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NOTE

From:	General Secretariat of the Council
To:	Delegations
Subject:	Amended proposal for a Regulation of the European Parliament and of the Council on the establishment of 'Eurodac' for the comparison of biometric data for the effective application of Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration Management*] and of Regulation (EU) XXX/XXX [*Resettlement Regulation*], for identifying an illegally staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes and amending Regulations (EU) 2018/1240 and (EU) 2019/818 • 4 column-table

Delegations will find in Annex a four-column table, rectifying omissions in the European Parliament column, concerning the above legislative proposal, which contains:

– the Commission proposal of 23 September 2020,

– amendments adopted by the EP LIBE Committee on 14 December 2022, and

– the Council's mandate adopted by COREPER on 22 June 2022.

The text in the attached table is marked as follows:

First column	The Commission proposal as present in ST 11205/20 and ST 11205/20 ADD1.
Second column	Additions by the European Parliament are indicated in ***bold italics,***
Third column	Additions by the Council are indicated by **bold underlining.**
Fourth Column	This column is left blank in view of prospective draft agreements on the text.

ANNEX

2016/0132 (COD)

Amended proposal for a

REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

on the establishment of 'Eurodac' for the comparison of biometric data for the effective application of Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration Management*] and of Regulation (EU) XXX/XXX [*Resettlement Regulation*], for identifying an illegally staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes and amending Regulations (EU) 2018/1240 and (EU) 2019/818

	COM proposal (614 final) of 23 September 2020 (11205/20+ADD1)	**EP position** of 14 December 2022 (PE739.726)	**Council mandate for negotiations with the European Parliament** of 22 June 2022 (doc. ST 10583/22)	
1.	Amended proposal for a **REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL** **on the establishment of 'Eurodac' for the comparison of biometric data for the effective application of Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration Management*] and of Regulation (EU) XXX/XXX [*Resettlement Regulation*], for identifying an illegally staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes and amending Regulations (EU) 2018/1240 and (EU) 2019/818**	Amended proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the establishment of 'Eurodac' for the comparison of biometric data for the effective application of Regulation (EU) XXX/XXX [Regulation on Asylum and Migration Management] and of Regulation (EU) XXX/XXX [Resettlement Regulation], for identifying an ***irregularly*** staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes and amending Regulations (EU) 2018/1240 and (EU) 2019/818	Amended proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the establishment of 'Eurodac' for the comparison of biometric data for the effective application of Regulation (EU) **No 604/2013 and Directive 2001/55/EC** […], for identifying an illegally staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes and amending Regulations (EU) 2018/1240, **(EU) 2019/818 and (EU) 2017/2226** […]	

	COM proposal (614 final) of 23 September 2020 (11205/20+ADD1)	**EP position** of 14 December 2022 (PE739.726)	**Council mandate for negotiations with the European Parliament** of 22 June 2022 (doc. ST 10583/22)	
2.	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,			
3.	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 78(2)**(d)**, (e) **and (g)**, 79(2)(c), 87(2)(c) and 88(2)(a) thereof,		Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 78(2)**(c)**, (d) **and** (e) […], 79(2)(c), 87(2)**(a)** […] and 88(2)(a) thereof,	
4.	Having regard to the proposal from the European Commission,			
5.	After transmission of the draft legislative act to the national parliaments,			
6.	Acting in accordance with the ordinary legislative procedure,			
7.	Whereas:			
8.	(1) the following recitals are inserted after recital 4:			
9.	**‘(4a) Moreover, for the purposes of effectively applying Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration***	(4a) Moreover, for the purposes of effectively applying Regulation (EU) XXX/XXX [Regulation on Asylum and Migration	‘(4a) Moreover, for the purposes of effectively applying Regulation (EU) **604/2013** […] and in accordance with the rules thereof, it	

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	***Management*]** **and in accordance with the rules thereof, it is necessary to clearly mark in Eurodac the fact that there has been a shift of responsibility between Member States, including in cases of relocation. Furthermore, in order to reflect accurately the obligations Member States have to conduct search and rescue operations and to help these Member States with the specific challenges they face as they cannot apply to persons disembarked following such operations the same tools as for irregular crossings by land or air, it is also necessary to register third-country nationals or stateless persons disembarked following search and rescue operations as a separate category in Eurodac.**	Management] and in accordance with the rules thereof, it is necessary to clearly mark in Eurodac the fact that there has been a shift of responsibility between Member States, including in cases of relocation.	is necessary to clearly […] **record in Eurodac which Member State is responsible once responsibility has been determined or, as applicable,** […] there has been a shift of responsibility between Member States, including **cases in which a Member State has applied a discretionary clause, providing voluntary solidarity to another Member State. Such recording should be indicated in all cases where responsibility may be established based on the provisions set out in Article 3(2), the criteria set out in Chapter III, the clauses set out in Chapter IV, the issuance of a residence document as set out in Article 19(1), or after the expiry of any time limit governing responsibility set out in Chapter VI of that Regulation** […]**.**	
10.			**(4aa) Furthermore, in order to reflect accurately the obligations Member States have under international law to conduct**	

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			search and rescue operations and to provide a more accurate picture of the composition of migratory flows in the EU […] it is also necessary to record in Eurodac the fact that the […] third-country nationals or stateless persons were disembarked following search and rescue operations […]. This should be without prejudice to the respect of rules under EU law applicable to those persons.	
11.	**(4b) Furthermore, for the purposes of applying Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration Management*] it is necessary to flag whether, following security checks during screening, it appears that a person could pose a threat to internal security.'**;		(4b) Furthermore, for the purposes of **improving the support to the asylum system through speeding up the examination of an asylum application by prioritising the assessment of the security-related exclusion ground for the beneficiaries of subsidiary protection under Article 17(1)(d) or the possibility of not granting**	

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			refugee status under Article 14(5) of Directive 2011/95/EU[1] or by facilitating the application of accelerated or border procedures under Article 31(8)(j) of Directive 2013/32/EU[2], […] it is necessary to **record** […] whether, following **any** security checks […], it appears that a person could pose a threat to internal security.' **For the purposes of facilitating the implementation of Directive 2001/55/EC[3], and in particular its Article 28, it is also necessary to record the result of the assessment of the security-related exclusion grounds for the beneficiaries of temporary protection made after their**	

[1] **Directive 2011/95/EU of the European Parliament and of the Council of 13 December 2011 on standards for the qualification of third-country nationals or stateless persons as beneficiaries of international protection, for a uniform status for refugees or for persons eligible for subsidiary protection, and for the content of the protection granted (recast), OJ L 337, 20.12.2011, p. 9–26**

[2] **Directive 2013/32/EU of the European Parliament and of the Council of 26 June 2013 on common procedures for granting and withdrawing international protection, OJ L 180, 29.6.2013, p. 60–95**

[3] **Council Directive 2001/55/EC on minimum standards for giving temporary protection in the event of a mass influx of displaced persons and on measures promoting a balance of efforts between Member States in receiving such persons and bearing the consequences thereof, OJ L 212, 7.8.2001, p. 12-23**

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			registration.	
12.			**(4c) Registration of persons resettled via resettlement schemes should have a positive indirect effect on the smooth functioning of Regulation 604/2013, as it should help Member States identify secondary movements and facilitate the determination of the Member State responsible for a person who has already been subject to a concluded resettlement scheme. It is therefore appropriate that Eurodac may be used for such schemes.**	
13.			**(4d) Council Directive 2001/55/EC provides an obligation for Member States to register persons enjoying temporary protection on their territory and to exchange information on these persons for the purpose of the effective**	

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			implementation of the directive. **From a technical point of view, exchanging information on persons via Eurodac is the most appropriate as it limits data registrations to this database and as it minimises the number of both possible points of failure and exchanges between Member States compared to an alternative peer-to-peer system. In this regard, biometric data are an important element in establishing the exact identity of such persons, especially where they do not posess any identity documents and thus protecting a substantial public interest within the meaning of Article 9(2)(g) of Regulation (EU) 2016/679.**	
14.			**(4da) Following the adoption of Council Implementing Decision 2022/382 in response to the war in Ukraine, a platform was set up by the Commission, in**	

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			cooperation with eu-LISA and the Member States, to deal with the information exchanges necessary pursuant to Directive 2001/55. Therefore, it is appropriate to exclude from Eurodac those persons benefiting from temporary protection pursuant to Council Implementing Decision 2022/382, and the national measures taken pursuant thereto. Such exclusion should also apply in respect of any future amendments to Council Implementing Decision 2022/382 and any extensions thereto.	
15.	(2) the following recitals are inserted after recital 5:			
16.	**‘(5a) It is also necessary to introduce provisions that would ensure the functioning of that system within the interoperability**	(5a) It is also necessary to ensure ***that*** that system ***functions*** within the interoperability framework established by Regulations (EU)		

