



MINISTERIO DE JUSTICIA



#### Ministerio de Justicia



# Experiences with the Implementation and Issuance of e-APP in Spain

Javier L. Parra

Secretario de Gobierno – Chancellor Secretary at Murcia Superior Court of Justice

**Prague. Czech Republic** 

May 27th 2011





#### What are we talking about...?



#### A real experience on the judicial area

#### Who is Who in Spain

- President of the regional Association of Notaries Public (Decano del Colegio de Notarios)
- Chancellor Secretaries of the Superior Courts of Justice Senior Judicial Authorities posted in each Autonomous Community Superior Court of Justice
- MoJ Central Authority









#### **ONCE UPON A TIME...**







#### ▶ SOME STEPS ON OUR EXPERIENCE in Murcia - SPAIN

- 2006 First news on e-app
- TSJ TRIBUNAL SUPERIOR DE JUSTICIA
- 2007 Implementation IT support
- 2008 The project starts
- 2008 First e-Apostille in Europe
- 2009 Spanish MoJ assumed the project with as a national wide project
- 2010 Spanish Quality Award of Justice
- 2010 EU Project
- 2011 The project goes on...





Types of public documents....

## -Civil Register purposes

#### Purposes

ie. Birth certificate for civil registration

-Judicial purposes

ie. inter country child adoption reports

#### The experience...

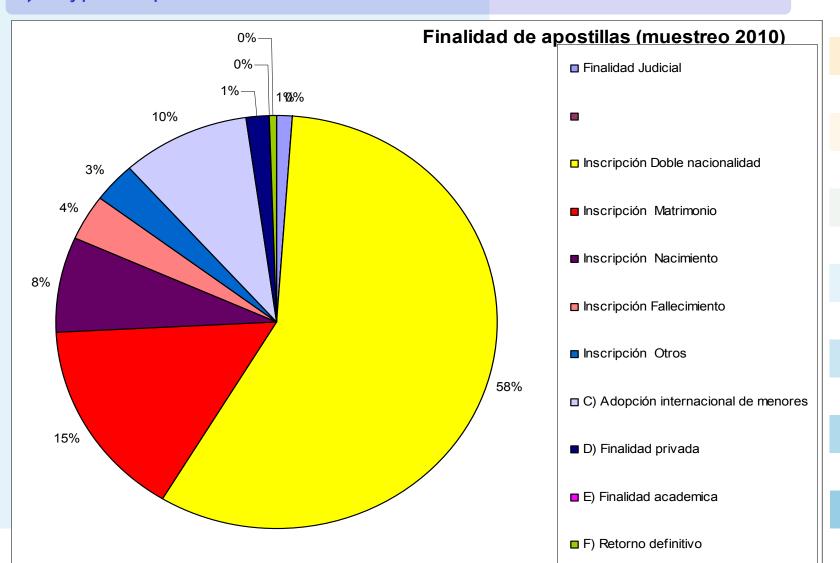








#### Purposes



#### Implementing the project..











Ways of operation

#### **Main Option:**

#### FROM PAPER TO ELECTRONIC SIGNATURE

- 1. A citizen brings the public document in paper
- 2. We scanned the public document for obtaining a electronic file of it
- 3. We **verify and contrast** the incoming public document signature with our digital signatures Journal-register
- 4. We create a PDF and enclose as a clip to the Apostille and sign it with electronic signature
- 5. We send the e-apostille to by e-mail to the Consulate or give it back in electronic format to the requesting person or Entity

#### Implementing the project..











#### Ways of operation

#### **Option** for adoptions

#### FROM ELECTRONIC FORM TO e-APP

- 1.A public authority e-mail to us all public documents requiring apostilles (ie. certificates and other official reports for a inter-country adoption).
- 2. The incoming public documents are signed with an recognized electronic signature
- 3. We **verify** the incoming public document electronic signature
- 4. We make the PDF aspostille and attached it to the public document and sign with our official electronic signature
- 5. We send back by e-mail the Public document wrapped with electronic apostille to the requesting Authority

