



**COUNCIL OF
THE EUROPEAN UNION**

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COVER NOTE

From: Permanent Representation of Greece to the European Union
date of receipt: 10 March 2014
To: Mr Rafael Fernandez-Pita y Gonzalez
Director-General
Directorate-General D - Justice and Home Affairs

Subject: Declaration of the Hellenic Republic in accordance with Article 2(3) of
Council Decision 2008/615/JHA

Dear Director-General,

Please find in attachment the declaration of the Hellenic Republic in accordance with Article 2(3) of Council Decision 2008/615/JHA which provides that each Member States shall inform the General Secretariat of the Council of the national DNA analysis files to which Articles 2 and 6 apply and the conditions for automated searching as referred to in Article 3(1).

Yours sincerely,

Theodoros N. Sotiropoulos
Ambassador

**Declaration of the Hellenic Republic
in accordance with Article 2(3) of Council Decision 2008/615/JHA**

List of shared national DNA files

The National DNA database is managed by the National DNA Database Section of the Subdivision of Biological and Biochemical Examinations and Analyses (Forensic Science Division) of the Hellenic Police within the Ministry of Public Order and Citizen Protection. The database is operated through the Combined DNA Index System (CODIS).

The National DNA database will be able to share DNA profiles with other EU Member States. The following types of profiles are currently stored and can be extracted from the abovementioned database:

- **Forensic Stain:** 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.

Conditions Governing the exchange and comparison of profiles

A country that wishes to exchange DNA profiles with Hellenic Republic must comply with the minimum legal, organizational and technical requirements laid down in the European Union 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 authorization to exchange data.

- Organizational requirement: the country must:
 - have a national contact point to which Hellenic Republic may apply for additional information following a DNA search that results in a match.