*Compromise amendment on Article 11[[1]](#footnote-1)*

*Covering 414 (Buda), 415 (Chrysogonos), 416 (Chrysogonos), 417 (Didier), 418 Chrysogonos), 419 Chrysogonos), 420 (Didier), 421 (Chrysogonos), 422 (Chrysognos), 423 (Chrysogonos), 117 (LIBE), 124 (LIBE)*

**Record-keeping of reports received**

1. Member States shall ensure that competent authorities keep records of every report received, ***in compliance with the rules regarding confidentiality as foreseen in this Directive***. ***The reports will be stored for no longer that is necessary and proportionate for the reporting procedure and shall be deleted as soon as this procedure is closed. The personal data contained in those reports shall be processed in accordance with the European data protection laws.***

2. Competent authorities ***and the private and public legal entities*** shall promptly acknowledge the receipt of written reports to the postal or electronic address indicated by the reporting person, unless the reporting person explicitly requested otherwise or the competent authority, ***reasonably believe*** that acknowledging receipt of a written report would jeopardise the protection of the reporting person’s identity.

3. Where a recorded telephone line is used for reporting, subject to the consent of the reporting person, ***and ensuring the necessary confidentiality is maintained***, the competent ***authorities and the private and public legal entities*** shall **~~have the right to~~** document the oral reporting in one of the following ways:

a) a recording of the conversation in a durable and retrievable form;

b) a complete and accurate transcript of the conversation prepared by the dedicated staff members of the competent authority.

The competent ***authorities and the public and private legal entities*** shall offer the possibility to the reporting person to check, rectify and agree the transcript of the call by signing it.

4. Where an unrecorded telephone line is used for reporting, the competent ***authorities and the private and public legal entities*** shall **~~have the right to~~** document the oral reporting in the form of accurate minutes of the conversation prepared by the dedicated staff members. The competent ***authorities and the public and private legal entities*** shall offer the possibility to the reporting person to check, rectify and agree with ***the transcript*** of the call by signing them.

5. Where a person requests a meeting with the dedicated staff members of the competent ***authorities or the private and public legal entities*** for reporting according to Article 7(2)(c), competent authorities ***and the private and public legal entities*** shall ensure, subject to the consent of the reporting person, that complete and accurate records of the meeting are kept in a durable and retrievable form. Competent ***authorities and private and public legal entities*** shall have the right to document the records of the meeting in one of the following ways:

a) a recording of the conversation in a durable and retrievable form;

b) accurate minutes of the meeting prepared by the dedicated staff members of the competent authority ***and the private and public legal entities***.

The competent ***authorities and the public and private legal entities*** shall offer the possibility to the reporting person to check, rectify and agree with the ***transcript*** of the meeting by signing ***it***.

***5a. The competent authority shall inform in every case the reporting person of the circumstances described in point c) of paragraph 1 of Article 9 if they take place, and send to the reporting person a written justification for the disclosure of the confidential data. The reporting person shall be offered the possibility to check, rectify and agree that these circumstances take place.***

1. Sharded competence with LIBE [↑](#footnote-ref-1)