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COVER NOTE

From:	Danish delegation
date of receipt:	9 November 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 Denmark

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

PERMANENT REPRESENTATION
OF DENMARK TO THE
EUROPEAN UNION

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For the attention of: Director General, Ms Christine Roger

DELIVERED BY HAND

Enclosure	File	Department:	Date
	2023		9 November 2023

Notification regarding Council Decision (EU) 2023/977

The Council has adopted the following legal act under the Treaty on the Functioning of the European Union, and in particular Article 87(2)(a) thereof:

> **Directive (EU) 2023/977 of the European Parliament and of the Council of 10 May 2023 on the exchange of information between the law enforcement authorities of Member States and repealing Council Framework Decision 2006/960/JHA.**

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 measures proposed pursuant to Title V of Part Three of the Treaty on the Functioning of the European Union.

Denmark therefore did not take part in the Council's adoption of the above measure, which is not applicable in Denmark (see Article 2 of the Protocol).

The measure constitutes a development of the Schengen acquis.

In accordance with Article 4 of the Protocol, Denmark has to decide, within a period of six months after the Council has decided on a proposal to build upon the Schengen acquis covered by Title V of Part Three of the Treaty on the Functioning of the European Union, whether it will implement the legal act.

On that basis, Denmark hereby gives notice that it has decided to implement the above measure in accordance with Article 4 of the Protocol.

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

[complimentary close]

Carsten Grønbech Jensen
Ambassador, Permanent Representative