Council of the European Union

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COVER NOTE

From:	Mission of Switzerland to the European Union
date of receipt:	7 June 2023
To:	General Secretariat of the Council
No. prev. doc.:	PE-CONS 70/22
Subject:	Directive of the European Parliament and of the Council on the exchange of information between the law enforcement authorities of Member States and repealing Council Framework Decision 2006/960/JHA – notification from Switzerland

Delegations will find attached the notification from Switzerland regarding the above-mentioned Directive.

E-MAIL

Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

IM 006766 2023
07-06-2023

Mission of Switzerland to the European Union

796.0.00-SD-401/2023-066

The Mission of Switzerland to the European Union presents its compliments to the General Secretariat of the Council of the European Union and herewith confirms receipt of the notification of the Council dated 25 April 2023, issued in accordance with Article 7, paragraph 2 a, first sentence of the agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen acquis (hereinafter referred to as « association agreement ») signed in Luxembourg on 26 October 2004. The content of the notification is as follows:

«In accordance with the first sentence of Article 7(2)(a) in conjunction with Article 14(1) of the Agreement associating Switzerland to the Schengen acquis, Switzerland is herewith notified of the adoption of the following act:

Directive of the European Parliament and of the Council on the exchange of information between law enforcement authorities of Member States and repealing Council Framework Decision 2006/960/JHA

Council Document: PE-CONS 70/22

Date of adoption: 24 April 2023 »

In accordance with Article 7, paragraph 2 a and 2 b of the association agreement, the Mission of Switzerland to the European Union herewith notifies the General Secretariat of the Council of the European Union that Switzerland accepts, subject to the fulfilment of its constitutional requirements, the content of the enclosed appendix to the notification of the Council, which forms an integral part of this reply, and will implement it into its internal legal order.

In accordance with Article 7, paragraph 2 b of the association agreement, Switzerland shall inform the General Secretariat of the Council of the European Union without delay about the fulfilment of its constitutional requirements.

General Secretariat of the Council of the European Union
Directorate general
Justice and Home Affairs
Brussels

In accordance with Article 7, paragraph 3 of the association agreement, the early notification of the Council dated 25 April 2023 and this reply give rise to rights and obligations between Switzerland and the European Union and thus constitute an agreement between Switzerland and the European Union.

This agreement shall enter into force on the date of notification by Switzerland about the fulfilment of its constitutional requirements. It may be denounced in accordance with the provisions of Articles 7 and 17 of the association agreement.

As from the date of the entry into force of this agreement, the exchange of notes of 28 March 2008 between Switzerland and the European Union regarding the acceptance of the Regulation (EU) Framework Decision 2006/960/JHA on simplifying the exchange of information and intelligence between law enforcement authorities of the Member States of the European Union shall be terminated.

A copy of the present note is addressed to the European Commission, General Secretariat, SG.B.2, Brussels.

The Mission of Switzerland to the European Union avails itself of this opportunity to renew to the General Secretariat of the Council of the European Union the assurances of its highest consideration.

Brussels, 7 June 2023

