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From:	Danish delegation
date of receipt:	26 April 2022
To:	General Secretariat of the Council
No. prev. doc.:	7202/22
Subject:	Council Decision on the conclusion of the Agreement between the European Union and the Republic of Moldova on operational activities carried out by the European Border and Coast Guard Agency in the Republic of Moldova - notification from Denmark

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

PERMANENT REPRESENTATION
OF DENMARK TO THE
EUROPEAN UNION

Council of the European Union
Justice and Home Affairs
1048 Bruxelles

Rue d'Arlon 73
B-1040 Bruxelles
Tel.: +32 (0)2 233.08.11
E-mail: brurep@um.dk
eu.um.dk

Att. : Director-General, Ms. Christine Roger

BY HAND

Enclosure	File	Department	Date
	2022-12237		26 April 2022

Notification regarding Council Decision (EU) 2022/544

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 77(2)(b) and (d) and Article 79(2)(c) in conjunction with Article 218(6)(a) thereof:

- **Council Decision (EU) 2022/544 of 4 April 2022 on the conclusion of an agreement between the European Union and the Republic of Moldova on operational activities carried out by the European Border and Coast Guard Agency in the Republic of Moldova**

Under 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 take part in the Council's adoption of the above legal act, which is not binding upon or applicable in Denmark (see Article 2 of the Protocol).

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 covered by 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.

Yours sincerely,

Jonas Bering Liisberg
Ambassador, Permanent Representative