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JAI 874
DAPIX 189
CRIMORG 140
ENFOPOL 376
ENFOCUSTOM 174

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. prev. doc.:	11219/16; 9745/16
Subject:	Draft Council Implementing Decision on the launch of automated data exchange with regard to DNA 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 DNA data exchange for Denmark (9744/16 JAI 508 DAPIX 84 CRIMORG 42 ENFOPOL 166 ENFOCUSTOM 76) as well as the overall report (9745/16 JAI 509 DAPIX 85 CRIMORG 43 ENFOPOL 167 ENFOCUSTOM 77) 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 DNA 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 DNA data (11191/16 JAI 668 DAPIX 115 CRIMORG 76 ENFOPOL 232 ENFOCUSTOM 108).
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 DNA data in Denmark, as finalised by the Legal/Linguistic Experts and set out in 11219/16 JAI 674 DAPIX 118 CRIMORG 79 ENFOPOL 235 ENFOCUSTOM 110.
5. The European Parliament gave its opinion on 25 October 2016.
6. *On this basis, COREPER is requested*
 - *to submit the overall report (9745/16 JAI 509 DAPIX 85 CRIMORG 43 ENFOPOL 167 ENFOCUSTOM 77) 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 DNA data in Denmark (11219/16 JAI 674 DAPIX 118 CRIMORG 79 ENFOPOL 235 ENFOCUSTOM 110).*