



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 26 November 2010

16867/10

**EJUSTICE 131
JURINFO 59**

"I/A" ITEM NOTE

from:	General Secretariat of the Council
to:	Coreper/JHA Council
No. prev.doc.:	17377/09 JURINFO 58 JUSTCIV 23 JUSTPEN 2
Subject:	European Case Law Identifier (ECLI) - Draft Council conclusions - Report

I. INTRODUCTION

1. At its meeting of 22 December 2009 the Council adopted the conclusions on the European case-law identifier, as set out in 17377/09 JURINFO 58 JUSTCIV 23 JUSTPEN 2.
2. The Council mandated the Working Party on e-Law (e-Law and e-Justice) to carry out preliminary studies as regards the following:
 - a. ECLI register, its specifications, development and maintenance;
 - b. possible construction and implementation of a voluntary ECLI system and the Dublin core common vocabulary for case-law;
 - c. preparations and timetable for implementation;
 - d. financial costs involved;
 - e. role of the European e-Justice portal in the ECLI system.and invited the Working Party to submit by the end of 2010 a report to the Council on the above-mentioned aspects and on the feasibility and possible timetable of implementing ECLI at national courts' level.

II. DRAFT REPORT AND THE CONCLUSIONS

3. In response to that request the Working Party on e-Law (e-Law and e-Justice) (e-Law and e-Justice) prepared draft Council conclusions inviting the introduction of the European Case Law Identifier (ECLI) and a minimum set of uniform metadata for case law¹ and the report on the implementation of ECLI and a common set of metadata for case law.²
4. The draft conclusions and the draft report were examined at the meetings of the Working Party on 29-30 March, 25-26 October and 22-23 November 2010. These drafts were also discussed with the Network of Presidents of the Supreme Judicial Courts of the European Union, the Association of the Councils of State and Supreme Administrative Jurisdictions of the European Union, the European Network of Councils for the Judiciary, the LEX-initiative, the CEN/Metalex workshop, Semic.EU, the Court of Justice of the European Union and the Publications Office of the European Union on 17 March 2010³ and 8 November 2010.⁴

III. COREPER/COUNCIL

5. In the light of the above Coreper/Council is invited to:
 - (a) agree on the draft Council conclusions as set out in 16871/10 EJUSTICE 133 JURINFO 61;
 - (b) take note of the report as set out in 16869/10 EJUSTICE 132 JURINFO 60;
 - (c) ask the Working Party to take stock of the state of implementation, in particular as regards the costs by the end of 2011.

¹ 16871/10 EJUSTICE 133 JURINFO 61.

² 16869/10 EJUSTICE 132 JURINFO 60.

³ 7878/10 EJUSTICE 38 JURINFO 8.

⁴ 16387/1/10 REV 1 EJUSTICE 125 JURINFO 57.