Council of the
European Union

Brussels, 8 February 2019
(OR. en, da)

5993/19

Interinstitutional File:
2018/0242 (NLE)

FRONT 37
COWEB 15

COVER NOTE

From:	Permanent Representation of Denmark to the European Union
date of receipt:	17 January 2019
To:	General Secretariat of the Council
No. prev. doc.:	10285/18
Subject:	Council Decision on the signing, on behalf of the Union, of the Status Agreement between the European Union and the Republic of Albania on actions carried out by the European Border and Coast Guard Agency in the Republic of Albania - Notifications from Denmark

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

THE PERMANENT REPRESENTATION OF DENMARK
to the European Union
Brussels

IM 000582 2019
17. 01. 2019

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For the attention of: Bent Mejborn, Head of Unit

BY HAND

Enclosure 1

File 2019-2498

Date 14 January 2019

Dear Mr Mejborn,

Having regard to the Treaty on the Functioning of the European Union, and in particular points (b) and (d) of Article 77(2) and point (c) of Article 79(2), in conjunction with Article 218(5) thereof, the Council has adopted the following legal act:

> **Council Decision (EU) 2018/1031 of 13 July 2018 on the signing, on behalf of the Union, of the Status Agreement between the European Union and the Republic of Albania on actions carried out by the European Border and Coast Guard Agency in the Republic of Albania.**

The measure constitutes a development of the Schengen acquis.

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).

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 measures.

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 has been sent for information to the European Commission, Directorate-General for Home Affairs, and to Director-General Paraskevi Michou.

(Complimentary close)

Per Fabricius Andersen
Ambassador