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	framework established by Regulations (EU) 2019/817[4] and 2019/818[5] of the European Parliament and of the Council.	2019/817[25] and 2019/818 [26] of the European Parliament and of the Council ***in accordance with the current Regulation and in compliance with Regulation (EU) 2016/679 of the European Parliament and of the Council[26a], in particular the principles of necessity, proportionality and purpose limitation set out in that Regulation. In addition, it is necessary to introduce clear provisions which would permit the designated national authorities of the Member States, and the Union bodies which have access to Eurodac, to see only the data which are strictly relevant for the performance of their specific tasks.***		

4 Regulation (EU) 2019/817 of the European Parliament and of the Council of 20 May 2019 on establishing a framework for interoperability between EU information systems in the field of borders and visa and amending Regulations (EC) No 767/2008, (EU) 2016/399, (EU) 2017/2226, (EU) 2018/1240, (EU) 2018/1726 and (EU) 2018/1861 of the European Parliament and of the Council and Council Decisions 2004/512/EC and 2008/633/JHA, OJ L 135, 22.5.2019, p. 27-84

5 Regulation (EU) 2019/818 of the European Parliament and of the Council of 20 May 2019 on establishing a framework for interoperability between EU information systems in the field of police and judicial cooperation, asylum and migration and amending Regulations (EU) 2018/1726, (EU) 2018/1862 and (EU) 2019/816, OJ L 135, 22.5.2019, p. 85–135

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		[25] Regulation (EU) 2019/817 of the European Parliament and of the Council of 20 May 2019 on establishing a framework for interoperability between EU information systems in the field of borders and visa and amending Regulations (EC) No 767/2008, (EU) 2016/399, (EU) 2017/2226, (EU) 2018/1240, (EU) 2018/1726 and (EU) 2018/1861 of the European Parliament and of the Council and Council Decisions 2004/512/EC and 2008/633/JHA, OJ L 135, 22.5.2019, p. 27-84 [26] Regulation (EU) 2019/818 of the European Parliament and of the Council of 20 May 2019 on establishing a framework for interoperability between EU information systems in the field of police and judicial cooperation, asylum and migration and amending Regulations (EU) 2018/1726, (EU) 2018/1862 and (EU) 2019/816, OJ L 135, 22.5.2019, p. 85–135		

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		26a ***Regulation (EU) 2016/679 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 and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1).***		
17.	**(5b) Furthermore, it is necessary to introduce the provisions that would frame the access of European Travel Information and Authorization System (ETIAS) national units and of competent visa authorities to Eurodac in accordance with Regulation (EU) 2018/1240[6] and**			

[6] Regulation (EU) 2018/1240 of the European Parliament and of the Council of 12 September 2018 establishing a European Travel Information and Authorisation System (ETIAS) and amending Regulations (EU) No 1077/2011, (EU) No 515/2014, (EU) 2016/399, (EU) 2016/1624 and (EU) 2017/2226, OJ L 236, 19.9.2018, p. 1–71

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	(EC) 767/2008[7] of the European Parliament and of the Council.			
18.		***(5b a) For the purpose of performing the tasks laid down in Regulations (EU) 2019/1896[1a] and (EU) 2021/2303[1b] of the European Parliament and of the Council, it is necessary that members of the European Border and Coast Guard standing corps deployed through border management teams, migration management support teams and return teams, and of the asylum support teams of the European Union Agency for Asylum, ('Agencies' teams') have access to Eurodac. When requested by the Member State hosting a particular operation, members of the Agencies' teams should be able to take and transmit relevant Eurodac data using the Member States' IT solutions.*** ***[1a] Regulation (EU) 2019/1896***		

[7] Regulation (EC) No 767/2008 of the European Parliament and of the Council of 9 July 2008 concerning the Visa Information System (VIS) and the exchange of data between Member States on short-stay visas (VIS Regulation), OJ L 218, 13.8.2008, p. 60–81

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		of the European Parliament and of the Council of 13 November 2019 on the European Border and Coast Guard and repealing Regulations (EU) No 1052/2013 and (EU) 2016/1624 (OJ L 295, 14.11.2019, p. 1). *[1b]* ***Regulation (EU) 2021/2303 of the European Parliament and of the Council of 15 December 2021 on the European Union Agency for Asylum and repealing Regulation (EU) No 439/2010 (OJ L 468, 30.12.2021, p. 1).***		
19.	**(5c) Likewise, for the purpose of managing irregular migration, it is necessary to allow eu-LISA to produce cross-system statistics using data from Eurodac, the Visa Information System, ETIAS and the Entry/Exit System. In order to specify the content of**	(5c) ***F***or the purpose of ***assisting Member States with the control of irregular immigration and of providing useful statistics to policy makers to encourage evidence-based policy making,*** eu-LISA ***should be able*** to produce cross-system statistics using data from	(5c) Likewise, for the purpose of managing irregular migration, it is necessary to allow eu-LISA to produce cross-system statistics using data from Eurodac, the Visa Information System, ETIAS and the Entry/Exit System **(EES)**[8]. In order to specify the content of these	

[8] **Regulation (EU) 2017/2226 of the European Parliament and of the Council of 30 November 2017 establishing an Entry/Exit System (EES) to register entry and exit data and refusal of entry data of third-country nationals crossing the external borders of the Member States and determining the conditions for access to the EES for law enforcement purposes, and amending the Convention implementing the Schengen Agreement and Regulations (EC) No 767/2008 and (EU) No 1077/2011, OJ L 327, 9.12.2017, p. 20–82**

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	these cross-system statistics, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers.';	***relevant Union databases, in particular*** Eurodac, the Visa Information System, ETIAS**,** the Entry/Exit System. In order to specify the content of these cross-system statistics, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers.';	cross-system statistics, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers.';	
20.	(3) recital 6 is replaced by the following:			
21.	'(6) To **those ends**, it is necessary to set up a system known as 'Eurodac', consisting of a Central System **and of the Common Identity Repository established by Regulation (EU) 2019/818**, which will operate a computerised central database of **biometric**	(6) 'To those ends, it is necessary to set up a system known as 'Eurodac', consisting of a Central System and of the Common Identity Repository established by Regulation (EU) 2019/818, which will operate a computerised central database of biometric ***and***	'(6) To those ends, it is necessary to set up a system known as 'Eurodac', consisting of a Central System and of the Common Identity Repository **(CIR)** established by Regulation (EU) 2019/818, which will operate a computerised central database of biometric data **and other personal**	

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	~~fingerprint and facial image~~ data, as well as of the electronic means of transmission **between those [the Central System and the Common Identity Repository]** and the Member States, hereinafter the "Communication Infrastructure".';	***alphanumeric*** data, as well as of the electronic means of transmission between those [the Central System and the Common Identity Repository] and the Member States, hereinafter the "Communication Infrastructure".';	**data**, as well as of the electronic means of transmission between those [the Central System and the […] **CIR**] and the Member States, hereinafter the "Communication Infrastructure".';	
22.	(4) the following recital is inserted after recital 11:			
23.	**'(11a) For that purpose, it also necessary to clearly mark in Eurodac the fact that an application for international protection has been rejected where the third-country national or stateless person has no right to remain and has not been allowed to remain in accordance with Regulation (EU) XXX/XXX [*Asylum Procedure Regulation*].';**		'(11a) For that purpose, it **is** also necessary to clearly **record** […] in Eurodac the fact that an application for international protection has been rejected where the third-country national or stateless person has no right to remain and has not been allowed to remain in accordance with **Directive 2013/32/EU** […].';	
24.	(5) recital 14 is replaced by the following:			
25.	**'(14) Moreover, in order for Eurodac to effectively assist with**	(14) 'Moreover, in order for Eurodac to effectively assist with		

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	the control of irregular migration and with the detection of secondary movements within the EU, it is necessary to allow the system to count applicants in addition to applications by linking all sets of data corresponding to one person, regardless of their category, in one sequence.';	the control of irregular ***immigration to the Union,*** and with the detection of secondary movements within the ***Union*** it is necessary to allow the system to count applicants in addition to applications by linking all sets of data corresponding to one person, regardless of their category, in one sequence. ***National authorities and Union bodies should be able to see only the personal data that are strictly relevant for the performance of their tasks, even if the data are linked in a sequence. That does not affect the retention period of each dataset.***';		
26.	(6) the following recital is inserted after recital 24:			
27.	**'(24a) For the purposes of this Regulation, it is recalled that a person should be considered to be illegally staying on the territory of the Member State of relocation if that person does not apply for international protection following relocation or does otherwise not**	***deleted***	*deleted*	

