



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 4 April 2011

8590/11

LIMITE

**ENFOCUSTOM 25
ENFOPOL 95
COTER 34
UD 86**

**DOCUMENT PARTIALLY
ACCESSIBLE TO THE PUBLIC
(15.07.2011)**

NOTE

from: UK delegation
to: Customs Cooperation Working Party

No. prev. doc.: 10349/1/08 REV1 ENFOCUSTOMS 63 ENFOPOL 112 COTER 39 UD 90

Subject: Fifth action plan to take forward customs counter-terrorism initiatives
- Report from the project group

The fifth action plan of the Customs Cooperation Working Group's (CCWP) Counter-Terrorism Project Group (CTPG) set out in annex is hereby presented for the agreement of the CCWP. The changes in the action plan are the result of the CTPG meeting held in January 2011.

DELETED of the United Kingdom remains the Chair of the CTPG.

Working Plan for the Counter-Terrorism Project Group

Introduction

The Counter-Terrorism Project Group (CTPG) was created in May 2004 as an informal subgroup to the Customs Cooperation Working Party (CCWP) to action the customs-related proposals being made in the EU and WCO to combat terrorism.

Associated documents

- Note on the customs role in security / anti-terrorism (7218/04 ENFOCUSTOM 16);
- Action plan to take forward customs counter-terrorism initiatives (10238/2/04 REV 2 ENFOCUSTOM 39 ENFOPOL 70 COTER 57 UD 125 REV 2);
- Second action plan to take forward customs counter-terrorism initiatives (14054/05 ENFOCUSTOM 68 ENFOPOL 144 COTER 64 UD 137);
- Third action plan to take forward customs counter-terrorism initiatives (13532/2/06 REV 2 ENFOCUSTOM 66 ENFOPOL 165 COTER 39 UD 94);
- Third action plan to take forward customs counter-terrorism initiatives (6507/1/08 REV 1 ENFOCUSTOM 28 ENFOPOL 35 COTER 7 UD 22);
- Fourth action plan to take forward customs counter-terrorism initiatives (10349/1/08 REV1 ENFOCUSTOMS 63 ENFOPOL 112 COTER 39 UD 90);
- Counter-terrorism operations – proposals from informal working group (13793/04 ENFOCUSTOM 70 ENFOPOL 143 COTER 66 UD 150);
- EU Action Plan on combating terrorism (5771/1/06 REV 1 JAI 34 ECOFIN 24 TRANS 23 RELEX 33 ECO 8 PESC 80 COTER 3 COSDP 39 PROCIV 15 ENER 18 ATO 7; *and related documents*);
- The Stockholm Programme - An open and secure Europe serving and protecting citizens (OJ C 115, 4.5.2010. p. 1);
- Council Resolution of 23 October 2009 on a reinforced strategy for customs cooperation (OJ C 260, 30.10.2009, p. 1);
- Revised strategy for customs cooperation in the third pillar (15198/09 ENFOCUSTOM 118 ENFOPOL 272);
- Fourth Action Plan to Implement the Strategy for Customs Cooperation in the Third Pillar (1.1.2010–30.6.2011) (16445/09 ENFOCUSTOM 130).

Aim

Its aim is to identify and promote ways enabling customs administrations to make a positive contribution to the fight against terrorism in response to and support of the Stockholm Programme, the Internal Security Strategy for the EU (5842/2/10 REV 2 JAI 90) and the EU Action Plan on Combating Terrorism.

Objective

The key objectives of the group are to fulfil the objectives of the strategy for customs cooperation and the Action Plan implementing this strategy by:

1. Increasing the level of terrorism-awareness within customs administrations;
2. Identifying ways customs administrations can enhance their capabilities to combat terrorism (EU Action Plan on Combating Terrorism and the Stockholm Programme);
3. Carrying out operations to test customs ability to respond to the terrorist threat (the Stockholm Programme);
4. Enhancing inter-agency working (the Stockholm Programme);
5. Raising the political awareness of the role of customs and the contribution they can make to the fight against terrorism.

Action Plan

The following action plan details how the CTPG will take these objectives forward.

