

**Question for written answer E-002798/2018/rev.1
to the Commission**

Rule 130

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Subject: IT security failure in Spain's system for the exchange of judicial information

LexNET, the IT system for the exchange of judicial information between legal professionals in Spain has been the cause of serious problems ever since severe security failures were discovered in July 2017.¹

More than 11 000 legal documents were left unprotected and accessible to third parties. The 'LexNET disaster' has proven to be a major computer fiasco.²

According to the Spanish Data Protection Agency (AEPD), the Spanish Ministry of Justice was guilty of breaching Articles 9(1) and 10 of the Organic Law on Data Protection (LOPD).³

Under Article 13 of the Royal Decree 1065/2015 of 27 November, the LexNET system is an electronic registered delivery service in accordance with Article 43 of Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014. Article 44 of this regulation also lays down a series of requirements with which electronic registered delivery systems such as LexNET must comply.

(1) Is the Commission aware of these facts?

(2) Does the Commission consider that the security failure that occurred in the LexNET system in July 2017 compromises compliance with any of the articles of Regulation (EU) No 910/2014?

¹ www.elconfidencial.com/tecnologia/2017-07-27/lexnet-justicia-sistema-telematico_1421771/

² https://www.elconfidencial.com/tecnologia/2018-04-10/lexnet-condena-infringio-ley-proteccion-datos_1547426/

³ http://noticias.juridicas.com/base_datos/Admin/lo15-1999.t2.html#a9