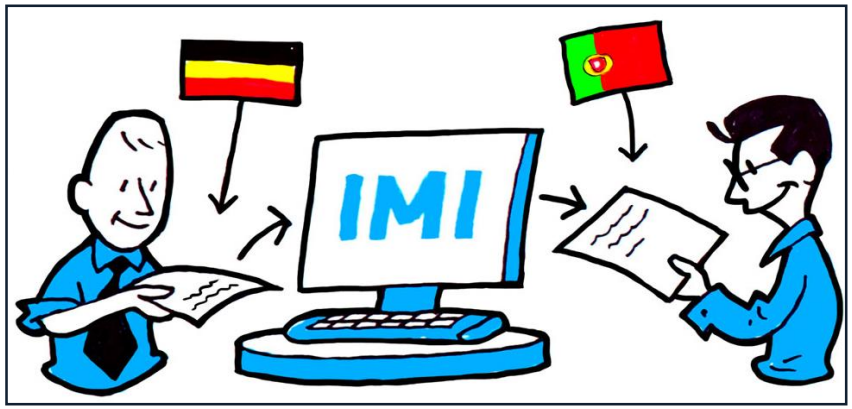
European Commission

IMI
Internal Market Information System

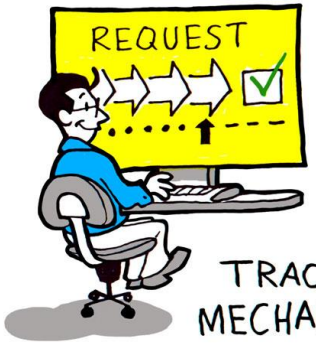
These slides accompany the explanation of the acquis to Albania and North Macedonia and can only be used for that purpose. Their content is subject to further development of the acquis and interpretation by the Court of Justice of the European Union

A multilingual multi-purpose web application (operational since 2008)



MULTILINGUAL DIRECTORY OF AUTHORITIES

PRE-TRANSLATED QUESTIONS, ANSWERS AND FORMS



TRACKING MECHANISM

European Commission

The result…

10 years behind and many more ahead

Internal market, Industry, Entrepreneurship and SMEs

European Commission

IMI
Administrative cooperation service

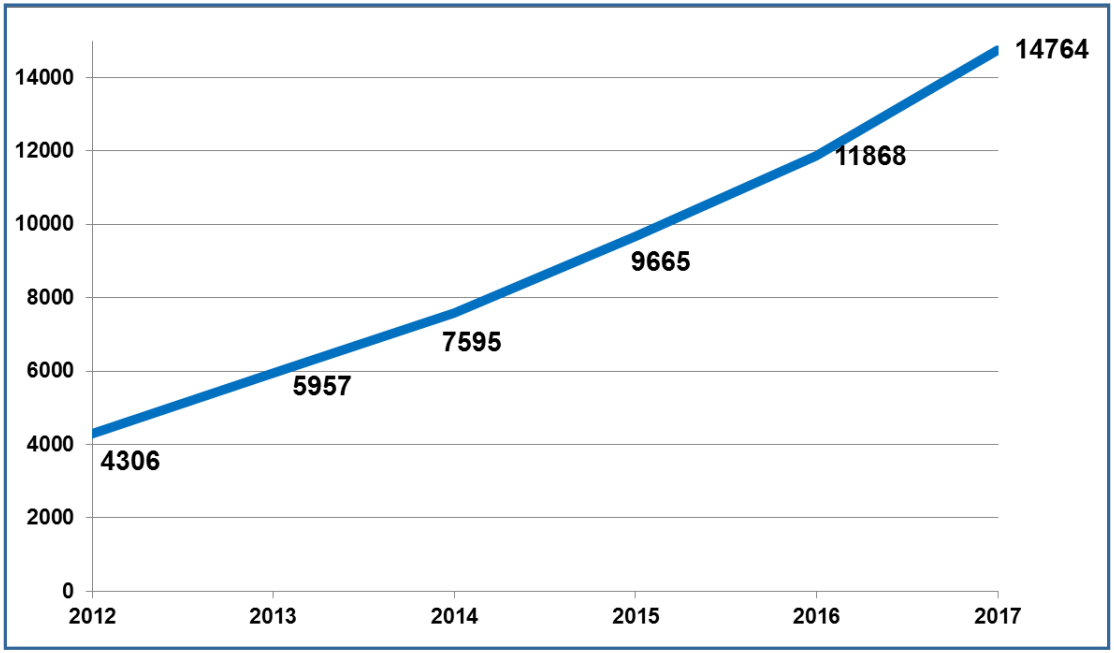
- Generic **online** application
- Supports communication between **public authorities** across Europe
- Easily **adaptable** to new policy areas
- **Multilingual**, available in all official languages
- Well established in all EEA countries

European Commission

Why IMI?

