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NOTE

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

Subject: Notification concerning implementation in Danish law
- Regulation (EU) No 154/2012 of the European Parliament and of the Council of 15 February 2012 amending Regulation (EC) No 810/2009 establishing a Community Code on Visas (Visa Code)

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

PERMANENT REPRESENTATION OF DENMARK

to the European Union

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to:

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Enclosures -1

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)(a) thereof:

- **Regulation (EU) No 154/2012 of the European Parliament and of the Council of 15 February 2012 amending Regulation (EC) No 810/2009 establishing a Community Code on Visas (Visa Code)**

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