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	fulfil or no longer fulfils the conditions of entry as set out in Article 6 of Regulation (EU) 2016/399 or other conditions for entry, stay or residence in the Member State of relocation.';			
28.		***(24aa) Where a third-country national or stateless person who has been found irregularly staying in a Member State makes an application for international protection at the time of or following his or her apprehension, that Member State should not be exempt from the obligation to take and record the biometric data of that person in accordance with this Regulation.***		
29.		***(24ab) Where a third-country national or stateless person who has been apprehended in connection with the irregular crossing of an external border makes an application for international protection at the time of or following his or her apprehension, the apprehending***		

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		Member State should not be exempt from the obligation to take and record the biometric data of that person in accordance with this Regulation.		
30.		***(24ac) Member States should reuse the biometric data of third-country nationals or stateless persons apprehended in connection with the irregular crossing of an external border or found illegally staying in a Member State taken under this Regulation for the purposes of transmission to the Central System and the CIR in accordance with the conditions set out in this Regulation.***		
31.			**<u>(6-a)</u> the following recital is inserted after recital 33:**	
32.			**(33a) In order to support the Member States in their administrative cooperation during the implementation of Council Directive 2001/55/EC**	

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			data of beneficiaries of temporary protection should be kept in the Central System and the CIR for a period of three years from the date of the entry into force of each respective Council Implementing Decision.	
33.			**(6a) the following recital is inserted after recital 35:**	
34.			**(35a) For Eurodac purposes, lodging the application for international protection should be understood in the sense of Article 20(2) of Regulation (EU) No 604/2013 as interpreted by the relevant case-law of the European Court of Justice.**	
35.		***(6a) the following recital is inserted after recital 57:***		
36.		***(57a) In order to enable eu-LISA to start the implementation process***		

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		as regards Eurodac as soon as this Regulation enters into force, the European Parliament, the Council and the Commission should ensure that the financial and human resources made available for the purposes of this Regulation attain the level indicated in the Legislative Financial Statement of the Commission in relation to this Regulation.		
37.	(7) the following recital is inserted after recital 60:			
38.	**‘(60a) This Regulation should be without prejudice to the application of Directive 2004/38/EC of the European Parliament and of the Council[9].’;**			
39.	(8) recital 63 is deleted.			

[9] Directive 2004/38/EC of the European Parliament and of the Council of 29 April 2004 on the right of citizens of the Union and their family members to move and reside freely within the territory of the Member States amending Regulation (EEC) No 1612/68 and repealing Directives 64/221/EEC, 68/360/EEC, 72/194/EEC, 73/148/EEC, 75/34/EEC, 75/35/EEC, 90/364/EEC, 90/365/EEC and 93/96/EEC, OJ L 158, 30.4.2004, p. 77

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40.	HAVE ADOPTED THIS REGULATION:			
41.	(9) Article 1 is replaced by the following:			
42.				
43.	*Article 1*			
44.	**Purpose of "Eurodac"**			
45.	1. A system known as "Eurodac" is hereby established, the purpose of which shall be to:			
46.	(a) assist in determining which Member State is to be responsible pursuant to Regulation (EU) ~~No~~ **XXX/XXX [*Regulation on Asylum and Migration Management*]** for examining an application for international protection ~~lodged~~ **registered** in a Member State by a third-country national or a stateless person, and otherwise to facilitate the application of Regulation (EU) ~~No~~ **XXX/XXX [*Regulation on***		(a) **improve the support to the asylum system, including by assisting** […] in determining which Member State is to be responsible pursuant to Regulation (EU) **No 604/2013** […] for examining an application for international protection **lodged** […] in a Member State by a third-country national or a stateless person, and otherwise to facilitate the application of Regulation (EU) **No 604/2013** […] under the	

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	Asylum and Migration Management] under the conditions set out in this Regulation;		conditions set out in this Regulation;	
47.	(b) assist with the application of Regulation (EU) XXX/XXX [*Resettlement Regulation*] under the conditions set out in this Regulation;	(b) assist with ***the identification of secondary movements of third-country nationals resettled in accordance with*** Regulation (EU) XXX/XXX [Resettlement Regulation] under the conditions set out in this Regulation;	(b) assist with **resettlement schemes […]**;	
48.	(c) assist with the control of ~~illegal~~ **irregular** immigration **to the Union** and with the **detection of** secondary movements within the Union and with the identification of illegally staying third-country nationals **and stateless persons** for determining the appropriate measures to be taken by Member States ~~including removal and repatriation of persons residing without authorisation~~;		(c) assist with the control of **irregular** […] immigration to the Union and with the detection of secondary movements within the Union and with the identification of illegally staying third-country nationals and stateless persons for determining the appropriate measures to be taken by Member States […];	
49.		***(ca) assist with the protection of child victims of trafficking in***		

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		human beings and the identification and protection of missing children;		
50.	(d) lay down the conditions under which Member States' designated authorities and the European Police Office (Europol) may request the comparison of ~~fingerprint and facial image~~ **biometric or alphanumeric** data with those stored in the Central System for law enforcement purposes for the prevention, detection or investigation of terrorist offences or of other serious criminal offences;	(d) lay down the conditions under which Member States' designated authorities and the European Police Office (Europol) may request the comparison of biometric or alphanumeric data with those stored in the Central System ***or in the Common Identity Repository (CIR),*** for law enforcement purposes for the prevention, detection or investigation of terrorist offences or of other serious criminal offences;	(d) lay down the conditions under which Member States' designated authorities and the **European Union Agency for Law Enforcement Cooperation** […] (Europol) may request the comparison of biometric or alphanumeric data with those stored in **the CIR and** the Central System for law enforcement purposes for the prevention, detection or investigation of terrorist offences or of other serious criminal offences;	
51.	(e) assist in the correct identification of persons registered in Eurodac under the conditions and for the objectives referred to in Article 20 of Regulation (EU) 2019/818 by storing identity data, travel document data and biometric data in the common identity		(e) assist in the correct identification of persons registered in Eurodac under the conditions and for the objectives referred to in Article 20 of Regulation (EU) 2019/818 by storing identity data, travel document data and biometric data in the […] **CIR** established by	

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	repository (CIR) established by that Regulation;		that Regulation;	
52.	(f) support the objectives of the European Travel Information and Authorisation System ('ETIAS') established by Regulation (EU) 2018/1240;	(f) support the ***sharing of information with*** the European Travel Information and Authorisation System ('ETIAS') established by Regulation (EU) 2018/1240;		
53.	(g) support the objectives of the Visa Information System (VIS) referred to in Regulation (EC) No 767/2008.	(g) support ***the sharing of information with*** the Visa Information System (VIS) referred to in Regulation (EC) No 767/2008***;***		
54.		***(ga) enable the production of statistics on persons seeking international protection, on persons arriving for the purposes of resettlement or humanitarian admission, and on persons granted and refused international protection in order to support evidence-based Union asylum and migration policy making.***		
55.			**(h) assist with the**	

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			implementation of the Directive 2001/55/EC.	
56.	2. Without prejudice to the processing of data intended for Eurodac by the Member State of origin in databases set up under the latter's national law, ~~fingerprint~~ **biometric** data and other personal data may be processed in Eurodac only for the purposes set out in this Regulation**,** ~~and~~ in Regulation (EU) ~~No~~ **XXX/XXX [*Regulation on Asylum and Migration Management]* and in Regulation (EU) XXX/XXX [*Resettlement Regulation*]** ~~[Article 34(1) of Regulation (EU) No 604/2013]~~.';	2. Without prejudice to the processing of data intended for Eurodac by the Member State of origin in databases set up under the latter's national law, biometric data and other personal data may be processed in Eurodac only for the purposes set out in this Regulation ***and*** in ***Regulations*** (EU) XXX/XXX [Regulation on Asylum and Migration Management]**,** (EU) XXX/XXX [Resettlement Regulation]***, (EU) 2019/818, (EU) XXX/XXX amending the [VIS Regulation] and (EU) 2018/1240***.';	2. Without prejudice to the processing of data intended for Eurodac by the Member State of origin in databases set up under the latter's national law, biometric data and other personal data may be processed in Eurodac only for the purposes set out in this Regulation**,** in Regulation (EU) No **604/2013, in Regulation (EU) 2019/818, in Regulation (EU) 2018/1240 and in Regulation (EC) No 767/2008** […].';	
57.		***2 a. This Regulation fully respects human dignity and the fundamental rights in full compliance with the Charter of Fundamental Rights of the European Union, including the right to respect for one's private life, the right to the protection of personal data, the right to asylum,***		