- **Easy to determine relevant competent authority**
- **Easy to exchange information using pre-translated sets of questions and answers**
- **Easy to track the status of information request**
- **No development cost for expansion**
- **Well-established support service**
- **Legal certainty - based on an EU legal act**

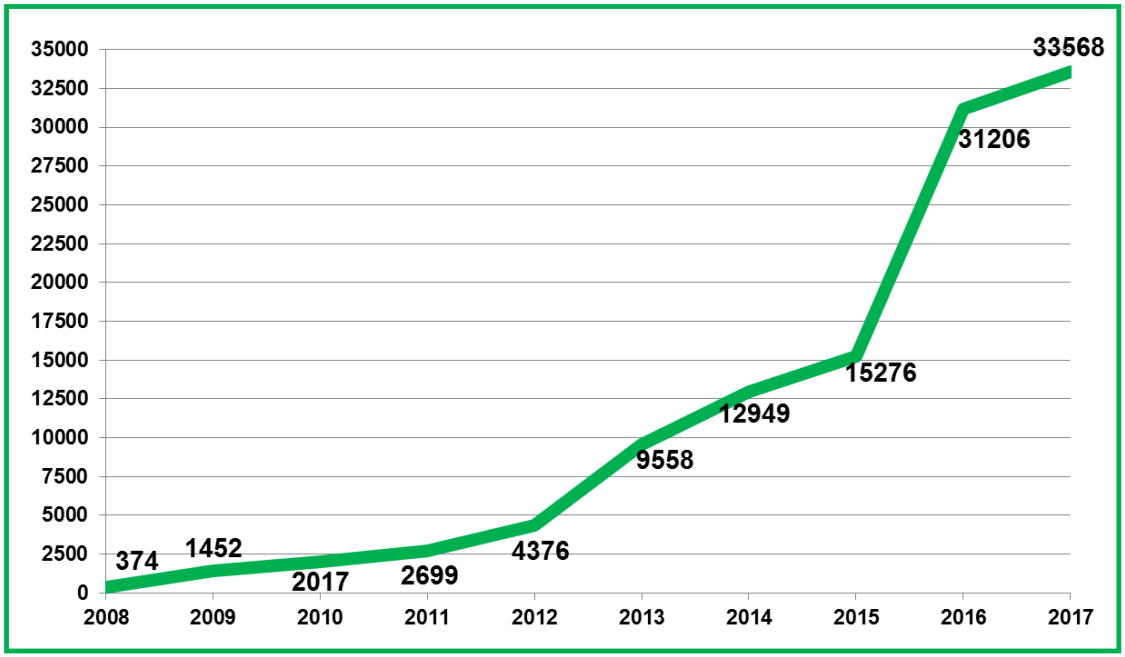
Facts and figures



Annual number of bilateral exchanges in IMI
(since 2012)

- **More than 70.000** bilateral exchanges recorded in IMI since the system is operational
- **Almost 90%** of IMI users are satisfied with the timeliness of replies to their questions
- **48** different cross-border cooperation procedures are now supported by IMI

