



e-CODEX

e-Justice Communication via Online Data Exchange

Piloting

Saarbrücken, 26 September 2014

The use cases: *EPO*

- Common legal basis: Regulation 1896/2006 creating a European Order for Payment Procedure
- Applies to cross-border cases concerning uncontested pecuniary claims
- Defines a set of common forms
- Legal clarity as regards the possibility of a digital procedure
- Simplicity of the process itself
- Piloting countries: AT, DE, IT, EE, GR (live), NL, PL, FR
- Piloting promising with dozens of claims already exchanged



The use cases: Small Claims

- Common legal basis: Regulation 861/2007 establishing a European Small Claims Procedure
- Alternative to existing procedure under the laws of the Member States
- Applies to cross-border cases where the value of the claim does not exceed €2,000 (although the threshold could be raised)
- Defines a set of common forms
- Strong links with EPO
- Large potential impact, in line with the Commission's objective of creating a digital single market
- Piloting countries: AT, DE, CZ, NL, PL, FR



The use cases: Business registers

- Based on Directive 2012/17/EU
- Extensible use case starting with cross-border mergers
- Interconnection of national systems
- Re-use of existing e-CODEX solutions and experience from other projects
- Piloting countries: IT, DE, AT, FR –
 - NL and ES have expressed interest
- Technical tests ongoing, objective to go live before end of year



The use cases: Criminal law pilots

- The idea for these pilots initially stemmed from the will to avoid non secure means of communication, such as phone calls and emails, between judges. There was also a demand for an accessible but secure channel of communication
- Piloting countries decided to aim for something reusable, but to start with specific issues, with a legal basis
- Three areas were in particular identified :
 - EURegio (BE, NL, DE) – Mutual Legal Assistance (AT, FR, GR)- European Investigation Order
 - Financial Penalties (FD 2005/214): BE, FR, NL
 - Recognition of custodial sentences (FD 2008/909): BE, FR, NL, UK
- On the back burner: European Arrest Warrant



e-CODEX and beyond: e-SENS

- e-SENS is another LSP involving other business domains than justice, consolidating the results of e-CODEX and other LSPs
- Use cases selected for e-justice
 - European Account Preservation Order
 - Regulation 2201/2003 on matrimonial matters
 - Regulation 4/2009 on maintenance obligations
- A few findings of e-CODEX and e-SENS
 - Digitisation starts in participating countries but synergies are possible
 - Common borders, commercial ties and the movement of citizens provide for business cases: new partners are always welcome

