



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 25 May 2012**

**10392/12**

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**Interinstitutional File:  
2011/0382 (NLE)**

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**JAI 359  
USA 11  
RELEX 470  
DATAPROTECT 63**

**COVER NOTE**

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from:	Mr Tom HANNEY, The Permanent Representative of Ireland to the European Union
date of receipt:	24 May 2012
to:	Mr Morten Bødskov, President of the Justice and Home Affairs Council, Council of the European Union

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No. prev. doc.:	17433/11 JAI 861 USA 84 RELEX 1233 DATAPROTECT 138
Subject:	Council Decision on the conclusion of the Agreement between the United States of America and the European Union on the use and transfer of Passenger Name Records to the United States Department of Homeland Security - Opt in by Ireland

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Dear President,

I refer to the provisions of Protocol No.21 to the Treaty on the Functioning of the European Union (on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice) and, in particular, Article 4 thereof, under which Ireland may at any time after the adoption of a measure by the Council pursuant to Title V of Part Three of the Treaty on the Functioning of the European Union, notify its intention to the Council and to the Commission that it wishes to accept that measure.

I hereby notify you, on behalf of Ireland, in accordance with Article 4 of the above mentioned Protocol, that Ireland wishes to accept the following measure:

Council Decision on the conclusion of the Agreement between the European Union and United States of America on the use and transfer of Passenger Name Records to the United States  
Department of Homeland Security

(Complimentary close)

(signed) Tom HANNEY

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