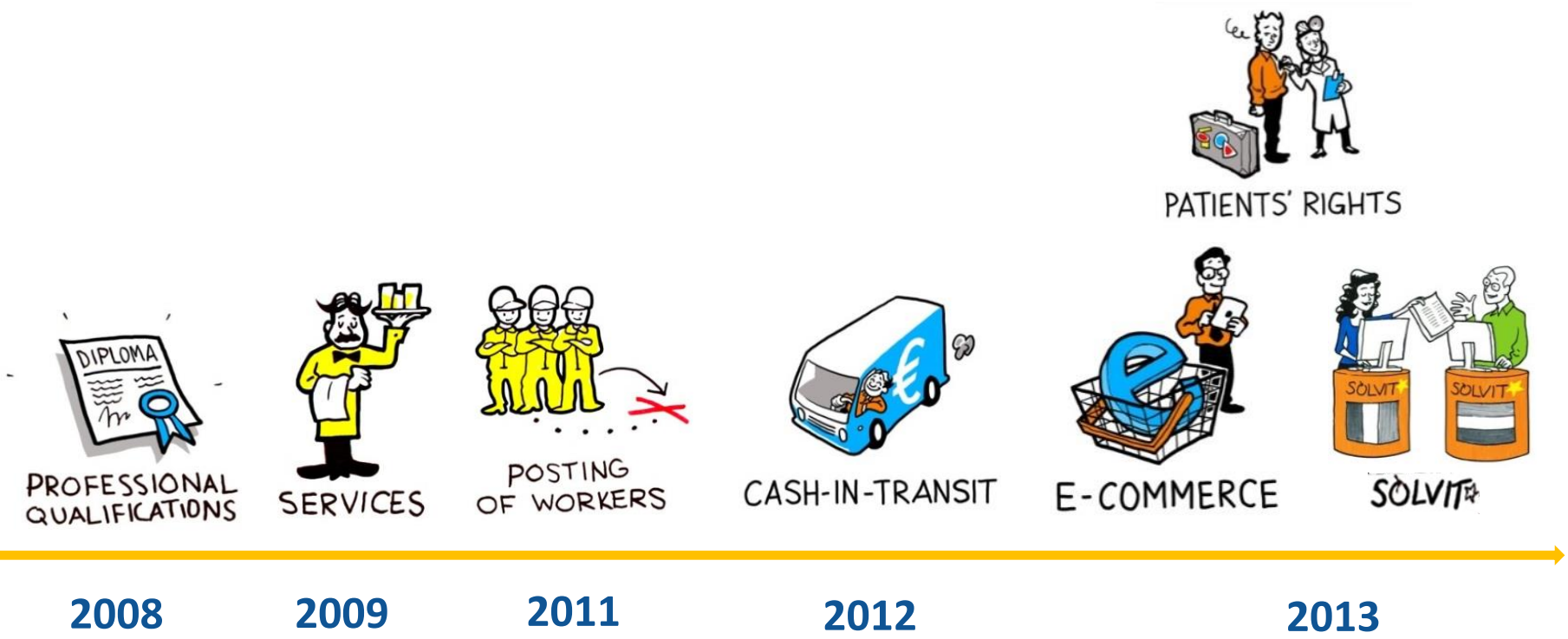
Facts and figures



Annual number of exchanges in IMI

- IMI has already been used for **more than 140.000** exchanges (i.e. different administrative procedures)
- **8.305 competent authorities** are registered in IMI
- **20.324 users** are registered in the system

