



Council of the
European Union

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**JAI 875
DAPIX 190
CRIMORG 141
ENFOPOL 377
ENFOCUSTOM 175**

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. prev. doc.:	11220/16; 9754/16
Subject:	Draft Council Implementing Decision on the launch of automated data exchange with regard to dactyloscopic data in Denmark

1. The Working Party on Information Exchange and Data Protection (DAPIX) approved at its meeting on 13 June 2016 the evaluation visit report on dactyloscopic data exchange for Denmark (9752/16 JAI 512 DAPIX 88 CRIMORG 46 ENFOPOL 170 ENFOCUSTOM 80) as well as the overall report (9754/16 JAI 513 DAPIX 89 CRIMORG 47 ENFOPOL 171 ENFOCUSTOM 81) based on the questionnaire, an evaluation visit and a pilot run.
2. At the DAPIX meeting of 13 June 2016, it was acknowledged that each Member State bound by Decision 2008/615/JHA agrees that the conditions are fulfilled for the Council to conclude that for the purposes of automated data exchange with regard to dactyloscopic data, Denmark has fully implemented the general provisions on data protection of Chapter 6 of Decision 2008/615/JHA.

3. Consequently, the Council adopted on 12 July 2016 the draft Council Conclusions on the implementation of the general provisions on data protection of Chapter 6 of Council Decision 2008/615/JHA ("Prüm Decisions") concerning Denmark with regard to automated exchange of dactyloscopic data (11192/16 JAI 669 DAPIX 116 CRIMORG 77 ENFOPOL 233 ENFOCUSTOM 109).
4. As required by the applicable Treaty provisions, the Council decided on 19 August 2016 to consult the European Parliament on the draft Council Implementing Decision on the launch of automated data exchange with regard to dactyloscopic data in Denmark, as finalised by the Legal/Linguistic Experts and set out in 11220/16 JAI 675 DAPIX 119 CRIMORG 80 ENFOPOL 236 ENFOCUSTOM 111.
5. The European Parliament gave its opinion on 25 October 2016.
6. *On this basis, COREPER is requested*
 - *to submit the overall report (9754/16 JAI 513 DAPIX 89 CRIMORG 47 ENFOPOL 171 ENFOCUSTOM 81) to the Council, and*
 - *to invite the Council to adopt as an "A" item on its agenda the draft Council Implementing Decision on the launch of automated data exchange with regard to dactyloscopic data in Denmark (11220/16 JAI 675 DAPIX 119 CRIMORG 80 ENFOPOL 236 ENFOCUSTOM 111).*