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		the right to non-refoulement, and the prohibition of torture, inhuman or degrading treatment. In that respect, the processing of personal data in accordance with this Regulation shall not lead to any kind of discrimination.		
58.		***2 b. The best interests of the child shall be a primary consideration in the application of this Regulation. That includes implementing the relevant provisions and child rights safeguards when applying this Regulation to a person who declares that he or she is a child or, depending on the case, a person regarding whom there are reasons to believe that he or she is a child and for whom no supporting proof of age is available. In the event of uncertainty in relation to the age of a person who has declared that he or she is a child, the authorities shall accord the that person the benefit of the doubt. That means***		

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		that if it is possible that that person is under 6 years old, the authorities shall treat that person as such.		
59.		***2 c. Where the Eurodac data pertain to a child under the age of fourteen, those data shall only be used for law enforcement purposes, with the exception of purposes relating to child trafficking, where there is additional evidence that demonstrates that those data are relevant for the prevention, detection or investigation of terrorist offences or of other serious criminal offences.***		
60.		***2 d. Children shall not be detained for the purpose of determining or verifying their identity or taking their biometric data independent of their age and whether they are unaccompanied or accompanied by their families. Community-based, non-custodial alternatives to detention shall be used where children and their***		

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		families are concerned.		
61.	(10) Article 3 is amended as follows:			
62.		***(-a) in paragraph 1, the following point is inserted:***		
63.		***(a a) 'resettled third-country national or stateless person' means a third-country national or stateless person who, following a resettlement procedure in accordance with national law or with [Regulation (EU) XXX/XXX] [Resettlement Regulation], arrives on the territory of the Member State of resettlement;***		
64.	(a) in point (b) of paragraph 1, the following point (iv) is added:		**(aa) in paragraph 1, point b), points (vi) and (vii) are added :**	
65.	**'(iv) in relation to a person covered by Article 14a(1), the Member State which transmits the personal data to the Central System and to the Common Identity Repository and receives**		*modified numbering (vi)*	

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	the results of the comparison;';			
66.			**(vii) in relation to a person covered by Article 14c(1), the Member State which transmits the personal data to the Central System and to the Common Identity Repository and receives the results of the comparison;**	
67.	(b) in paragraph 1, the following points (p), (q) and (r) are added:		(b) in paragraph 1, the following points (**ea**), **(eb),** (**t**), (**u**) and (**v**) […] are added:	
68.			**(ea) "search and rescue operations" means operations of search and rescue as referred to in the 1979 International Convention on Maritime Search and Rescue adopted in Hamburg, Germany on 27 April 1979;**	
69.			**(eb) 'beneficiary of temporary protection' means a person who enjoys temporary protection as defined in Article 2(a) of Directive (EC) 2001/55 and in the**	

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			Council Implementing Decision introducing temporary protection, or any other equivalent national protection introduced in response to the same event as that Council Implementing Decision;	
70.	**‘(p) “CIR” means the common identity repository as defined in Article 17 of Regulation (EU) 2019/818;**	(p) “CIR” means the common identity repository as defined in Article 17 of Regulation (EU) 2019/818***, which shall replace the Central System of Eurodac to the extent that it stores the personal data referred to in Article 18 of that Regulation;***	(**t**) “CIR” means the common identity repository as **established by** […] Article 17 **(1)** of Regulation (EU) 2019/818;	
71.	**(q) “identity data” means the data referred to in Article 12(c) to (f) and (h), Article 13(2) (c) to (f) and (h), Article 14(2) (c) to (f) and (h) and Article 14a(c) to (f) and (h);**		(**u**) “identity data” means the data referred to in Article 12**(1)**(c) to (f) and (h), Article 13(2) (c) to (f) and (h), Article 14(2) (c) to (f) and (h), **Article 14a(2)(c) to (f) and (h), and Article 14c(2) (c) to (f) and (h)**;	
72.	**(r) “dataset” means the set of information recorded in Eurodac on the basis of Articles 12, 13, 14 or 14a, corresponding to one set**		(**v**) “dataset” means the set of information recorded in Eurodac on the basis of Articles 12, 13, 14, 14a **or 14c**, corresponding to one	

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	of fingerprints of a data subject and composed of biometric data, alphanumeric data and, where available, a scanned colour copy of an identity or travel document.';		set of fingerprints of a data subject and composed of biometric data, alphanumeric data and, where available, a scanned colour copy of an identity or travel document.';	
73.		***(ra) "child" means child within the meaning of the 1989 United Nations Convention on the Rights of the Child.***		
74.	(11) Article 4 is replaced by the following:			
75.	*'Article 4*			
76.	**System architecture and basic principles**			
77.	1. Eurodac shall consist of:			
78.	(a) a Central System composed of:			
79.	(i) a Central Unit,			

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80.	(ii) a Business Continuity Plan and System;			
81.	(b) a communication infrastructure between the Central System and Member States that provides a secure and encrypted communication channel for Eurodac data ("Communication Infrastructure");			
82.	**(c) the common identity repository (CIR) as referred to in Article 17(2) of Regulation 2019/818;**	(c) the common identity repository (CIR) as referred to in Article 17(2) of Regulation 2019/818***, which shall replace the Central System to the extent that it stores the personal data referred to in Article 18 of that Regulation;***	(c) the CIR […] as referred to in Article **3(t)** […];	
83.	**(d) a secure communication infrastructure between the Central System and the central infrastructures of the European search portal, the shared biometric matching service, the CIR and the multiple-identity detector established by Regulation 2019/818.**			

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84.	**2. The CIR shall contain the data referred to in Article 12, points (a) to (f), (h) and (i), Article 13(2) (a) to (f), (h), and (i), Article 14(2) (a) to (f), (h) and (i) and Article 14a(a) to (f), (h) and (i). The remaining Eurodac data shall be stored in the Central System.**	2. The CIR shall contain the ***personal*** data referred to in Article 12, points (a) to (f), (h) and (i), Article 13(2) (a) to (f), (h), and (i), Article 14(2) (a) to (f), (h) and (i) and Article 14a(a) to (f), (h) and (i). The remaining Eurodac data shall be stored in the Central System.	2. The CIR shall contain the data referred to in Article 12 **(1)** (a) to (f) **and** (h) and **(ha)**, […] Article 13(2) (a) to (f), (h) and **(ha)** […], Article 14(2) (a) to (f), (h) and **(ha)** […]**Article 14a (2) (a) to (f) and (h) and (2a) (a), and Article 14c (2) (a) to (f), (h) and (i)**. The remaining Eurodac data shall be stored in the Central System.	
85.	~~2~~**3**. The Eurodac Communication Infrastructure will be using the existing 'Secure Trans European Services for Telematics between Administrations' (TESTA) network. ~~A separate virtual private network dedicated to the EURODAC shall be established on the existing TESTA private virtual network to ensure the logical separation of EURODAC data from other data~~. **In order to ensure confidentiality, personal data transmitted to or from Eurodac shall be encrypted.**			
86.	~~3~~**4**. Each Member State shall have a single National Access Point.			