Corporate tool for EU-wide administrative cooperation



Corporate tool for EU-wide administrative cooperation

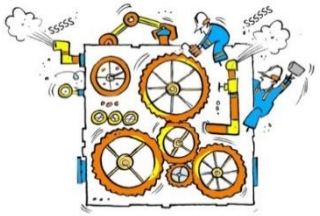
GENERAL DATA PROTECTION REGULATION

CULTURAL OBJECTS

TRAIN DRIVING LICENCES

PUBLIC PROCUREMENT

EUROPEAN PROFESSIONAL CARD



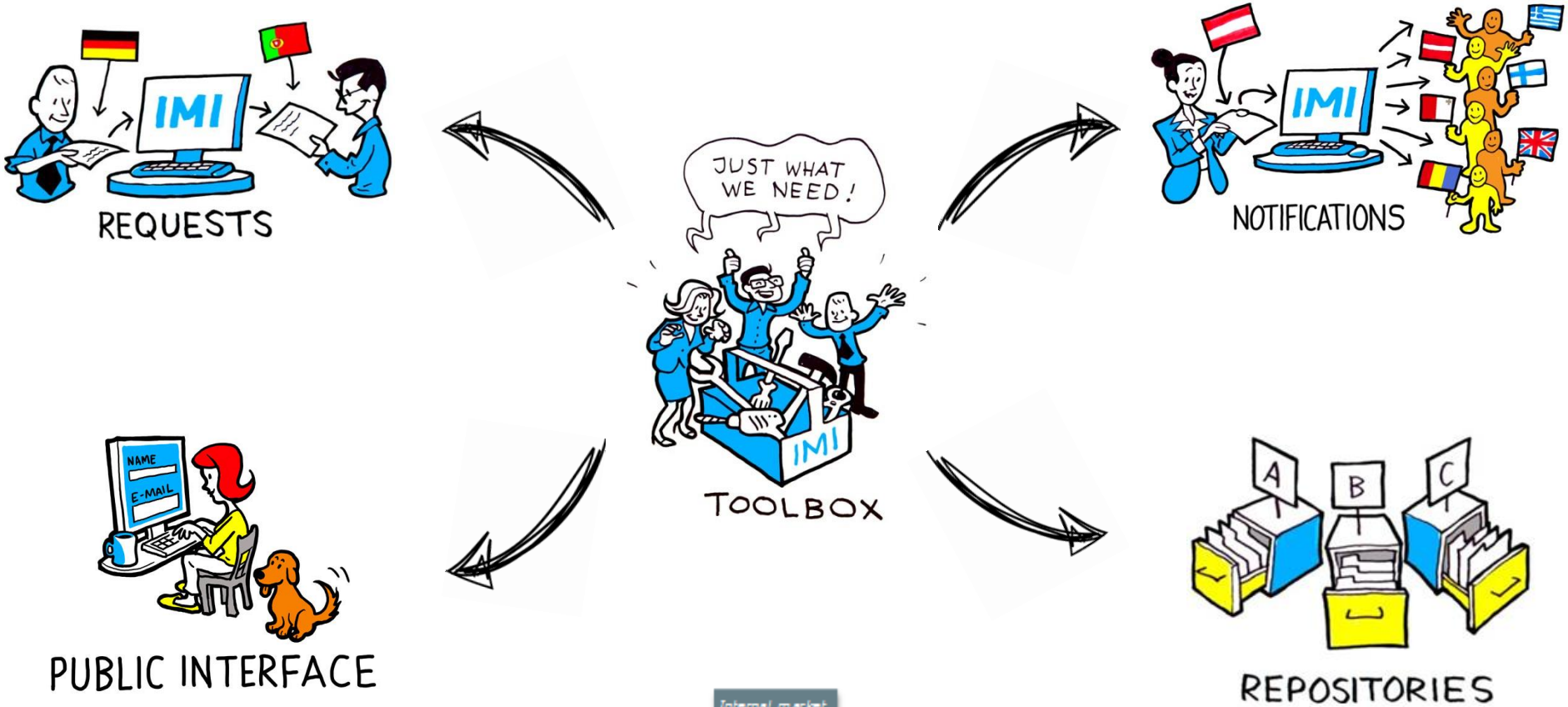
NON-ROAD MOBILE MACHINERY

PUBLIC DOCUMENTS

2014 2015 2016 2017 2018

Workflows in IMI

(can be customised for each legal area)



15 policy areas – almost 50 IMI modules

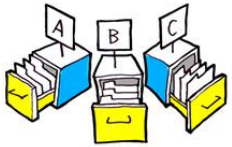
PATIENTS' RIGHTS

- Information REQUESTS

PUBLIC PROCUREMENT

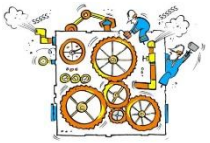
- REQUESTS

- SOLVIT CASES



REGISTERS

- REPOSITORY



NON-ROAD MOBILE MACHINERY

- Type Approval applications

CASH-IN-TRANSIT

- REPOSITORY

GDPR

- Case Register
- Information on Public Access to Documents
- Art. 56 Identification of LSA and CSA
- Art. 56 Local case Request
- Art. 60 One-Stop-Shop Cooperation
- Art. 61 Mutual Assistance
- Art. 62 Joint Cooperation
- Art. 64 Opinion by the EDPB
- Art. 64 Final EDPB Opinion
- Art. 64 Dispute resolution by the EDPB
- Art. 66. Adopted provisional measure
- Art. 66. Urgent EDPB Opinion/Decision
- Art. 66. Final EDPB Opinion

PROFESSIONAL QUALIFICATIONS

- Information REQUESTS
- NOTIFICATIONS Architects
- NOTIFICATIONS Health professions
- ALERTS Nurses
- ALERTS Doctors
- ALERTS Education
- ALERTS Vets
- ALERTS Other health prof.
- ALERTS False diplomas

EUROPEAN PROFESSIONAL CARD

- EPC APPLICATION
- NOTIFICATION Certification req.
- NOTIFICATION Document req.
- REPOSITORY Sample documents
- Publishing notified information outside
- Professionals interface

POSTING OF WORKERS

- REQUESTS
- REQUESTS for notification of decisions
- REQUESTS for recovery of fines
- NOTIFICATION of irregularities.

CULTURAL OBJECTS

- REQUESTS
- NOTIFICATIONS
- REPOSITORY

PUBLIC DOCUMENTS

- Request to verify documents authenticity
- Repository of models of most common docs
- Repository of anonymised forged docs

SERVICES

- Information REQUESTS
- ALERTS
- NOTIFICATIONS

E-COMMERCE

- REQUESTS For taking measures
- NOTIFICATIONS Of taken measures

TRAIN DRIVING LICENCES

- REQUESTS
- NOTIFICATIONS

Internal market, Industry, Entrepreneurship and SMEs

IMI Regulation (1024/2012)