#### Flowchart with new e-app in Murcia Preidença Espelala de la Unite Europee **E-Apostille E-Register E-Signature** htps://sede.mjusticia.gob.es **SCANNING** Web TRIBUNAL SUPERIOR **Downloading** E-MAIL **Signature** e-verification **Reception of Effects** in other the public **State** document in paper and registration LexNET Francisco José Rodríguez del Alamo y Valler **CONSULATE**

(a)\_\_\_\_

**CITIZEN** 

or

INSTITUTION

or

**CITIZEN** 

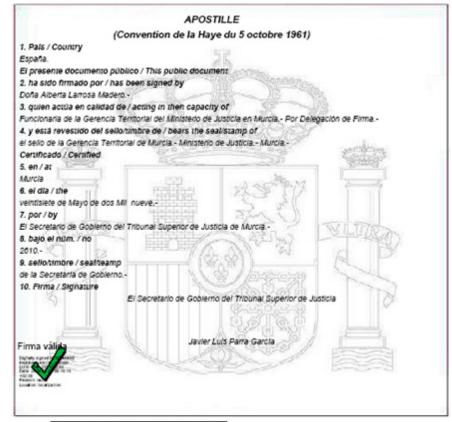


# TSJ Murcia: real apostille cases with e-APP

#### Apostilles to

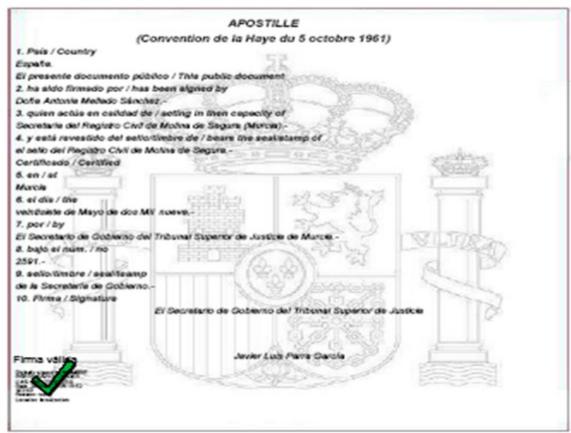
UK for testamentary purposes



















ORIGINAL
PUBLIC
DOCUMENT

e-signature

with

La Direction General de Familia y Menor de la Comunidad Autónoma de la Pagión de Mureia, through the Sercción de Acogimiento y Adopción de Protección de Menores, and according to the commitment that Mrs. Maria de las Marcedes Labrador Mellado Inas acquired with this Government, is committed by this document to:

Proceed to the follow-up of the adjustment of the minor, adopted by Mrs.
Marks delays Manades Labracies Meltado, to his her new tarrity
environment, sending the corresponding reports to india Agency, with a
quarterly periodicity during the first two years of the minor stary is our
country, and bi-annually during the three listowing years.

Murcia, 2011 May 2308

Laura Muhoz Pedreño

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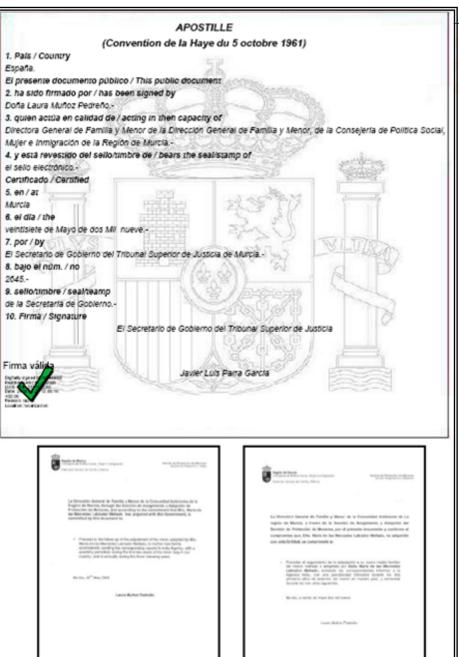