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	Europol shall have a single Europol access point.			
87.	~~4~~**5**. Data on persons covered by Articles 10(1), 13(1), 14(1) **and 14a(1)** which are processed in the Central System shall be processed on behalf of the Member State of origin under the conditions set out in this Regulation and separated by appropriate technical means.	5. Data on persons covered by Articles 10(1), 13(1), 14(1) and 14a(1) which are processed in the Central System shall be processed on behalf of the Member State of origin under the conditions set out in this Regulation ***in accordance with Regulation (EU) 2016/679, Regulation (EU) 2018/1725 or Directive (EU) 2016/680 as appropriate, and shall be*** separated by appropriate technical means.	5. Data on persons covered by Articles 10(1), 13(1)**,** 14(1), 14a(1) **and 14c(1)** which are processed in the Central System shall be processed on behalf of the Member State of origin under the conditions set out in this Regulation and separated by appropriate technical means.	
88.	**6. All datasets registered in Eurodac corresponding to the same third country national or stateless person shall be linked in a sequence. Where a search is launched with the fingerprints in the dataset of a third-country national or stateless person and a hit is obtained against at least one other set of fingerprints in another dataset corresponding to that same third country national or stateless person, Eurodac shall**	6. All datasets registered in Eurodac corresponding to the same third country national or stateless person shall be linked in a sequence. Where ***an automatic comparison is carried out in accordance with Articles 15 and 16*** and a hit is obtained against at least one other set of ***fingerprint and facial image data, or facial image data alone,*** in another dataset corresponding to that same third country national or stateless	6. All datasets registered in Eurodac corresponding to the same third country national or stateless person shall be linked in a sequence. Where a search is launched with the fingerprints in the dataset of a third-country national or stateless person and a hit is obtained against at least one other set of fingerprints in another dataset corresponding to that same third country national or stateless person, Eurodac shall automatically	

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	automatically link those datasets on the basis of the fingerprints comparison. If necessary, the comparison of fingerprints shall be checked and confirmed by a fingerprint expert in accordance with Article 26. When the receiving Member State confirms the hit, it shall send a notification to eu-LISA that will confirm the linking.	person, Eurodac shall automatically link those datasets on the basis of the comparison. ***However, the access that the designated national authorities and the authorised agencies of the Union have to Eurodac shall be limited in time and restricted to the data relevant for the specific performance of their tasks. Moreover, in the event of any doubt, an expert shall check, in accordance with Article 26(4) and (5), the result of an automatic comparison carried out in accordance with Articles 15 and 16. Where a dataset registered in Eurodac is deleted, the existence of a link to that dataset shall also be deleted automatically.*** When the receiving Member State confirms the hit, it shall send a notification to eu-LISA that will confirm the linking.	link those datasets on the basis of the fingerprints comparison. **Where** […] necessary, the comparison of fingerprints shall be checked and confirmed by a fingerprint expert in accordance with Article 26. When the receiving Member State confirms the hit, it shall send a notification to eu-LISA that will confirm the linking.	
89.	~~5~~**7**. The rules governing Eurodac shall also apply to operations carried out by the Member States as from the transmission of data to the	1. The rules governing Eurodac shall also apply to operations carried out by the Member States as from the		

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	Central System until use is made of the results of the comparison.';	transmission of data to the Central System ***or the CIR*** until use is made of the results of the comparison.';		
90.		***(11a) Article 5(1) is replaced by the following:***		
91.		***1. Prior to the start of the operational use of Eurodac, the security framework for the Eurodac's business and technical environment shall be properly updated, in accordance with Article 33 of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1a] .eu-LISA, shall be responsible for the operational management of Eurodac.*** ***[1a] Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free***		

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		movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39).		
92.	(12) the following Articles 8a, 8b, 8c and 8d are inserted:			
93.	*'Article 8a*			
94.	**Interoperability with ETIAS**			
95.	**1. From [the date of application of this Regulation], the Central System of Eurodac shall be connected to the European search portal referred to in Article 6 of Regulation (EU) 2019/818 in order to enable the automated processing referred to in Article 11 of Regulation (EU) 2018/1240.**	1. From [the date of application of this Regulation], the Eurodac ***component of the CIR*** shall be connected to the European search portal referred to in Article 6 of Regulation (EU) 2019/818 in order to enable the automated processing referred to in Article 11 of Regulation (EU) 2018/1240.		
96.	**2. The automated processing referred to in Article 11 of Regulation (EU) 2018/1240 shall enable the verifications provided for in Article 20 and the**	2. The automated processing referred to in Article ***20*** of Regulation (EU) 2018/1240 shall enable the verifications provided for in Article 20 and the subsequent		

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	subsequent verifications of Articles 22 and 26 of that Regulation.	verifications of Articles 22 and 26 of that Regulation.		
97.	**For the purpose of carrying out the verifications referred to in Article 20(2)(k) of Regulation (EU) 2018/1240, the ETIAS Central System shall use the European search portal, to compare the data in ETIAS with the data in Eurodac collected on the basis of Articles 12, 13, 14 and 14a of this Regulation corresponding to individuals having left or having been removed from the territory of the Member States in compliance with a return decision or removal order and using the correspondences listed in the table in Annex II of this Regulation.**	For the purpose of carrying out the verifications referred to in Article 20(2)(k) of Regulation (EU) 2018/1240, the ETIAS Central System shall use the European search portal, to compare the data in ETIAS with the data in Eurodac collected on the basis of Articles 12, 13, 14 and 14a of this Regulation ***in a read-only format,*** corresponding to individuals having left or having been removed from the territory of the Member States in compliance with a return decision or removal order and using the correspondences listed in the table in Annex II of this Regulation.	For the purpose of carrying out the verifications referred to in Article 20(2)(k) of Regulation (EU) 2018/1240, the ETIAS Central System shall use the European search portal, to compare the data in ETIAS with the data in Eurodac collected on the basis of Articles 12, 13**,** 14, 14a **and 14c** […] **of this Regulation using the data categories listed in Annex I** of this Regulation corresponding to individuals having left or having been removed from the territory of the Member States in compliance with a return decision or removal order […].	
98.	**The verifications shall be without prejudice to the specific rules provided for in Article 24(3) of Regulation (EU) 2018/1240.**			

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99.	*Article 8b*			
100.	**Conditions for access to Eurodac for the manual processing by ETIAS National Units**			
101.	**1. Consultation of Eurodac by ETIAS National Units shall be carried out by means of the same alphanumerical data as those used for the automated processing referred to in Article 8a.**			
102.	**2. For the purposes of Article 1(1)(f), the ETIAS National Units, shall have access to and may consult the Eurodac, in a read-only format, for the purpose of examining applications for travel authorisation. In particular, the ETIAS National Units may consult the data referred to in Articles 12, 13, 14 and 14a.**	2. ***T***he ETIAS National Units, shall have ***temporary*** access to consult the Eurodac, in a read-only format, for the purpose of examining applications for travel authorisation. In particular, the ETIAS National Units may consult the data referred to in Articles 12, 13, 14 and 14a.	2. For the purposes of Article 1(1)(f), the ETIAS National Units, shall have access to and may consult the Eurodac, in a read-only format, for the purpose of examining applications for travel authorisation. In particular, the ETIAS National Units may consult the data referred to in Articles 12, 13**,** 14, 14a **and 14c**.	

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103.	**3. Following consultation and access pursuant to paragraphs 1 and 2 of this Article the result of the assessment shall be recorded only in the ETIAS application files.**			
104.	*Article 8c*			
105.	**Access to Eurodac by the competent visa authorities**			
106.	For the purpose of manually verifying hits triggered by the automated queries carried out by the Visa Information System in accordance with Articles [9a and 9c] of Regulation (EC) No 767/2008 and examining and deciding on visa applications in accordance with Article 21 of Regulation (EC) No 810/2009 of the European Parliament and of the Council[1], the competent visa authorities shall have ***temporary*** access to Eurodac to consult data in a read-only format.	For the purpose of manually verifying hits triggered by the automated queries carried out by the Visa Information System in accordance with Articles [9a and 9c] of Regulation (EC) No 767/2008 and examining and deciding on visa applications in accordance with Article 21 of Regulation (EC) No 810/2009 of the European Parliament and of the Council[1], the competent visa authorities shall have ***temporary*** access to Eurodac to consult data in a read-only format.		

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		[1] Regulation (EC) No 810/2009 of the European Parliament and of the Council of 13 July 2009 establishing a Community Code on Visas (Visa Code), OJ L 243, 15.9.2009, p. 1–58		
107.		***Article 8ca***		
108.		***Access to Eurodac by the European Border and Coast Guard Standing Corps Teams and Asylum Support Teams***		
109.		***1. For the purpose of implementing the tasks laid down in Article 40(4) and Article 55(7) of Regulation (EU) 2019/1896 and Article 16 of Regulation (EU) XXX [EU Agency for Asylum Regulation] members of the European Border and Coast Guard standing corps deployed through border management teams, migration management support teams and return teams and of the asylum support teams of the European Union Agency for***		

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		Asylum ('Agencies' teams') may access Eurodac in order to take and transmit biometric and alphanumeric data in accordance with Articles 10(3), 12a(2), 13(7) and 14a(7) of this Regulation.		
110.		***2. Members of the Agencies' teams shall only process data referred to in paragraph 1 where requested by the Member State hosting the operation in question and in accordance with the operational plan agreed between that Member State and the European Border and Coast Guard Agency or the European Union Agency for Asylum, as applicable.***		
111.		***3. When processing Eurodac data, members of the Agencies' teams shall act on behalf and under the instructions of the competent authorities of the host Member State as laid down in the operational plan. Regulation (EU) 2018/1725, in particular the obligations laid down in that***		