- **IMI Regulation (1024/2012)**
  - **Scope of use - legal basis**
  - **Actors, roles and responsibilities (incl. National IMI Coordinators)**
  - **Data protection rules and measures**
  - **Expansion mechanism**
- **Overall scope: Union act in the field of the internal market (article 26.2 TFEU)**
- **Formal expansion:** new Union act foresees use of IMI and amends annex to IMI Regulation (ordinary legislative procedure)
- **Pilot projects: with implementing acts**

IMI and the Service Directive

European Commission

Use of IMI concerning the Services Directive

- **In the area of Services IMI is used since 2009**
- **IMI implements the administrative cooperation provisions as per Chapter VI of Directive 2006/123/EC**
  - *Use of IMI is detailed in Decision 2009/739/EC*
- **IMI is also used for notification of requirements according to Article 39(5) and Article 15(7)**
  - *Use of IMI for this purpose was formalised with the adoption of the IMI Regulation*

Administrative cooperation
3 procedures

a) requests for information and to carry out checks, inspections and investigations, as well as replies thereto, under Chapter VI of Directive 2006/123/EC;

b) alerts, pursuant to Article 29(3) and Article 32(1) of Directive 2006/123/EC;

c) case-by-case requests and notifications, in accordance with the procedure laid down in Article 35(2), (3) and (6) of Directive 2006/123/EC.

Notifications

- A single notification form
- Notifications sent to COM and to MS as per legal provisions
- MS and COM evaluate proportionality of requirements and where applicable raise questions
- Structure of the form is being revised based on user feedback

European Commission

Possible content of communications published on the IMI Website

Information exchange:

- all questions (104 kB)
- questions on **permanent establishment**
  - concerning a company/partnership (35 kB)
  - concerning an individual service provider (33 kB)
- questions on **cross-border service provision**
  - concerning a company/partnership (44 kB)
  - concerning an individual service provider (43 kB)

Alert mechanism:

- sending an alert (44 kB) to the Member states
- withdrawing an alert (18 kB)
- submitting additional information (16 kB)
- closing an alert (18 kB)
- objecting to (15 kB) the proposed closure of an alert

Case by case derogation:

- form for sending requests (58 kB)

List of values:

- list of legal company forms
- list of service activities
- list of machines and other equipment

Notifications:

- type A (establishment only) (47 kB)
- type B (cross border and establishment or cross border only) (47 kB)

European Commission

Possible content of communications published on the IMI Website

Services

01 Permanent establishment - request concerning a company/partnership - Updated

General questions on the service provider (A1)

1. 1 Is the service provider entitled to exercise the activity of [${Service1}] in your Member State? (2)

1. 2 Is [${SPBusinessName}] the correct business name of the service provider? (5)

1. 3 Does the [${Q61}] : [${SPSeat}] of the service pro Member State? (6.1)

1. 4 Does the address: [${SPAddress}] of the service

Questions on sensitive data*

(Please note that even though these questions may concern sensitive data, it is lawful to ask them and to reply to them.)

ctly relevant to his/her competence or professional reliability been taken against the [$ ate? (only in relation to measures which can no longer be challenged in the courts) (10) exchanged is sensitive and that the case handler should only request this information xercise of the professional activity or the performance of a given service.

r, has any (final) criminal sanction which is directly relevant to his/her competence or }] [name: ${NameQ11}] (only in relation to measures which can no longer be gainst this person)? (11)

 The information

Services

01 Permanent establishment - request concerning a company/partnership - Updated

General questions on the service provider (A1)

1. 1 Is the service provider entitled to exercise the activity of [${Service1}] in your Member State? (2)

- Yes, the service provider is entitled to exercise this activity.
- The service provider is in principle entitled to exercise this activity b
- No, the service provider is not entitled to exercise this activity.
- No, the service provider is no longer entitled to exercise this activity
- My authority is not competent to answer this question. Please send

1. 2 Is [${SPBusinessName}] the correct business name

- Yes
- No. The correct business name is specified below:
- We cannot confirm this, because this information is not registered i
- We cannot confirm this, because, to our knowledge, this informatio
- My authority is not competent to answer this question. Please send

1. 3 Does the [${Q61}] : [${SPSeat}] of the service provid authorities in your Member State? (6.1)

- Yes.
- No, the correct seat / registered office is specified below:
- We cannot confirm this, because this information is not registered i
- We cannot confirm this, because, to our knowledge, this information is not held by any public authority in our Member State.

