



Data Retention Directive

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What has happened

- Data Retention Directive 2006/24/EC
http://www.dataretention2010.net/files/legislation/dataretention/Directive_2006_24_EC_EN.pdf
- e-Privacy Directive 2002/58/EC
http://www.dataretention2010.net/files/legislation/ePrivacy_Directive_2002_58_EC/Directive_2002_58_EC_EN.pdf
- Article.29 Data Protection Working Party
http://ec.europa.eu/justice/policies/privacy/workinggroup/wpdocs/2010_en.htm
- Experts' Group on Data Retention
http://ec.europa.eu/home-affairs/policies/police/police_data_electronic_en.htm
- *Current status can be found here:*
http://ec.europa.eu/home-affairs/policies/police/police_data_en.htm

Summary

- Sweden has not implemented the directive
- In a few other member states, the implementation has been questioned
- Commission present a report on the directive
http://ec.europa.eu/commission_2010-2014/malmstrom/archive/20110418_data_retention_evaluation_en.pdf
- The Expert group continues its work
Next meeting May 17

Overall, the evaluation has demonstrated that data retention is a valuable tool for criminal justice systems and for law enforcement in the EU. **The contribution of the Directive to the harmonisation of data retention has been limited** in terms of, for example, purpose limitation and retention periods, and also in the area of reimbursement of costs incurred by operators, which is outside its scope.

Given the implications and risks for the internal market and for the respect for the right to privacy and the protection of personal data, the EU should continue through common rules to ensure that high standards for the storage, retrieval and use of traffic and location data are consistently maintained. **In the light of these conclusions, the Commission intends to propose amendments to the Directive, based on an impact assessment.**

Thank you.

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