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From: Permanent Representation of the UK to the EU
Ms Hazel Cameron, JHA Counsellor

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To: General Secretariat of the Council

Subject: Council Decision 2008/615/JHA of 23 June 2008 on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime

- Declaration of the United Kingdom in accordance with Article 2(3) of the Council Decision 2008/615/JHA

Delegations will find attached the declaration of the United Kingdom in accordance with Article 2(3) of Council Decision 2008/615/JHA.



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9 February 2017

Declaration of the United Kingdom in accordance with Article 2(3) of the Council Decision 2008/615/JHA

I have the honour to attach the declaration of the United Kingdom of Great Britain and Northern Ireland in accordance with Article 2(3) of Council Decision 2008/615/JHA on stepping up cross-border cooperation, particularly in combating terrorism and cross-border crime, which provides that each Member State shall inform the General Secretariat of the Council of the national DNA analysis files to which Article 2 to 6 apply and of the conditions for automated searching as referred to in Article 3(1).

HAZEL CAMERON

Head of JHA Section
Permanent Representation of the UK to the EU

Declaration of the United Kingdom in accordance with Article 2(3) of the Council Decision 2008/615/JHA

List of shared national DNA files

The national DNA database is based on the CODIS (Combined DNA Index System), which is installed at the Metropolitan Police Service.

The Metropolitan Police Service is able to share DNA profiles with other EU Member States participating in Prüm. The following types of profiles will be made available to other Member States:

- **Forensic unknown:** genetic profile obtained from the analysis of human DNA recovered from a crime scene and/or evidence associated with a crime scene/criminal act. The contributor of the DNA is not known.
- **Person:** genetic profile obtained from a biological specimen originating from a known person who has been convicted of a criminal offence.
- **Unidentified Human Remains:** genetic profile obtained from a human corpse, or part thereof, of unknown identity.

Conditions governing the exchange and comparison of profiles

A country that wants to carry out the exchange and comparison of profiles with the United Kingdom must comply with the legal, organisational and technical requirements laid down in Council Decisions 2008/615/JHA and 2008/616/JHA of 23 June 2008, in particular:

- **Technical requirements:** the country must:
 - have an automated national DNA database;
 - have automated means of exchanging profiles;
 - be connected to the TESTA network;
 - have confirmation from a country that is already operational, that its exchange system is adequate.
- **Legal requirements:** the country must:
 - be able to share information under its domestic legislation;
 - comply with European rules on the processing of personal data;
 - have the Council's prior authorisation to exchange data.
- **Organisational requirements:** the country must:
 - have a national contact point to which the United Kingdom may apply for additional information further to a DNA profiles match.