## Way of operation until **April 2011**



#### e-REGISTER

#### htps://sede.mjusticia.gob.es

### e-Signature in the framework of e-APP

APOSTILLE								
(Convention de La Haye du 5 octobre 1961)								
1. País: Country/Pays: España								
El presente documento público This public document/Le présent acte public								
ha sido firmado por has been signed by a été signé par			GOMEZ MOLINA, CARMEN					
quien actúa en calidad de acting in the capacity of agissant en qualité de			FUNCIONARIA DELEGADA					
y está revestido del sello / timbre bears the seal / stamp of est revêtu du sceau / timbre de			REGISTRO CIVIL DE LORCA					
Certificado								
Certified/Attesté								
5. en at/à	MURCIA		6. el día the/le	14/04/2011				
7. por by/par	El Funcionario Designado del Tribunal Superior de Justicia de la Región de Murcia							
8. bajo el número Nº/sous nº	2011/20							
9. Sello / timbre: Seal / stamp: Sceau / timbre:			10. Firma: Signature: Signature:					

Esta Apostilla certifica únicamente la autenticidad de la firma, la calidad en que el signatario del documento haya actuado y, en su caso,la identidad del sello o timbre del que el documento público esté revestido.

Esta Apostilla no certifica el contenido del documento para el cual se expidió.

No es válido el uso de esta Apostilla en España

Esta Apostilla se puede verificar en la dirección siguiente: https://sede.mjusticia.gob.es

Código de verificación de la Apostilla: AP:vO0R-qI\$o-bX+M-Yev0

This postille only certifies the authenticity of the signature and the capacity of the person who has signed the public document, and, where appropriate, the identity of the seal or stamp which the public document bears.

This Apostille does not certify the content of the document for which it was issued.

This Apostille is not valid for use anywhere within Spain

To verify the issuance of this Apostille, see https://sede.mjusticia.gob.es

Verification code of the Apostille: AP:vO0R-qI\$o-bX+M-Yev0

#### Firma váljda

contille atteste uniquement la véracité de la signature, la qualité en laquelle le signataire de l'acte a agi et, le cas ÉRA échéant, l'identité du sceau ou timbre dont cet acte public est revêtu.

Cette Apostille ne certifie pas le contenu de l'acte pour lequel elle a été émise.

L'utilisation de cette Apostille n'est pas valable en / au Espagne

Cette Apostille peut être vérifiée à l'adresse suivante : https://sede.mjusticia.gob.es

Code de vérification de l'Apostille: AP:vO0R-qI\$o-bX+M-Yev0

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Nº/sous nº			
9. Sello / timbre: Seal / stamp: Sceau / timbre:		10. Firma: Signature: Signature:	

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#### Firma válida

NOMBRE Constille atteste uniquement la véracité de la signature, la qualité en laquelle le signataire de l'acte a agi et, le cas échéant, l'identité du sceau ou timbre dont cet acte public est revêtu.