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		Regulation relating to data processors, shall apply. In accordance with Article 30(6) of Regulation (EU) 2021/2303, Regulation (EU) 2016/679 shall apply to members of the Asylum Support Teams.		
112.	*Article 8d*			
113.	**Interoperability with the Visa Information System**			
114.	**From the [date of application of the Regulation (EU) XXX/XXX amending the VIS Regulation], as provided for in Article [9] of that Regulation, Eurodac shall be connected to the European search portal referred to in Article 6 of Regulation (EU) 2019/817 in order to enable the automated processing referred to in Article [9a] of Regulation (EC) No 767/2008 in order to query Eurodac and compare the relevant data in the Visa Information System with the**	From the [date of application of the Regulation (EU) XXX/XXX amending the VIS Regulation], as provided for in Article [9] of that Regulation, Eurodac shall be connected to the European search portal referred to in Article 6 of Regulation (EU) 2019/817 in order to enable the automated processing referred to in Article [9a] of Regulation (EC) No 767/2008 and ***therefore*** to query Eurodac and compare the relevant data in the Visa Information System with the relevant data in Eurodac. The		

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	relevant data in Eurodac. The verifications shall be without prejudice to the specific rules provided for in Article 9(b) of Regulation 767/2008.';	verifications shall be without prejudice to the specific rules provided for in Article 9(b) of Regulation 767/2008.';		
115.	(13) Article 9 is replaced by the following:			
116.	*'Article 9*			
117.	**Statistics**			
118.	1. eu-LISA shall draw up statistics on the work of the Central System every month indicating in particular:	1. eu-LISA shall draw up statistics on the work of the Central System ***and the CIR*** every month indicating in particular:	1. eu-LISA shall draw up statistics on the work of the **CIR and** Central System every month indicating in particular:	
119.	**(a) the number of applicants and the number of first-time applicants resulting from the linking process referred to in Article 4(6);**			
120.	**(b) the number of rejected applicants resulting from the linking process referred to in Article 4(6) and pursuant to**	(b) the number of rejected applicants resulting from the linking process referred to in Article 4(6) and pursuant to Article	(b) the number of rejected applicants resulting from the linking process referred to in Article 4(6) and pursuant to Article	

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	Article 12(za);	***12(x)***;	12**(1a)(h)** […];	
121.			**(ba) the number of persons disembarked following search and rescue operations;**	
122.	(~~a~~**c**) the number of data sets transmitted on persons referred to in Articles 10(1), 13(1)**,** ~~and~~ 14(1) **and 14a(1);**	(c) the number of data sets transmitted on persons referred to in Articles 10(1), 13(1) ***in so far as such persons are not covered by the datasets referred to in Article 10(1),*** and 14(1) ***in so far as such persons are not covered by the datasets referred to in Article 10 (1)***, and 14a(1);	(**c**) the number of data sets transmitted on persons referred to in Articles 10(1), 13(1) […], 14(1), 14a(1) **and 14c(1);**	
123.	(~~b~~**d**) the number of hits for persons referred to in Article 10(1):			
124.	**(i) for whom an application for international protection was registered** ~~who have subsequently lodged an application for international protection~~ in another Member State,		(i) **who have lodged** […] an application for international protection […] **in a Member State**,	

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125.	**(ii)** who were apprehended in connection with the irregular crossing of an external border, ~~and~~			
126.	**(iii)** who were ~~found~~ illegally staying in a Member State,			
127.	**(iv) who were disembarked following a search and rescue operation**;	***deleted***		
128.		***(iv a) who have been granted international protection in a Member State;***		
129.		***(iv b) who were minors at the time the dataset was registered in Eurodac;***		
130.			**(v) who were registered as a beneficiary of temporary protection in a Member State;**	
131.	(~~e~~**e**) the number of hits for persons referred to in Article 13(1):			
132.	**(i) for whom an application for international protection was registered** ~~who have subsequently~~		(i) **who have lodged** […] an application for international protection **in a Member State**	

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	~~lodged an application for international protection~~,		[…],	
133.	**(ii)** who were apprehended in connection with the irregular crossing of an external border, ~~and~~			
134.	**(iii)** who were ~~found~~ illegally staying in a Member State;			
135.	**(iv) who were disembarked following a search and rescue operation;**	***deleted***		
136.		***(iv a) who have been granted international protection in a Member State;***		
137.		***(iv b) who were minors at the time the dataset was registered in Eurodac;***		
138.			**(v) who were registered as a beneficiary of temporary protection in a Member State;**	
139.	(~~d~~**f**) the number of hits for persons referred to in Article 14(1):			

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140.	**(i)** **for whom an application for international protection was registered** ~~who have subsequently lodged an application for international protection~~ in another Member State,		(i) **who have lodged** […] an application for international protection **in a Member State**,	
141.	**(ii)** who were apprehended in connection with the irregular crossing of an external border, ~~and~~			
142.	**(iii)** who were ~~found~~ illegally staying in a Member State,			
143.	**(iv) who were disembarked following a search and rescue operation;**	***deleted***		
144.		***(iv a) who have been granted international protection in a Member State;***		
145.		***(iv b) who were minors at the time the dataset was registered in Eurodac;***		
146.			**(v) who were registered as a beneficiary of temporary**	

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			protection in a Member State;	
147.	**(g) the number of hits for persons referred to in Article 14a(1):**			
148.	**(i) for whom an application for international protection was registered,**		**(i) who have lodged** […] an application for international protection **in a Member State**,	
149.	**(ii) who were apprehended in connection with the irregular crossing of an external border,**			
150.	**(iii) who were illegally staying in a Member State,**			
151.	**(iv) who were disembarked following a search and rescue operation;**	***deleted***		
152.		***(iv a) who have been granted international protection in a Member State;***		
153.		***(iv b) who were minors at the time the dataset was registered in Eurodac;***		

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154.			**(v) who were registered as a beneficiary of temporary protection in a Member State;**	
155.			**(ga) the number of hits for persons referred to in Article 14c(1):**	
156.			**(i) who have lodged an application for international protection in a Member State,**	
157.			**(ii) who were apprehended in connection with the irregular crossing of an external border,**	
158.			**(iii) who were illegally staying in a Member State,**	
159.			**(iv) who were disembarked following a search and rescue operation;**	
160.			**(v) who were registered as beneficiary of temporary protection in a Member State;**	

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161.	(~~e~~**h**) the number of ~~fingerprint~~ **biometric** data which the Central System had to request more than once from the Member States of origin because the ~~fingerprint~~ **biometric** data originally transmitted did not lend themselves to comparison using the computerised fingerprint **and facial image** recognition system**s**;			
162.	(~~f~~**i**) the number of data sets marked **and** unmarked ~~blocked and unblocked~~ in accordance with Article 19(1)**,** ~~and 17~~ (2), (3) and (4);			
163.	(~~g~~**j**) the number of hits for persons referred to in Article 19(1) and (4) for whom hits have been recorded under points ~~(b),~~ ~~(c)~~ ~~and~~ (d) **to (g)** of this Article;		(j) the number of hits for persons referred to in Article 19(1) and (4) for whom hits have been recorded under points (d) to **(ga)** […] of this Article;	
164.	(~~h~~**k**) the number of requests and hits referred to in Article 21(1);			
165.	(~~i~~**l**) the number of requests and hits referred to in Article 22(1);			

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166.	(~~j~~**m**) the number of requests made for persons referred to in Article 31;	(m) the number of requests made ***in accordance with*** Article 31;		
167.	(~~h~~**n**) the number of hits received from the Central System as referred to in Article 26(6).			
168.	2. The monthly statistical data for persons referred to in paragraph 1(a) to ~~(h)~~ **(n)** shall be published each month. At the end of each year, the yearly statistical data for persons referred to in paragraph 1(a) to ~~(h)~~ **(n)** shall be published by eu-LISA. The **statistical data** shall ~~contain a breakdown of data for each Member State~~ **be broken down by Member State. The statistical data for persons referred to in paragraph 1 (c) shall, where possible, be broken down by year of birth and sex.**	2. The monthly statistical data for persons referred to in paragraph 1(a) to (n) shall be published each month. At the end of each year, the yearly statistical data for persons referred to in paragraph 1(a) to (n) shall be published by eu-LISA. The statistical data shall be broken down by Member State. The statistical data for persons referred to in paragraph 1 (c) shall, where possible, be broken down by year of birth and sex. ***All data concerning persons shall be anonymised and the production of statistical data shall be conditional upon provisions on the possible rectification of incorrect data.***		
169.	**3. For the purpose of supporting**	3. For the purpose of	3. For the purpose of supporting the	

