

Regulation (EU) 2019/818 of the European Parliament and of the Council of 20 May 2019 on establishing a framework for interoperability between EU information systems in the field of police and judicial cooperation, asylum and migration and amending Regulations (EU) 2018/1726, (EU) 2018/1862 and (EU) 2019/816

CHAPTER VIII

Responsibilities

Article 54

Responsibilities of eu-LISA during the design and development phase

1 eu-LISA shall ensure that the central infrastructures of the interoperability components are operated in accordance with this Regulation.

2 The interoperability components shall be hosted by eu-LISA in its technical sites and shall provide the functionalities laid down in this Regulation in accordance with the conditions of security, availability, quality and performance referred to in Article 55(1).

3 eu-LISA shall be responsible for the development of the interoperability components and for any adaptations required for establishing interoperability between the central systems of the EES, VIS, ETIAS, SIS, Eurodac, ECRIS-TCN, and the ESP, the shared BMS, the CIR, the MID and the CRRS.

Without prejudice to Article 62, eu-LISA shall not have access to any of the personal data processed through the ESP, the shared BMS, the CIR or the MID.

eu-LISA shall define the design of the physical architecture of the interoperability components including their communication infrastructures and the technical specifications and their evolution as regards the central infrastructure and the secure communication infrastructure, which shall be adopted by the Management Board, subject to a favourable opinion of the Commission. eu-LISA shall also implement any necessary adaptations to SIS, Eurodac or ECRIS-TCN deriving from the establishment of interoperability and provided for by this Regulation.

eu-LISA shall develop and implement the interoperability components as soon as possible after the entry into force of this Regulation and the adoption by the Commission of the measures provided for in Articles 8(2), 9(7), 28(5) and (7), 37(4), 38(3), 39(5) 43(5) and 74(10).

The development shall consist of the elaboration and implementation of the technical specifications, testing and overall project management and coordination.

4 During the design and development phase, a Programme Management Board composed of a maximum of 10 members shall be established. It shall be composed of seven members appointed by eu-LISA's Management Board from among its members or its alternates, the chair of the Interoperability Advisory Group referred to in Article 71, a member representing eu-LISA appointed by its Executive Director, and one member appointed by the Commission. The members appointed by eu-LISA's Management Board shall be elected only from those Member States that are fully bound under Union law by the legal instruments governing the

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development, establishment, operation and use of all the EU information systems and which will participate in the interoperability components.

5 The Programme Management Board shall meet regularly and at least three times per quarter. It shall ensure the adequate management of the design and development phase of the interoperability components.

Every month, the Programme Management Board shall submit written reports on progress of the project to eu-LISA's Management Board. The Programme Management Board shall have no decision-making power, nor any mandate to represent the members of eu-LISA's Management Board.

6 eu-LISA's Management Board shall establish the rules of procedure of the Programme Management Board, which shall include in particular rules on:

- a chairmanship;
- b meeting venues;
- c preparation of meetings;
- d admission of experts to the meetings;
- e communication plans ensuring that non-participating Members of the Management Board are kept fully informed.

The chairmanship shall be held by a Member State that is fully bound under Union law by the legal instruments governing the development, establishment, operation and use of all the EU information systems and which will participate in the interoperability components.

All travel and subsistence expenses incurred by the members of the Programme Management Board shall be paid by eu-LISA, and Article 10 of the eu-LISA Rules of Procedure shall apply *mutatis mutandis*. eu-LISA shall provide the Programme Management Board with a secretariat.

The Interoperability Advisory Group referred to in Article 71 shall meet regularly until the start of operations of the interoperability components. It shall report after each meeting to the Programme Management Board. It shall provide the technical expertise to support the tasks of the Programme Management Board and shall follow up on the state of preparation of the Member States.

Article 55

Responsibilities of eu-LISA following the entry into operations

1 Following the entry into operations of each interoperability component, eu-LISA shall be responsible for the technical management of the central infrastructure of the interoperability components, including their maintenance and technological developments. In cooperation with the Member States, it shall ensure that the best available technology is used, subject to a cost-benefit analysis. eu-LISA shall also be responsible for the technical management of the communication infrastructure referred to in Articles 6, 12, 17, 25 and 39.

Technical management of the interoperability components shall consist of all the tasks and technical solutions necessary to keep the interoperability components functioning and providing uninterrupted services to the Member States and to the Union agencies 24 hours a day, 7 days a week in accordance with this Regulation. It shall include the maintenance work and technical developments necessary to ensure that the components function at a satisfactory level of technical quality, in particular as regards the response

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time for interrogation of the central infrastructures in accordance with the technical specifications.

All interoperability components shall be developed and managed in such a way as to ensure fast, seamless, efficient and controlled access, full, uninterrupted availability of the components and of the data stored in the MID, the shared BMS and the CIR, and a response time in line with the operational needs of the Member States' authorities and Union agencies.

2 Without prejudice to Article 17 of the Staff Regulations of Officials of the European Union, eu-LISA shall apply appropriate rules of professional secrecy or other equivalent duties of confidentiality to its staff required to work with data stored in the interoperability components. This obligation shall also apply after such staff leave office or employment or after the termination of their activities.

Without prejudice to Article 62, eu-LISA shall not have access to any of the personal data processed through the ESP, the shared BMS, the CIR and the MID.

3 eu-LISA shall develop and maintain a mechanism and procedures for carrying out quality checks on the data stored in the shared BMS and the CIR in accordance with Article 37.

4 eu-LISA shall also perform tasks related to providing training on the technical use of the interoperability components.

Article 56

Responsibilities of Member States

- 1 Each Member State shall be responsible for:
 - a the connection to the communication infrastructure of the ESP and the CIR;
 - b the integration of the existing national systems and infrastructures with the ESP, the CIR and the MID;
 - c the organisation, management, operation and maintenance of its existing national infrastructure and of its connection to the interoperability components;
 - d the management of, and arrangements for, access by the duly authorised staff of the competent national authorities to the ESP, the CIR and the MID in accordance with this Regulation and the creation and regular update of a list of those staff and their profiles;
 - e the adoption of the legislative measures referred to in Article 20(5) and (6) in order to access the CIR for identification purposes;
 - f the manual verification of different identities referred to in Article 29;
 - g compliance with the data quality requirements established under Union law;
 - h compliance with the rules of each EU information system regarding the security and integrity of personal data;
 - i remedying any deficiencies identified in the Commission's evaluation report concerning data quality referred to in Article 37(5).
- 2 Each Member State shall connect their designated authorities to the CIR.

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Article 57

Responsibilities of Europol

1 Europol shall ensure processing of the queries of Europol data by the ESP. Europol shall adapt its Querying Europol Systems (QUEST) interface for basic protection level (BPL) data accordingly.

2 Europol shall be responsible for the management of, and arrangements for its duly authorised staff to use and access the ESP and the CIR under this Regulation and the creation and regular update of a list of those staff and their profiles.

Article 58

Responsibilities of the ETIAS Central Unit

The ETIAS Central Unit shall be responsible for:

- (a) the manual verification of different identities in accordance with Article 29;
- (b) carrying out multiple-identity detection between the data stored in the EES, VIS, Eurodac and SIS, as referred to in Article 65.

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Changes and effects yet to be applied to :

- Regulation revoked by [2023 c. 28 Sch. 1 Pt. 2](#)