

WRITTEN QUESTION E-1460/04
by Johanna Boogerd-Quaak (ELDR)
to the Council

Subject: Communication of data on European commercial flight crew - PNR Agreement

In mid-December 2003, the USA and the Commission reached agreement in principle on the communication to the USA of data on passengers. The Agreement contains provisions on such matters as the number of elements in the PNR to be forwarded, the storage of the data, the information to be given to passengers and the redress mechanism in the USA. The Agreement was rejected by the European Parliament and has been referred to the Court of Justice of the EC for an opinion.

In the meantime it has become clear that the United States authorities also demand that European airlines supply data on their flight crew. This even applies to members of the flight crew who only fly to European airports.

1. Does this accord with the Agreement, particularly with the agreed conditions?
2. How are airlines informed and what responsibility do they bear?
3. Does the Council agree that this demand violates Directive 95/46/EC¹ on the protection of individuals with regard to the processing of personal data and on the free movement of such data?

¹ OJ L 281, 23.11.1995, p. 31.