

<p>RESOLUTION AGN/62/RES/9</p> <p>SUBJECT: Restrictions on the use of police information</p>	<p>TO BE CLASSIFIED AS FOLLOWS:</p> <p>1 copy in the CHRONOLOGICAL SERIES: Year 1993</p> <p>1 copy in the SUBJECT SERIES: Heading: Rules: General Rules governing international co-operation between police departments or agencies carrying out police duties</p> <p>1 copy in the SUBJECT SERIES: Heading: Human rights - Protection of privacy</p>
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### **TEXT OF RESOLUTION**

HAVING TAKEN NOTE OF the report of the European Working Party on Data Protection, and the recommendation adopted by the 22nd European Regional Conference,

RECOGNIZING the requirement to balance the clear necessity for ICPO-Interpol Member States to continue to exchange information on a worldwide level with the need to meet the international data protection standards which have emerged in recent years and which continue to develop,

The ICPO-Interpol General Assembly, meeting in Aruba from 29th September to 5th October 1993 at its 62nd session:

RECOMMENDS that:

- (a) NCBs make representations to the appropriate national authorities as to the impact on effective police co-operation through Interpol of any legislation that would lead to restrictions being placed on the communication and use of information;
- (b) Sending NCBs, when imposing restrictions, should, in the absence of agreed ICPO-Interpol definitions, avoid generalities and state clearly the scope and meaning of such restrictions;
- (c) NCBs take such action as is possible to ensure compliance with restrictions with regard to the use of information, especially in judicial proceedings;
- (d) NCBs inform their respective national authorities, police services and, as the case may be, other NCBs receiving information, of the possible harmful effects of not complying with any restrictions which may be imposed;



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- (e) NCBs inform each other upon request of the legal situation regarding subjects' right of access to information sent through Interpol channels and, unless prevented by national law, receiving NCBs inform sending NCBs when an application for subject access is made which could result in the disclosure of that information;
- (f) NCBs collect, and have available, all relevant information on their national legislation with respect to the handling of police information;

ASKS the General Secretariat to elaborate a set of definitions of terminology which may be applied by NCBs sending information, to be submitted for adoption by the General Assembly.

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