



Council of the
European Union

Brussels, 3 December 2019
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**VISA 261
COMIX 571**

COVER NOTE

From:	Danish delegation
date of receipt:	3 December 2019
To:	General Secretariat of the Council

No. prev. doc.:	PE-CONS 29/19
Subject:	Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 810/2009 establishing a Community Code on Visas (Visa Code) – Notification from Denmark

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

Udenrigsministeriet — Ministry of Foreign Affairs
Asiatisk Plads
1448 Copenhagen K

**Ministry of Immigration
and Integration**

22 November 2019
Ministry of Immigration and
Integration
Division for International
Cooperation on Migration
Slotsholmsgade 10
1216 Copenhagen K
Tel. 6198 4000
Email uim@uim.dk
Web www.uim.dk
CVR-nr. 36977191
Administrator
Emilie Solhøj Jønsson
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The Ministry of Immigration and Integration asks the Ministry of Foreign Affairs, via the Permanent Representation of Denmark to the European Union in Brussels, to notify the Council and the Commission in writing of the following:

‘The European Parliament and the Council have adopted the following legal act under the Treaty on the Functioning of the European Union, and in particular Article 77(2)(a) thereof

- **Regulation (EU) No 2019/1155 of the European Parliament and of the Council of 20 June 2019 amending Regulation (EC) No 810/2009 establishing a Community Code on Visas (Visa Code)**

In accordance with Article 1 of Protocol No 22 on the position of Denmark, annexed to the Treaty on European Union and the Treaty on the Functioning of the European Union, Denmark does not take part in the adoption by the Council of proposed measures pursuant to Title V of Part Three of the Treaty on the Functioning of the European Union (see, however, Article 6 of the Protocol as regards certain measures concerning visas).

Denmark therefore did not participate in the Council's adoption of the above Regulation, which is not binding upon or applicable in Denmark (see Article 2 of the Protocol).

However, the measure constitutes a development of the Schengen acquis. In accordance with Article 4 of Protocol No 22 on the position of Denmark, Denmark has to decide, within a period of six months after the Council has decided on a proposal to build upon the Schengen acquis under the provisions of Title V of the Treaty on the Functioning of the European Union, whether it will implement the legal act in its national law. If Denmark decides to do so, that decision will create an obligation under international law between Denmark and the other Member States bound by the measure.

On that basis, Denmark hereby gives notice that it has decided to implement the above legal act in Danish law, under Article 4 of Protocol No 22 on the position of Denmark.

A copy of this letter is being sent, for information, to the European Commission's Directorate-General for Home Affairs.'

The letter to the Council can be sent to:
Council of the European Union
Justice and Home Affairs
Rue de la Loi 175
B-1048 Brussels
Director General, Ms. Christine Roger

The letter to the Commission can be sent to:
European Commission
DG HOME
Rue de la Loi 200
B-1049 Brussels
Director-General, Ms. Paraskevi Michou

Finally, the Ministry of Immigration and Integration requests a copy of the EU representation's letter to the Council and to the European Commission.

(Complimentary close)

Jan van Deurs
