



Association of the Councils of State and Supreme Administrative Jurisdictions of the European Union i.n.p.a.

Association des Conseils d'Etat et des Juridictions administratives suprêmes de l'Union européenne a.i.s.b.l.

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NACZELNY SĄD ADMINISTRACYJNY

With the collaboration of the Supreme Administrative Court of Poland

And the support of the task group "Access to national Case law" of the Council of the European Union

**European Case Law Identifier (ECLI)
and meta-data: harmonisation of case
law identification in the European
Union**

Questionnaire

Warsaw

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(Simultaneous interpretation English/French/Polish)

Conference organised with the support of the European Commission



Member State: Sweden

Court: National Courts Administration

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1. Are you aware of the ECLI system? If yes, how did you hear about it?

Yes, we have been providing feedback during the development of the specification.

2. After reading the text of the [Council conclusions](#), are there items you do not understand or on which you would like further information? If so, please specify.

The term “Latin alphanumerical characters” in § 1.5 is not defined. Does it include characters outside of ASCII, but inside eg. Latin-1, for instance the Swedish characters Å, Ä and Ö?

The schema used for dcterms:type is not specified in § 2.2 (i)

The schema used for dcterms:subject is not specified in § 2.3 (b). Should we use EuroVoc (and if so, exactly how are references to descriptors to be made), or will the council produce a ECLI subject schema?

The interface for web applications to connect to the search interface, as well as other aspects mentioned in § 5.5 is not specified.

3. Are there any barriers to the implementation of such a system in your court (or the courts of your Member State)?

Technical? Other? Please specify.

The main technical barrier is that it would require development of the case management system used by Swedish courts (VERA).

The main organizational barrier is that the usage of the ECLI identifier as primary court decision identifier would probably not be accepted by courts and lawyers in general. Usage of the ECLI identifier as a secondary identifier might prove easier, but there is no strong value proposition for this.

4. What adaptations are needed in your court (or the courts of your Member State) to implement the ECLI system requirements?

See 3. above

5. What meta-data (a) required or b) optional) for ECLI are already in place in your court (or the courts of your Member State)?

For VERA:

a) dcterms:creator, dcterms:coverage, dcterms:date, dcterms:language, dcterms:publisher and probably dcterms:type, depending on which schema should be used for this.

b) dcterms:contributor, dcterms:issued, dcterms:references (in part)

6. Are there any obstacles for your court (or the courts of your Member State) to extend the available metadata?

See 3. above (technical barrier)

7. Is there a national coordinating authority in your Member State? If yes, please provide coordinating entity's name and contact details.

If not, which organisation do you think should play this role?

There is not a ECLI-co-ordinator appointed, but should Sweden adapt ECLI fully, The national courts administration should play this role.

8. Do judicial institutions in your Member State cooperate on implementation of ECLI standard metadata? Please specify, especially if you have examples of good practice.

No.

9. Are there interoperability problems between ECLI and standard metadata on the one hand and European or national semantic web initiatives on the other hand?

Yes. Our implementation of a national electronic legal information system is built upon Linked Data/Semantic web principles as well as the Dublin Core vocabulary, and we have identified a few areas where ECLI has interoperability issues with our approach. We've previously sent our suggestions, and reattach them (PM Comments on ECLI draft 20100519.doc) to this response).

10. In your Member State, are there already plans to implement ECLI? Please tick the relevant box.

- Implementation already underway (see next questions)
- Implementation to start in the short-term (within 1 year)
- Implementation to start in the medium-term (2-5 years)
- Implementation to start in the long-term (> 5 years)

No specific plan

Additional comments:

We are following ECLI in our implementation of a national electronic legal information system, and hope to be able to provide ECLI identifiers and ECLI metadata from that system in the future. However, there are no plans to adopt the ECLI identifier as the primary identifier for court decisions. The scope of the national electronic legal information project, when it comes to case law, is limited to prejudicial decisions made by higher courts.

It should also be noted that this electronic legal information system is separate from the case management system used by Swedish courts (VERA). There are no plans to adopt ECLI identifiers or metadata in VERA.

11. Are you planning to apply ECLI to all case law, retroactive / legacy, or will you limit its use to the new case law?

As we have not yet decided to implement ECLI, we haven't considered this question. An educated guess would be that if we implement ECLI, we will apply such parts retroactively (to legacy material) that can be applied automatically/mechanically (e.g. the identifier part, some of the metadata), but not such parts that require manual labor (such as dcterms:subject or dcterms:abstract)

12. In case your court (or the courts of your Member State) is already implementing ECLI, to share information on best practices, please provide additional information on:

Preparations undertaken:

[Cliquez ici pour taper du texte.](#)

Timetable:

[Cliquez ici pour taper du texte.](#)

Financial costs:

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Other resources:

Cliquez ici pour taper du texte.

Difficulties encountered:

Cliquez ici pour taper du texte.

Other information:

Cliquez ici pour taper du texte.