ACTION PLAN FOR THE COUNTER TERRORISM PROJECT GROUP (CTPG)

Action	Response to proposals	Deadline / Responsibility	Current Activities and Position
1. Increase the level of terrorism awareness within customs.			
1.1 DELETED .	The Hague Programme, EU Plan of Action	Ongoing / DELETED	DELETED .
1.2 Produce inventory of threat assessments and risk analyses.	The Hague Programme	All CTPG members	<ul style="list-style-type: none"> • Closed. Taken over by the the CCWP Experts group (Risk Analysis Index).
1.3 Contribute to the development and trialling of the principals of Supply Chain Security as introduced by the CCC and WCO Framework of Standards (SAFE FoS).	CCC WCO SAFE FoS	Ongoing / DELETED	<p>DELETED.</p> <ul style="list-style-type: none"> • UK Customs gave updates at the CTPG meeting s in October 2008, July 2009 and January 2011. • DELETED

Action	Response to proposals	Deadline / Responsibility	Current Activities and Position
			DELETED .
2. Identify ways customs administrations can enhance their capabilities to combat terrorism.			
2.1 Explore possibilities for dissemination of information and exchange of best practices.	EU Plan of Action, the Stockholm Programme.		
2.2 Monitor the latest research in, and development and trialling of, equipment that will assist in the fight against terrorism at the external frontier and promote the use of suitable equipment at the frontier.	EU Plan of Action, the Hague Programme		<ul style="list-style-type: none"> • Research, development and deployment part of the Integrated Border Management Action Plan. • Equipment to be deployed where available as part of operations.
DELETED			
DELETED	The Stockholm Programme, EU Plan of Action		Closed. Action is now the responsibility of the MS, CCWP and COSI.
DELETED	The Hague Programme, EU Plan of Action		Closed.
4. Enhance inter-agency working (the Stockholm Programme).			
4.1 Co-operation and coordination with other groups and law enforcement agencies: <ul style="list-style-type: none"> • Establish which groups are dealing with 	The Stockholm Programme	Ongoing / DELETED	<ul style="list-style-type: none"> • Presentation of the work of the CTPG to be made regularly to the Terrorism WG and the CCWP Plenary.

Action	Response to proposals	Deadline / Responsibility	Current Activities and Position
counter-terrorism and their plans for the future. <ul style="list-style-type: none"> • Coordinate customs actions with those of other groups. • Ensure that customs, as required, fully participate in other groups' actions. • Consider how to coordinate CTPG activities with other international groups' counter-terrorism work. 			
4.2 Investigations: <ul style="list-style-type: none"> • Examine and report on requirements in relation to the exchange of information and the coordination of investigations, in particular relating to restriction on exportation and prevention of WMD. 	CCWP Action Plan 2008-2009 (Item 2)		
DELETED.	The Stockholm Programme	Ongoing / Commission and Member States	DELETED.

Action	Response to proposals	Deadline / Responsibility	Current Activities and Position
			DELETED
5. Raise the political awareness of the role of customs and the expertise that can be provided in the fight against terrorism.			
5.1 Provide information to relevant high-level meetings on the work of the CTPG, on terrorist issues and the contribution that customs authorities can and should make to the fight against terrorism.	The Stockholm Programme, EU Plan of Action	Ongoing / All CTPG Members Ongoing / Commission	<ul style="list-style-type: none"> • DELETED, to ensure that delegates and representatives attending meetings are fully briefed. • Group to identify impacts of EC CBRN Security Strategic Plan on CTPG.
6. Reports.			
6.1 Report through the CCWP to Directors General and the Council on the work of the group and on any legal and practical constraints.		Each Presidency	<ul style="list-style-type: none"> • Chair to provide regular oral and written reports to the CCWP. Four reports provided to the CCWP with updated mandate agreed in April 2009.

