



**COUNCIL OF  
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from: Jeppe Tranholm-Mikkelsen, Ambassador  
date of receipt: 14 June 2012  
to: General Secretariat of the Council of the European Union

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Subject: Notification concerning implementation in Danish law  
- Regulation (EU) No 1342/2011 of the European Parliament and of the  
Council of 13 December 2011 amending Regulation (EC) No 1931/2006 as  
regards the inclusion of the Kaliningrad oblast and certain Polish administrative  
districts in the eligible border area

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Delegations will find attached a copy of a letter concerning the above subject.

**PERMANENT REPRESENTATION OF DENMARK**

to the European Union  
Brussels

to:  
Council of the European Union  
General Secretariat  
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**DELIVERED BY HAND**

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13 June 2012

**Notification concerning implementation in Danish law**

The Council and the European Parliament have adopted the following Regulation under the Treaty on the Functioning of the European Union, in particular Article 77(2)(b) thereof:

- **Regulation (EU) No 1342/2011 of the European Parliament and of the Council of 13 December 2011 amending Regulation (EC) No 1931/2006 as regards the inclusion of the Kaliningrad oblast and certain Polish administrative districts in the eligible border area**

This measure constitutes a development of the Schengen acquis.

In accordance with Article 1 of the Protocol on the position of Denmark, annexed to the Treaty of Lisbon, 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 the Protocol 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 Part Three of the Treaty on the Functioning of the European Union, whether it will implement that decision in its national law. If it 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 Regulation in Danish law, under Article 4 of the Protocol on the position of Denmark.

Implementation does not require any changes to Danish legislation. The provisions are binding upon Denmark under international law.

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

(Complimentary close).

(s.) Jeppe Tranholm-Mikkelsen  
Ambassador, Permanent Representative