



Council of the  
European Union

004762/EU XXVI.GP  
Eingelangt am 06/12/17

Brussels, 4 December 2017  
(OR. en)

---

---

**Interinstitutional File:**  
**2012/0010 (COD)**

---

---

11965/16  
ADD 1

DATAPROTECT 76  
JAI 722  
DAPIX 142  
FREMP 140  
COMIX 583  
CODEC 1205  
PARLNAT 244

#### COVER NOTE

---

From:	Mission of Switzerland to the European Union
date of receipt:	26 September 2017
To:	General Secretariat of the Council
No. prev. doc.:	5418/1/16 REV 1
Subject:	Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data, and repealing Council Framework Decision 2008/977/JHA

---

Delegations will find attached the notification from Switzerland regarding the submission of the above-mentioned Directive to the Swiss Parliament.



IM 09906 2017  
26.09.2017

Director-General  
Ms Christine Roger  
General Secretariat of the Council of the  
European Union  
Directorate General D – Justice and  
Home Affairs  
Rue de la Loi 175  
B-1048 Brussels

Our reference: 796.0-00/LET  
Phone: 32 2 286 13 19  
Fax: 32 2 230 45 09  
Nathalie.lecras@eda.admin.ch  
Brussels 22 September 2017

Dear Director-General,

On 1<sup>st</sup> August 2016, the General Secretariat of the Council of the European Union notified Switzerland the adoption of the following act in accordance with Article 7, paragraph 2 a, first sentence of the agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen acquis (hereinafter referred to as "association agreement") signed in Luxemburg on 26 October 2004:

Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data, and repealing Council Framework Decision 2008/977/JHA

Switzerland notified 1<sup>st</sup> September 2017 its readiness to accept, subject to the fulfilment of its constitutional requirements, the content of the aforementioned act and to implement it in its internal legal order (796.0-00-SD-181/2016).

With the present letter, Switzerland would like to inform the General Secretariat of the Council of the European Union, in accordance with the declaration by Switzerland on Article 7, paragraph 2 b of the association agreement, that the federal act regarding the acceptance and implementation of the aforementioned development of the Schengen acquis has been submitted to the Swiss Parliament for approval.

Switzerland will inform the General Secretariat of the Council of the European Union without delay about the completion of each further stage of the internal procedure.

A copy of the present letter is addressed to the European Commission, General Secretariat, SG.A.3, Brussels.

Sincerely yours,

Head of Mission  
p.p.



Emmanuel Bichet  
Minister