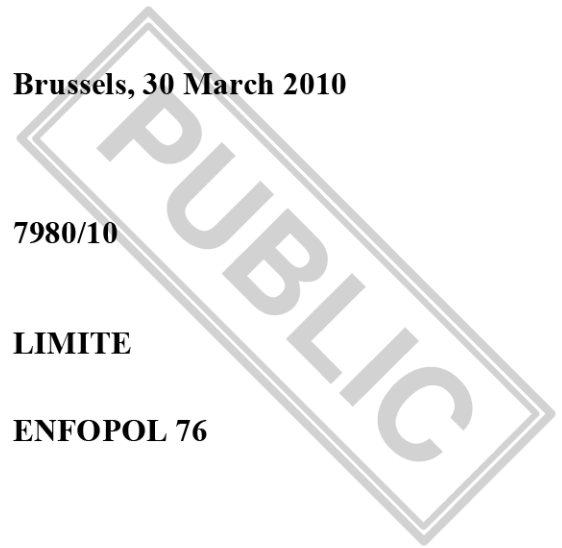
**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 30 March 2010

7980/10

LIMITE

ENFOPOL 76



“I/A” ITEM NOTE

from: Presidency

to: COREPER/COUNCIL

No. prev. doc.: 5992/1/10 REV 1 ENFOPOL 35

Subject: Draft Council conclusions on systems and mechanisms for the enhancement of the security of explosives

1. The Presidency's proposal for draft Council conclusions on systems and mechanisms for the enhancement of the security of explosives, as set out in doc. 5992/1/10 REV 1 ENFOPOL 35, was discussed and agreed upon by the Working Party on Terrorism at its meeting on 17 March 2010.
2. COREPER is invited to confirm this agreement on the text of the draft Council conclusions as set out in annex and to submit it to the Council for approval.

THE COUNCIL,

REAFFIRMING that the European Union's strategic commitment concerning the security of explosives is centred on combating the acquisition, production and use of explosive devices by terrorists and other criminals in order to protect society from the danger of attacks involving explosives;

RECALLING

- that the EU Action Plan on Enhancing the Security of Explosives¹, which the Council adopted on 18 April 2008, is the cornerstone of the Union's approach to achieving that strategic objective;
- that in December 2007 the Council insisted that certain measures in the EU Action Plan be implemented as a matter of priority, including the establishment of a European Bomb Data System (measure 1.1.2 in the Action Plan), an early warning system for the exchange of information concerning immediate threats, thefts of explosives and detonators and suspicious transactions (measure 1.1.1 in the Action Plan) and the establishment of a system for the identification and traceability of explosives (measure 2.4.2);

REAFFIRMING its commitment to the promotion and establishment of those measures and

NOTING

- the added value, for the purposes of preventing terrorist attacks, of improved exchanges of information between the Member States' law enforcement agencies and the existence of a European Bomb Data System, as well as an automatic warning mechanism to give them rapid, precise information concerning thefts for terrorist purposes of explosive substances and CBRN materials;

¹ 8311/08 JAI 165 ENFOPOL 75 MI 117 ENT 74 CHIMIE 18 TRANS 116 RECH 125

- that the control and traceability of the transport of commercial explosives is crucial in reducing the possibility of such thefts. The use in that context of technological solutions by the Member States' national departments responsible for control of the transport of explosives and the systematic exchange of information among them are measures which, as well as simplifying the administrative procedures inherent in that type of activity, enhance the security of the intra-EU transport of such goods, thereby contributing to a reduction in the danger of terrorism;

BEARING IN MIND the report on the progress of implementation of the Action Plan¹ submitted by the Commission on 18 June 2009, which clearly shows the considerable advances made in the year since its adoption;

RECOGNISING the effort made by the Member States taking part in the work on development of these initiatives and the support and participation of the European Commission and Europol within their respective spheres of competence;

INVITES THE MEMBER STATES

to take part in the European Bomb Data System, the Explosives Control and Protection System (SCEPYLT) and the Early Warning System (EWS) concerning explosives provided for in the EU Action Plan on Enhancing the Security of Explosives in order, *inter alia*, to:

- receive immediate information by way of warning concerning thefts of and suspicious transactions involving explosives and their precursors, CBRN substances, arms and other substances and equipment that can be used for terrorist purposes;
- simplify the administrative procedures for intra-EU transfers of commercial explosives;
- enhance the security of the transport of explosives;

INVITES EUROPOL

to continue taking part in the development and extension of the European Bomb Data System and the Early Warning System.

¹ 11056/09 JAI 402 ENFOPOL 174 MI 245 ENT 138 CHIMIE 49 TRANS 250 RECH 206