Questions to ascertain compliance of the service provider with applicable requirements of the Member State where the service is provided (B1.3)

Questions relating to representation of the service provider (persons authorised to act on behalf of the service provider) (B.1.3.1)

3. 1. 1 Is the person (please provide first name and surname) [${SomebodyQ8}] mandated/authorised (to represent) or to act on behalf of the service provider on his/her own? (8.1)

- Yes.
- No, he/she is not mandated/authorised to act on behalf of the service provider.
- No, he/she is not mandated/authorised to act on behalf of the service provider on his/her own. He/she is only mandated/authorised to act jointly with another person, as specified below:
- We cannot confirm this, because this information is not registered in our Member State.
- We cannot confirm this, because this information to our knowledge, is not held by any public authority in our Member State.
- Other, as specified below:
- My authority is not competent to answer this question. Please send this question to the authority (or IMI coordinator) specified below:

Possible content of communications published on the IMI Website

EUROPEAN COMMISSION
INTERNAL MARKET INFORMATION SYSTEM

IMI REPORT
Number: 610
Form: Services Directive Notification - Art. 15(7) and 39(5)
Version: 1

General information on the act

Member State	Hungary
Title of the act, article(s) and references	(en) Template
Status of the act	Final
Entry into force	05/09/2013
Text of the specific article(s)	(en) Template
Additional text of the article(s)	(en) Template
Text of the legislation on the Internet	http://www.example.com

Information on the imposing authority

Level of the imposing authority	State entity at local level
Is the imposing authority the sender of this notification?	No
Imposing authority name	Only applicable if the sender is not the imposing authority
Address	Only applicable if the sender is not the imposing authority
Phone number	00
Email address	mail@template.com
Website	http://www.example.com

Service activities and applicability

European Commission

What Member States need to do to implement IMI

European Commission

Implementing IMI

- **MS must nominate a National IMI Coordinator**
  - *Responsible for the Implementation of IMI in the country*
  - *Its tasks are defined in the IMI Regulation*
  - *Decides which authorities and who has access to IMI, registers authorities and grants accesses*
  - *Ensures smooth functioning of the system and provides support to users when necessary*
  - *Monitors the system usage and represents the MS in the IMI Working group*
  - *Follows/up on the implementation of IMI in new policy areas*

European Commission

Two approaches to national implementation

- **Centralised coordination by the National IMI Coordinator**
- **Decentralised coordination by several IMI Coordinators**
  - *Clearly identified tasks can be delegated*
  - *Delegating coordination is possible*
    - *per legal area (e.g. Services)*
    - *per geographical (e.g. regions)*
    - *For specific tasks (e.g. user support and training)*
  - *Network of IMI coordinators in a MS report to the National IMI Coordinator (NIMIC), who is the contact for EC*

European Commission

Implementing IMI

- **First step decide about the NIMIC** *(National IMI Coordinator)*
- **Identify the authorities which will need to use IMI**
  - *Who will have a need to send information requests on Service providers*
  - *Who will be able to reply to incoming requests*
  - *Who will send alerts and who should receive alerts*
  - *Who will notify national requirements etc…*
- **Prepare for the use of the system**
  - *Organise awareness raising and/or trainings events*

European Commission

Implementing IMI

- No IT and implementation costs
- Training needs are minimal or even negligible
- Awareness raising is important on the legal side and with regards to MS obligations
- Public authorities will need to ensure users
- IMI does not create additional tasks or burden, but facilitates administrative cooperation. It is simply another communication channel

Illustrations of communications via IMI

European Commission

Information requests & Replies

(the most frequent form of cooperation in IMI)

Résumé de la demande | Prestataire de services | Travailleurs détachés | Accident du travail | Questions de santé et de sécurité

Questions et réponses

Cliquez sur les questions pour afficher d'autres informations, ainsi que les champs de commentaire et de réponse.

*** Santé, sécurité et hygiène au travail [art. 3, par. 1, point e)] (D6)**

- [x] [E001] Les travailleurs concernés ont-ils reçu une formation en matière de santé et de sécurité relative au poste de travail ou à l'emploi concerné?
- [x] [E002] Les travailleurs concernés ont-ils fait l'objet d'un examen médical proposé par l'employeur?
- [x] [E003] L'évaluation des risques liés au poste de travail ou à l'emploi concerné a-t-elle été effectuée par l'employeur?
- [ ] [E004] Pouvez-vous fournir un exposé des circonstances de l'accident professionnel concerné?
- [ ] [E005] L'employeur a-t-il rédigé un rapport à l'intention des autorités responsables du pays d'origine au sujet d
- [ ] [E006] Les conditions de travail liées à l'accident concerné étaient-elles couvertes par l'évaluation d
- [ ] [E007] L'employeur concerné a-t-il veillé à ce que les travailleurs provenant d'entrepri
- [ ] [E008] Des mesures de coordination ont-elles été mises en place entre les
- [ ] [E009] L'employeur a-t-il pris des mesures appropriées en m