**ACTION PLAN FOR THE COUNTER TERRORISM PROJECT GROUP (CTPG)
– Closed Actions**

Action	Response to proposals	Closed Action
1. Increase the level of terrorism awareness within customs.		
<p>DELETED.</p> <ul style="list-style-type: none"> • 	<p>The Hague Programme, EU Plan of Action</p>	<p>DELETED.</p> <ul style="list-style-type: none"> •
2. Identify ways customs administrations can enhance their capabilities to combat terrorism.		
<p>2.1 Identify training and best practice available in the MS and other countries and develop into EU guidelines for future training that ensure an awareness of the terrorism threat and the role of customs in combating it; explore possibilities for dissemination.</p>	<p>EU Plan of Action, the Hague Programme</p>	<p>At CTPG's request, Training Project Group included request for information on need for CT training in questionnaire to MS. Analysis of replies (doc. 16883/1/06 REV 1 JAI 722 ENFOCUSTOM 91) identified a need for such training</p> <p>DELETED.</p>

Action	Response to proposals	Closed Action
		<ul style="list-style-type: none"> • Germany and UK have together developed training guidelines, using the German Risk Analysis Manual as a basis. They compared their national training programmes and legal differences and have completed the guidelines, which they presented to the CTPG. Comments were sought from the CTPG members before the guidelines were distributed in May 2009. • DELETED. • Spain hosted a Customs and Security Seminar in Valencia in 2010. • DELETED.
<p>2.2 Monitor the latest research in, and development and trialling of, equipment that will assist in the fight against terrorism at the external frontier and promote the use of suitable equipment at the frontier.</p>	<p>EU Plan of Action, the Hague Programme</p>	<p>DELETED.</p> <ul style="list-style-type: none"> • An EU delegation has been to Southampton to study the results of the 100% scanning trial there. The Commission Green Paper on detection technologies for law enforcement, customs and other security authorities, published in September 2006. DELETED. • The CTPG has been informed of 2 EU-funded preparatory actions: <ul style="list-style-type: none"> ○ STABORSEC (Standardisation of Border Security): will

Action	Response to proposals	Closed Action
		<p>produce a detailed prioritised inventory of the standardisation efforts to be deployed to cover appropriate interoperability needs.</p> <ul style="list-style-type: none"> ○ SOBCAH (Security of Borders, Coastlines & Harbours): to report on what equipment will be mandatory at the frontier. These two projects have been concluded and the findings are available from Europa. • The UK has canvassed interest from the CCWP members to create an EU Technology Group to achieve a common approach towards detection technologies through interaction between public and private sectors to focus investment on standardisation, research, certification and interoperability of detection systems, to transform research results into useful and applicable tools, share information on technology development, consider the need for new / improved technology at the border, establish the specification requirements, work with suppliers to develop it and test equipment before procurement. The Commission's DG JLS meet with DG TAXUD and DG TREN to discuss the possibility of such a group. The first meeting of this group will take place on 25 and 26 January 2011 in Brussels. UK Customs will be meeting with these to discuss the way forward in September 2011.
DELETED		
DELETED	EU Plan of Action, the Hague Programme	DELETED .

Action	Response to proposals	Closed Action
		<p>DELETED</p> <ul style="list-style-type: none"> •
<p>4. Enhance inter-agency working (the Hague Programme).</p>		
<p>4.1 Co-operation and coordination with other groups and law enforcement agencies:</p> <ul style="list-style-type: none"> • Establish which groups are dealing with counter-terrorism and their plans for the future. • Coordinate customs actions with those of other groups. • Ensure that customs, as required, fully participate in other groups' actions. • Consider how to coordinate the CTPG activities with other international groups' counter-terrorism work. 	<p>The Hague Programme</p>	<ul style="list-style-type: none"> • List of organisations identified by the Commission collated and circulated to the CTPG members (MEMO/05/332 of 21.09.05). • CTPG recognised that regular liaison and coordination with these groups was vital as some were in a better position to know what was happening in CT arena than the CTPG. • MS to ensure that they identify those groups in which they are represented and ensure they are briefed on the work of the CTPG. • In December 2009 a new programme for an area of freedom, security and justice - the "Stockholm Programme" - was adopted by the European Council. Sweden to report back to January 2011 meeting of the CTPG in order for a discussion to be held on how this programme may impact on the activities of the CTPG.

Action	Response to proposals	Closed Action
<p>4.2 Investigations: Examine and report on requirements in relation to the exchange of information and the coordination of investigations, in particular relating to restriction on exportation and prevention of WMD.</p>		<ul style="list-style-type: none"> Germany has prepared an analysis of the situation in Germany, and sent out a questionnaire to MS. Following responses from MS Germany is currently producing an evaluation of the replies and considering which further steps to take.
<p>4.3 DELETED.</p> <p>•</p>	<p>The Hague Programme</p>	<p>DELETED.</p> <p>•</p>