JOSE ANTONIO

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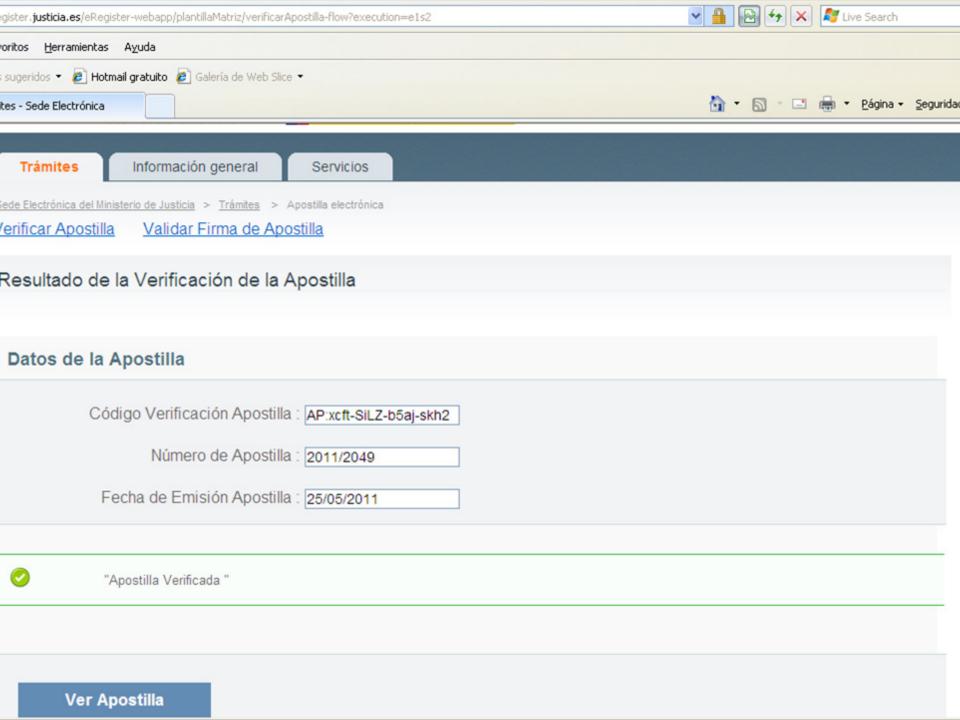
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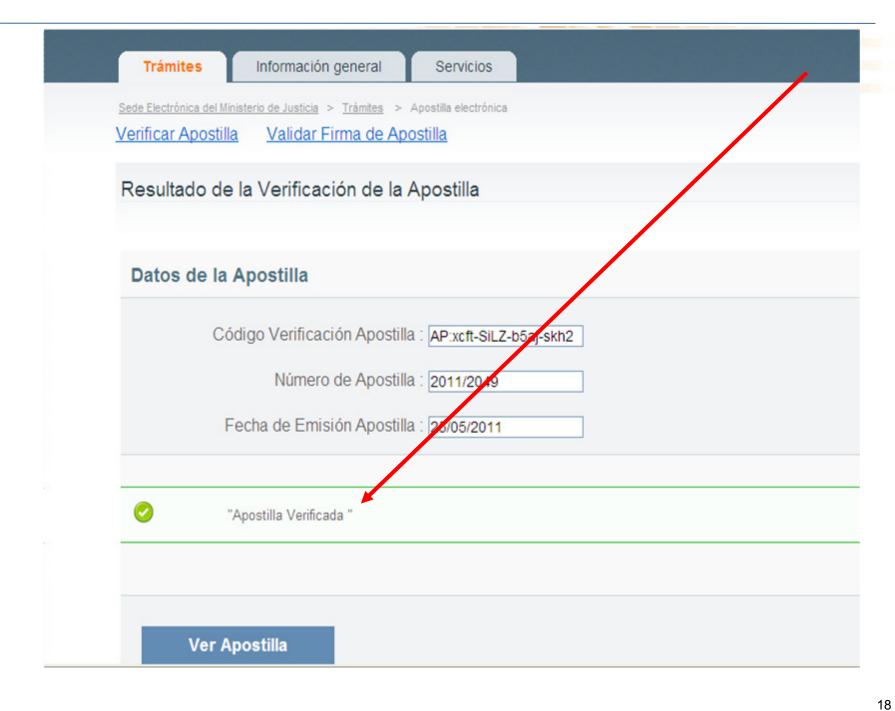
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#### **OUTCOMES...**









Success & Challenges from April 2011. A new stage

#### **Evaluation of our experience**

#### **Strengths**

- The use "recognized e-signature" with the highest level of security
- We rely on a e-Register

#### <u>Outcomes</u>

- 100% apostilles are on electronic form
- 100% apostilles will be verified with the e-Register,

#### <u>Opportunities</u>

Spreading to other competent autorities such as notaries

#### **Threats**

- Problems when implementing without taking into account the cultural environment status...
- Some destinations...such as...

#### FINAL REFLECTION

when implementing a new strategy....

### Problems or challenges...

## JUST A QUESTION OF ATTITUDE

#### FINAL REFLECTION about the outcomes

A modernization process is much more than hardware and software implementation ... it is also a question of attitude

#### R. Kippling for two friends

IF you can keep your head when all about you Are losing theirs and blaming it on you, If you can trust yourself when all men doubt you, But make allowance for their doubting too; If you can wait and not be tired by waiting, Or being lied about, don't deal in lies, Or being hated, don't give way to hating, And yet don't look too good, nor talk too wise: If you can dream - and not make dreams your master; If you can think - and not make thoughts your aim; If you can meet with Triumph and Disaster And treat those two impostors just the same Hold on, hold on...friends