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	the objective referred to in Article 1(c), eu-LISA shall produce monthly cross-system statistics. Those statistics shall not allow for the identification of individuals and will use data from Eurodac, the Visa Information System, ETIAS and the Entry/Exit System.	supporting the objective referred to in Article 1(c) ***and Article 1(h)***, eu-LISA shall produce monthly cross-system statistics. Those statistics shall not allow for the identification of individuals and will use data from Eurodac, the Visa Information System, ETIAS**,** and the Entry/Exit System.	objective referred to in Article 1(c), eu-LISA shall produce monthly cross-system statistics. Those statistics shall not allow for the identification of individuals and will use data from Eurodac, the Visa Information System, ETIAS and the **EES**.	
170.	**These statistics shall be made available to the Commission, to the [European Union Agency for Asylum], to the European Border and Coast Guard Agency and to the Member States. The Commission shall, by means of implementing acts, specify the content of the monthly cross-system statistics. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 41a(2).**	These statistics shall be made available to the Commission, to the ***European Parliament, to Member States and to the relevant Union agencies, in particular the*** [European Union Agency for Asylum], the European Border and Coast Guard Agency ***and Europol***. The Commission shall, by means of implementing acts, specify the content of the monthly cross-system statistics. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 41a(2). ***Cross-system statistics shall not be used in connection with individuals, shall not allow***		

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		for the identification of individuals and shall not be used to deny access to the territory of the Union.		
171.	~~3~~4. At the request of the Commission, eu-LISA shall provide it with statistics on specific aspects ~~for research and analysis purposes without allowing for individual identification as well as the possibility to produce regular statistics pursuant to paragraph 1. These statistics shall be shared with other Justice and Home Affairs Agencies if they are relevant for the implementation of their tasks~~ **related to the application of this Regulation as well as the statistics pursuant to paragraph 1 and shall, upon request, make them available to a Member State <u>and to the [European Union Agency for Asylum].</u>**	4. At the request of the Commission, eu-LISA shall provide it with statistics on specific aspects related to the application of this Regulation as well as the statistics pursuant to paragraph 1 and shall, upon request, make them available to a Member State***, to the European Parliament*** and to the ***relevant Union agencies, in particular the*** [European Union Agency for Asylum]***, the European Border and Coast Guard Agency and Europol***.		
172.	**<u>5. eu-LISA shall store the data referred to in paragraphs 1 to 4 of this Article, which shall not allow for the identification of</u>**	5. eu-LISA shall store ***for no longer than five years*** the data referred to in paragraphs 1 to 4 of this Article, which shall not***, under***		

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	individuals, for research and analysis purposes, thus enabling the authorities referred to in paragraph 3 of this Article to obtain customisable reports and statistics in the central repository for reporting and statistics referred to in Article 39 of Regulation (EU) 2019/818.	***any circumstance,*** allow for the identification of individuals, for research and analysis purposes**.**		
173.	**6. Access to the central repository for reporting and statistics referred to in Article 39 of Regulation (EU) 2019/818 shall be granted to eu-LISA, to the Commission, to the [European Union Agency for Asylum] and to the authorities designated by each Member State in accordance with Article 28(2). Access may also be granted to authorised users of other Justice and Home Affairs Agencies if such access is relevant for the implementation of their tasks.**’;	6. Access to the central repository for reporting and statistics referred to in Article 39 of Regulation (EU) 2019/818 shall be granted to eu-LISA, to the Commission and to the authorities designated by each Member State in accordance with Article 28(2). Access may also be granted to authorised users of ***the relevant*** Justice and Home Affairs ***Union agencies, in particular to the [European Union Agency for Asylum], to the European Border and Coast Guard Agency and to Europol,*** if such access is relevant for the implementation of their tasks.		

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174.		***6 a. To ensure the accuracy of data collected and the quality of statistics produced, the production of statistical data shall be accompanied by strict rules requiring Member States to rectify incorrect data within specified deadlines.***		
175.	(14) Article 10 is replaced by the following:			
176.	*'Article 10*			
177.	**Collection and transmission of biometric data**			
178.	1. Each Member State shall ~~promptly~~ take the ~~fingerprints of all fingers and capture a facial image~~ **biometric data** of every applicant for international protection of at least six years of age **during the screening as referred to in Regulation (EU) XXX/XXX [*Screening Regulation*] or, where the biometric data could not be**	1. Each Member State shall***, in a protection-sensitive manner*** take the biometric data of every applicant for international protection of at least six years of age***:***	1. Each Member State shall take the biometric data of every applicant for international protection of at least six years of age […]:	

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	taken during the screening or where the applicant was not subject to screening, upon the registration of the application for international protection referred to in Article 27 of Regulation (EU) No XXX/XXX [*Asylum Procedure Regulation*] and shall, as soon as possible and no later than 72 hours **after the biometric data have been taken** ~~after the lodging of his or her application for international protection, as defined by Article [21(2)] of Regulation (EU) No~~, transmit them together with the data referred to in Article 12 (c) to (p) of this Regulation to the Central System **and to the CIR as appropriate in accordance with Article 4(2).**			
179.		***(a)*** upon the registration of the application for international protection referred to in Article 27 of Regulation (EU) No XXX/XXX [Asylum Procedure Regulation]***;***	**(a) promptly,** and shall, as soon as possible and no later than 72 hours **after the lodging of his or her application for international protection, as defined by Article 20(2) of Regulation (EU) No 604/2013** […], transmit them	

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			together with the **other** data referred to in Article 12**(1)** […] of this Regulation to the Central System and to the CIR as appropriate in accordance with Article 4(2)**; or**	
180.		***(b) upon the making of the application for international protection**, **where the application is made at a border crossing point or in a transit zone by a person who does not fulfil the entry conditions set out in Article 6 of Regulation (EU) 2016/399***.	**(b) upon the making of the application for international protection, where the application is made at external border crossing points or in transit zones by a person who does not fulfil the entry conditions as set out in Article 6 of Regulation (EU) 2016/399, and shall, as soon as possible and no later than 72 hours after the biometric data have been taken transmit them together with the data referred to in Article 12 (1) of this Regulation to the Central System and to the CIR as appropriate in accordance with Article 4(2).**	
181.		***Each Member State*** shall, as soon as possible ***but*** no later than 72 hours after the biometric data ***of the applicant for international***		

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		protection have been taken, transmit them together with the data referred to in Article 12***(1)*** to the Central System and to the CIR**,** as appropriate**,** in accordance with Article 4(2).		
182.	**Where Article 3(1) of Regulation (EU) XXX/XXX [*Screening Regulation*] applies and the person applies for international protection during screening, for every applicant for international protection of at least six years of age, each Member State shall use the biometric data taken during screening and transmit them together with the data referred to in Article 12 (c) to (p) of this Regulation to the Central System and to the CIR as appropriate in accordance with Article 4(2), no later than 72 hours from the registration of the application referred to in Article 27 of Regulation (EU) XXX/XXX [*Asylum Procedure Regulation*].**		*deleted*	

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183.	Non-compliance with the 72-hour time-limit shall not relieve Member States of the obligation to take and transmit the ~~fingerprints~~ **biometric data** to the ~~Central System~~ **CIR.** Where the condition of the fingertips does not allow the taking of the fingerprints of a quality ensuring appropriate comparison under Article 26, the Member State of origin shall retake the fingerprints of the applicant and resend them as soon as possible and no later than 48 hours after they have been successfully retaken.			
184.	2. By way of derogation from paragraph 1, where it is not possible to take the ~~fingerprints and facial image~~ **biometric data** of an applicant for international protection on account of measures taken to ensure his or her health or the protection of public health, Member States shall take and send such ~~fingerprints and facial image~~ **biometric data** as soon as possible and no later than 48 hours after			

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	those health grounds no longer prevail.			
185.	In the event of serious technical problems, Member States may extend the 72-hour time-limit in paragraph 1 by a maximum of a further 48 hours in order to carry out their national continuity plans.			
186.	3. ~~Fingerprint~~ **Where requested by the Member State concerned, the biometric** data may also be taken and transmitted **on behalf of that Member State** by members of the European Border and Coast Guard Teams or ~~by Member State asylum~~ experts **of the asylum support teams** when exercising powers and performing their tasks in accordance with Regulation ~~on the European Border [and Coast] Guard and repealing Regulation (EC) No 2007/2004, Regulation (EC) No 863/2007 and Council Decision 2005/267/EC] and [Regulation (EU) No. 439/2010]~~ **(EU) 2019/1896 and Regulation (EU) XXX/XXX [*EU Agency for***	3. Where requested by the Member State concerned, the biometric ***and alphanumeric*** data may also be taken and transmitted on behalf of that Member State by ***specifically trained*** members of the European Border and Coast Guard Teams or experts of the asylum support teams when exercising powers and performing their tasks in accordance with Regulation (EU) 2019/1896 and Regulation (EU) XXX/XXX [EU Agency for Asylum Regulation].	3. Where requested by the Member State concerned, the biometric data may also be taken and transmitted on behalf of that Member State by members of the European Border and Coast Guard Teams or experts of the asylum support teams when exercising powers and performing their tasks in accordance with Regulation (EU) 2019/1896 and Regulation (EU) **2021/2303**.	

