



Council of the
European Union

Brussels, 16 September 2019
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COVER NOTE

From:	Permanent Representation of Denmark to the European Union
date of receipt:	12 August 2019
To:	General Secretariat of the Council
No. prev. doc.:	15832/1/18 REV 1
Subject:	Council Decision on the conclusion, on behalf of the Union, of the Arrangement between the European Union, of the one part, and the Kingdom of Norway, the Republic of Iceland, the Swiss Confederation and the Principality of Liechtenstein, of the other part, on the participation by those States in the European Agency for the operational management of large-scale IT systems in the area of freedom, security and justice - Notification by Denmark

Delegations will find attached the notification by Denmark regarding the abovementioned Decision.

On 16 July 2019, Denmark gave notice that it had decided to implement this Council Decision in Danish law, under Article 4 of Protocol No 22 on the position of Denmark.

The preamble to the legal act states as follows with regard to Eurodac and DublinNet:

'In accordance with Article 3 of the Agreement between the European Community and the Kingdom of Denmark on the criteria and mechanisms for establishing the State responsible for examining a request for asylum lodged in Denmark or any other Member State of the European Union and 'Eurodac' for the comparison of fingerprints for the effective application of the Dublin Convention, Denmark is to notify the Commission whether it will implement the content of this Decision, insofar as it relates to Eurodac and DublinNet.'

Article 3 of the parallel agreement between the Community (EU) and Denmark states as follows:

'Paragraph 1. Denmark shall not take part in the adoption of amendments to the Dublin II Regulation and the Eurodac Regulation and no such amendments shall be binding upon or applicable in Denmark.

Paragraph 2. Whenever amendments to the Regulations are adopted Denmark shall notify the Commission of its decision whether or not to implement the content of such amendments. Notification shall be given at the time of the adoption of the amendments or within 30 days hereafter.

Paragraph 3. If Denmark decides that it will implement the content of the amendments the notification shall indicate whether implementation can take place administratively or requires parliamentary approval.

...

On that basis, Denmark hereby gives notice that it has decided to implement Council Decision (EU) 2019/837 of 14 May 2019 in Danish law, insofar as it relates to Eurodac and DublinNet.

Implementation does not require any changes to Danish legislation.

(Complimentary close)

Kim Jørgensen
Ambassador, Permanent Representative