Résumé de la demande | Prestataire de services | Travailleurs détachés | Accident du travail | Questions de santé et de sécurité | Messages et pièces jointes | Informations administratives

[E001] Les tr

Numéro 4990

Module Posting of Workers - Information Request - PW – Détachement de travailleurs – demande d'information concernant la santé et la sécurité

De Hongrie - HUA00 - ex 500 HU-NIMIC - Test's

À Chypre - A870P NIMIC CY

Statut En attente d'acceptation

Date d'échéance

Date d'envoi 15/01/2018

Demande

Demande d'informations concernant le détachement de travailleurs par un prestataire de services

Raison motivant l'envoi de la demande • information required concerning health and safety measures

Dates

L'article 6, paragraphe 6, point b), de la directive 2014/67/UE dispose qu'une réponse doit être apportée aux demandes dans un délai de maximum 25 jours ouvrables (soit sauf si un délai plus court est fixé d'un commun accord.

de réponse en nombre de jours calendrier 14

taire

Modifié par

HU - HUA00 - ex 500 HU-NIMIC - Test's

HU - HUA00 - ex 500 HU-NIMIC - Test's

Information requests & Replies

(the most frequent form of cooperation in IMI)

[E002] Did the workers concerned undergo a medical examination offered by the employer?

Question details

* **Answer**

- (●) Yes
- ( ) No
- ( ) Information not available - see details below

[E002.1] Was the content of the medical examinations appropriate to the health and saf
concerned incur at work?

* **Answer**

- (●) Yes
- ( ) No
- ( ) Information not available - see details below

Detailed answer

Detailed answer in free text....

Request summary | Se | gement information

Entry number	4990
From	Hunga
To	Cyprus

Request

Request for info

Motivation

Dates

Article 6 (6) (b) ar days),
unless a shorter

Number of
which a

Number of
which the rec

Date sent	15/01/2018
Date accepted	15/01/2018
Date due	06/02/2018

Statut	Réponse envoyée – en attente de clôture
Date d'échéance	06/02/2018
Date d'envoi	15/01/2018

Checking documents issued by another country

Title of the document

Attestation

Language of the document

français (fr)

Questions

- [D101] Does the atta
- [D102] Is the conten
- [D104] Is the attach

Question details

[D101] Does the att

Yes

[D102] Is the conte

Yes

[D104] Is the attach

Yes

Documents requiring verification

	Document name	Type	Sub-type	Declaration	Justification
1	XXXX	Proof of insurance coverage	2. Copy of insurance contract	Document authentic and valid	Verified based on information r...
2	XXX	Proof of nationality / identity	1. Identity card	Document authentic and valid	Other reasons

Document name XXXX en

Type Proof of insurance coverage

Sub-type 2. Copy of insurance contract

Additional information

File Download

File name	Added by	Added on
02.JPG - en	IE - TEST IE 001 - IE 01 Test User	20/09/2017 14:21

Response

Declaration Document authentic and valid

Justification Verified based on information received from a relevant authority of another country (outside IMI)

