European eGovernment and the Legal Profession

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EU eGovernment Policy

eGovernment is about:

Modernization and innovation
in public administrations

ICT + organisational change + new skills
for better public services, democracy, public policies

Efficiency, inclusiveness, democracy, transparency
good governance with ICT

Communication on eGovernment, 26 Sept 2003
**eGovernment in EU context**

*Policy, R&D and Innovation, Good Practice and Implementation, Structural Funds*

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**State of Play**

- National ands regional action plans and strategies
- Online availability > 90%; from information → transaction
- 50% of citizens and business accessed government websites in 2004; citizens doubled from 2003-2004
- eGovernment is real: e.g. benefits in time and cost savings
- Now from availability to widespread impact and innovation, e.g. eGovernment Awards and Good Practices

- **New policy being defined:**
  - Manchester Ministerial Declaration (24 Nov 2005)
  - eGovernment Action Plan (Spring 2006)
eGovernment Award Winners

- **KSI ZUS Pensions Poland**: secure filing of pension information, by citizens, businesses, intermediaries, for 20 million people. Over 250 million documents each year.

- **EID Electronic Invoicing Denmark**: 15 million transactions a year, saving €150 million per year for taxpayers, €50 million for companies; mandated by law, SMEs support.

- **Kadaster-on-line land registry Netherlands**: national land registry information, 6000 registered clients, 45,000 users. Strong potential for national & regional replication.

- **Revenue Online Service taxation Ireland**: secure, easy, 24/7 tax filing; 65% take-up in 2005; € 8.3 billion in payments. Shift to compliance and investigative work.

Manchester Ministerial Declaration
24 Nov 2005

- **No citizen left behind – inclusion by design**
  - By 2010 all citizens become major beneficiaries
  - By 2010 innovative ICT, trust, awareness, skills for inclusion

- **ICT for efficient and effective government**
  - By 2010 high user satisfaction
  - By 2010 adm burden reduction, efficiency, transparency, accountability

- **Delivering high impact services**
  - By 2010 100% e-procurement available, 50% take-up
  - By 2010 deliver other high impact services for growth and jobs

- **Trusted access by means of eIDM* across the EU**
  - By 2010 interoperable eIDM for public services across the EU
  - By 2010 electronic document recognition framework

* Electronic identification and authentication management for public services
Standards-based interfaces for e-procurement platforms

0% digitization of documents required for public procurement 100%

Virtual administrative dossier for business

Legal certainty

100% e-notice for the public services (EUOJ publication on-line above the european threshold)

European working group on companies identification

Standards-based interfaces for e-procurement platforms

european working group on e-archiving

Legal certification

2009-2010 European working group on e-archiving

Analyse europees framework (legal + technical)

Mutual recognition nationally recognised e-signatures

50%

Roadmaps, including legal issues: electronic identity management

2006 2007 2008 2009 2010

Roadmaps, including legal issues: Roadmaps, including legal issues:

e-procurement e-procurement
eGovernment eID and Authentication
eGovernment eID and Authentication

Authentication Model & Levels

Common eID Framework

Equal Treatment of national eIDs

eID Terminology

Definition of eID

eID Role Management

Personal Data Ownership Model

EU provisions: Recognition of national eIDs, Federated eID Management

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Roadmap development: electronic documents and archiving

Authentication of eDocuments

2006 2007 2008 2009

Permanent Document ID  eDoc Format Standard(s)  Long Term Archiving Model  MS rules on eArchiving

Authentication of eDocuments

Barriers for efficient and effective eGovernment by 2010

Based on online consultation, Oct-Dec 2005, 403 respondents
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<table>
<thead>
<tr>
<th>Barriers to electronic identification &amp; authentication for public services</th>
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<tr>
<td>Lack of interoperability</td>
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<td>National legislation</td>
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<td>Lack of awareness of benefits</td>
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<td>Lack of trust and security</td>
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<td>Organisational barriers</td>
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<td>Lack of leadership</td>
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<td>Lack of ease of use</td>
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<td>Lack of IT capability in administrations</td>
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<td>Insufficient skills of the administration</td>
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<td>EU legislation</td>
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<td>Insufficient access to ICT</td>
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<td>Insufficient skills of the citizens</td>
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<td>Lack of financing</td>
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<td>Regional legislation</td>
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<td>Insufficient skills of the businesses</td>
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<td>Other</td>
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Innovating with EU eGovernment Research

"ICT for Innovative Government"

Secure cross-border eGovernment

Very large scale, heterogeneous, cross-border architectures/infrastructures; pan-European eGovernment eID,…

Intelligent, personalised eGovernment services for all

Intuitive interaction, inclusion, multi-channel service delivery platform, context-awareness, privacy protection & enhancement,

Adaptive and proactive eGovernment

Knowledge-based, legal and administrative process models, tools for administrative management, technologies for transparency, diversity, multi-level governance,…

eParticipation

Formulation and enactment of democratic decisions, scalable large scale dialogues, new forms of interactivity, Active Citizen,…
### Legal issues in EU research projects and policy studies

- GUIDE: interoperable eID architecture
- E-Court: electronic court proceedings
- E-Power: analysis of legislation for consistency
- Ontogov: consistency systems/processes with law
- eJustice: cross-border court cases with eID
- E-Vote, E-Poll: electronic voting/polling
- Legal barriers in eGovernment: study and expert group, data protection, liability, transparency, administrative law...; country examples

### Building on reality: eGovernment Good Practice Framework

<table>
<thead>
<tr>
<th>Description Template</th>
<th>Assessment self or expert Criteria, methodologies, tools</th>
<th>Transfer tools Legal, technical, skills, organisational, funding</th>
<th>Labels Cases, events, networks</th>
</tr>
</thead>
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www.egov-goodpractice.org
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**Good Practice Cases Database**

**Partner sites**
- Cases, info, expertise, actions

**Events**
- Local, regional, national, EC, private
Conclusion

- eGovernment is now moving into a new phase: from availability to widespread benefits and impact
- Legal barriers mostly perceived at national level
- Several EU projects and studies could be of direct interest for CCBE
- Towards interoperable eIDM by 2010 with political support in Ministerial Declaration and within new EU eGovernment Action Plan developing roadmaps, projects, studies, and real-life high impact application areas

More...

eGovernment website

europa.eu.int/egovernment_research

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