Further details xx fr

Issuance date 27/09/2017

Validity Limited

Expiry date 27/09/2017

European Commission

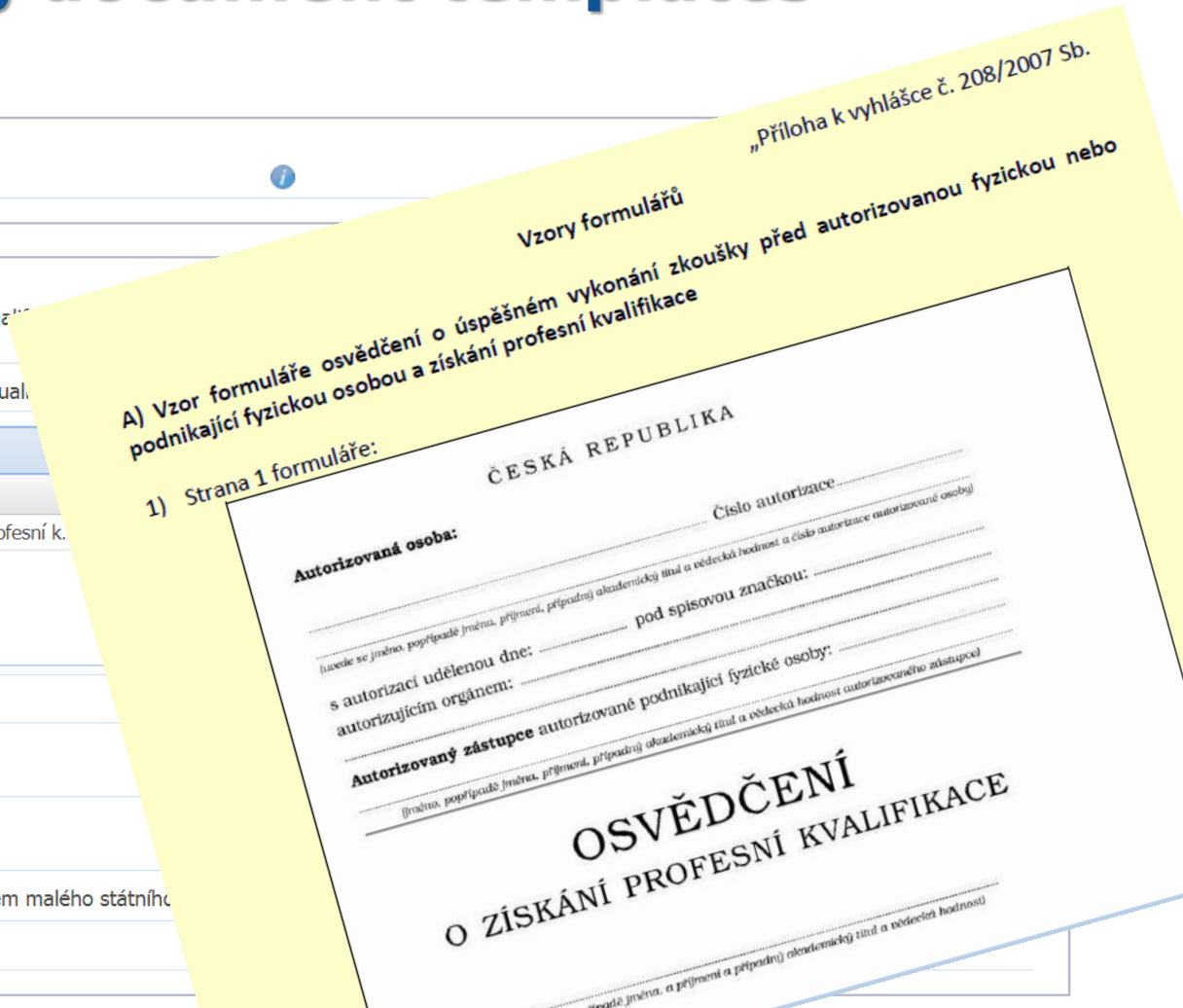
Checking document templates

Issuing country

Member State	Czech Republic

Document description

Document type	Evidence of formal qua competences
Sub-type	2. Diploma or other qual
Sample documents	Name: Osvědčení o získání profesní k.
Specific to a profession?	No
Does this type of document have an expiry date?	No
Does this type of document have any identifying characteristics?	Yes
Identifying characteristics	Šedý podtisk s motivem malého státního
Additional information	



„Příloha k vyhlášce č. 208/2007 Sb.

Vzory formulářů

A) Vzor formuláře osvědčení o úspěšném vykonání zkoušky před autorizovanou fyzickou nebo podnikající fyzickou osobou a získání profesní kvalifikace

1) Strana 1 formuláře:

ČESKÁ REPUBLIKA

Číslo autorizace .....

Autorizovaná osoba: .....

(uvede se jméno, popřípadě jména, příjmení, případný akademický titul a vědecká hodnost a číslo autorizace autorizované osoby)

s autorizací udělenou dne: ..... pod spisovou značkou: .....

autorizujícím orgánem: .....

Autorizovaný zástupce autorizované podnikající fyzické osoby: .....

(jméno, popřípadě jména, příjmení, případný akademický titul a vědecká hodnost autorizovaného zástupce)

OSVĚDČENÍ

O ZÍSKÁNÍ PROFESNÍ KVALIFIKACE

(jméno, popřípadě jména, a příjmení a případný akademický titul a vědecká hodnost)

Notifying national requirements

Notiifcation | Comments and Attachments | Management information

Notified requirements

	Applicability	Requirement	Justification
1	Only establishment	A requirement laying down fixed minimum ...	Protection of the intellectual property
2	Both establishment and cross-border provis...	The application of specific contractual arra...	Public safety

Applicability Only establishment

Requirement A requirement laying down fixed minimum and/or maximum tariffs with which the provider must comply

Justification Protection of the intellectual property

Additional information about the justification XXXX en

Proportionality analysis XXXX en

Reference dates

Broadcast Date

Commenting ends on

Activation Date

European Commission

Questions?