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	Asylum Regulation].			
187.	**4. Each data set collected and transmitted in accordance with paragraph 1 shall be linked with other sets of data corresponding to the same third country national or stateless person in a sequence as set out in Article 4(6).**';	4. Each data set collected and transmitted in accordance with paragraph 1 shall be linked with other sets of data corresponding to the same third country national or stateless person in a sequence as set out in Article 4(6) ***and respecting the limitations established therein;***		
188.			**4a. The fact that the application for international protection follows or is made simultaneously with the apprehension of the third-country national or stateless person in connection with the irregular crossing of the external borders does not exempt Member States to register those persons first in accordance with Article 13 of this Regulation.**	
189.			**4b. The fact that the application for international protection follows or is made simultaneously with the apprehension of the third-country national or stateless person illegally staying**	

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			on the territory of Member States, does not exempt Member States to register those persons first in accordance with Article 14 of this Regulation.	
190.			**4c. The fact that the application for international protection follows or is made simultaneously with the disembarkation following a search and rescue operation of the third-country national or stateless person does not exempt Member States to register those persons first in accordance with Article 14a of this Regulation.**	
191.			**4ca. The fact that an application for international protection follows or is made simultaneously with the registration of the beneficiary of temporary protection does not exempt Member States to register persons first in accordance with Article 14c of this Regulation.**	

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192.			**4d. In the cases foreseen in paragraphs 4a to 4ca […], the Member State may reuse the biometric data previously taken in accordance with Articles 13, 14, 14a and 14c of this Regulation for the recording in the Central System and in the CIR made pursuant to paragraph 1.**	
193.		***4a. The biometric data of minors from the age of six shall be taken by officials trained specifically to take a minor's biometric data in a child-friendly and child-sensitive manner and in full respect of the best interests of the child and the safeguards laid down in the United Nations Convention on the Rights of the Child.***		
194.		***The minor shall be accompanied by, where present, an adult family member while his or her biometric data are taken. An unaccompanied minor shall be accompanied by a***		

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		guardian, representative or, where a representative has not been designated, a person trained to safeguard the best interests of the minor and his or her general wellbeing, while his or her biometric data are taken. Such a trained person shall not be the official responsible for taking the biometric data, shall act independently and shall not receive orders either from the official or the service responsible for taking the biometric data.		
195.	(15) Article 11 is replaced by the following:			
196.	*'Article 11*			
197.	**Information on the status of the data subject**			
198.	**1. As soon as the Member State responsible has been determined in accordance with Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration***		1. As soon as the Member State responsible has been determined in accordance with Regulation (EU) No **604/2013**, […] the Member State that conducts the procedures	

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	***Management*]** **the Member State that conducts the procedures for determining the Member State responsible shall update its data set recorded pursuant to Article 12 of this Regulation regarding the person concerned by adding the Member State responsible.**		for determining the Member State responsible shall update its data set recorded pursuant to Article 12 of this Regulation regarding the person concerned by adding the Member State responsible.	
199.	**Where a Member State becomes responsible because there are reasonable grounds to consider the applicant a danger to national security or public order of that Member State in accordance with Article 8(4) of Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration Management]* it shall update its data set recorded pursuant to Article 12 of this Regulation regarding the person concerned by adding the Member State responsible.**		*deleted*	
200.	~~1~~**2**. The following information shall be sent to the Central System in order to be stored in accordance with Article 17 (1) for the purpose of transmission under Articles 15			

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	and 16:			
201.	(a) when an applicant for international protection or another person as referred to in Article ~~21(1)~~ **26 (1), points (b), (c) or (d)** ~~or (e)~~ of Regulation (EU) ~~No~~ **XXX/XXX [*Regulation on Asylum and Migration Management*]** arrives in the Member State responsible following a transfer pursuant to a take back notification as referred to in Article ~~26~~ **31** ~~thereof~~ **of that Regulation**, the Member State responsible shall update its data set recorded in conformity with Article 12 of this Regulation relating to the person concerned by adding his or her date of arrival;		(a) when an applicant for international protection or another person as referred to in Article **18 (1) point (d) […]** of Regulation (EU) **No 604/2013 […]** arrives in the Member State responsible following a transfer pursuant to a **decision acceding to a** take back **request […]** as referred to in Article […] **25 thereof […]**, the Member State responsible shall update its data set recorded in conformity with Article 12 of this Regulation relating to the person concerned by adding his or her date of arrival;	
202.	(b) when an applicant for international protection arrives in the Member State responsible following a transfer pursuant to a decision acceding to a take charge request according to Article ~~24~~ **30** of Regulation (EU) ~~No~~ **XXX/XXX [*Regulation on Asylum and***		(b) when an applicant for international protection arrives in the Member State responsible following a transfer pursuant to a decision acceding to a take charge request according to Article **22** […] of Regulation (EU) **No 604/2013 […]**, the Member State responsible	

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	Migration Management], the Member State responsible shall send a data set recorded in conformity with Article 12 of this Regulation relating to the person concerned and shall include his or her date of arrival;		shall send a data set recorded in conformity with Article 12 of this Regulation relating to the person concerned and shall include his or her date of arrival;	
203.	~~(c) when an applicant for international protection arrives in the Member State of allocation pursuant to Article 34 of Regulation (EU) No. […/…], that Member State shall send a data set recorded in conformity with Article 12 of this Regulation relating to the person concerned and shall include his or her date of arrival and record that it is the Member State of allocation~~;			
204.			**(c) as soon as the Member State of origin establishes that the person concerned whose data was recorded in Eurodac in accordance with Article 12 of this Regulation has left the territory of the Member States, it shall update its data set recorded in**	

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			conformity with Article 12 of this Regulation relating to the person concerned by adding the date when that person left the territory, in order to facilitate the application of Articles 19(2) and 20(5) of Regulation (EU) No 604/2013;	
205.	(~~d~~**c**) as soon as the Member State of origin ensures that the person concerned whose data was recorded in Eurodac in accordance with Article 12 of this Regulation has left the territory of the Member States in compliance with a return decision or removal order issued following the withdrawal or rejection of the application for international protection, it shall update its data set recorded in conformity with Article 12 of this Regulation relating to the person concerned by adding the date of his or her removal or when he or she left the territory;		(**d**) as soon as the Member State of origin ensures that the person concerned whose data was recorded in Eurodac in accordance with Article 12 of this Regulation has left the territory of the Member States in compliance with a return decision or removal order issued following the withdrawal or rejection of the application for international protection **as provided for in Article 19(3) of Regulation (EU) No 604/2013**, it shall update its data set recorded in conformity with Article 12 of this Regulation relating to the person concerned by adding the date of his or her removal or when he or she left the territory;	

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206.	~~(e) the Member State which becomes responsible in accordance with Article 19(1) of Regulation (EU) No […/…] shall update its data set recorded in conformity with Article 12 of this Regulation relating to the applicant for international protection by indicating that it has become the Member State responsible and by adding the date when the decision to examine the application was taken.~~			
207.	**3. Where responsibility shifts to another Member State, pursuant to Articles 27(1) and Article 58(3) of Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration Management*], the Member State that establishes that responsibility has shifted, or the Member State of relocation, shall indicate the Member State responsible.**		3. Where responsibility shifts to another Member State, pursuant to […] Regulation (EU) No **604/2013** […], the Member State that establishes that responsibility has shifted […] shall indicate the Member State responsible.	
208.	**4. Where paragraphs 1 or 3 of this Article or Article 19(6) apply,**		4. Where paragraphs 1 or 3 of this Article […] apply, the Central	

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	the Central System shall, as soon as possible and no later than within 72 hours, inform all Member States of origin of the transmission of such data by another Member State of origin having produced a hit with data which they transmitted relating to persons referred to in Article 10(1), 13(1), 14(1) or 14a(1). Those Member States of origin shall also update the Member State responsible in their corresponding data sets.';		System shall, as soon as possible and no later than within 72 hours, inform all Member States of origin of the transmission of such data by another Member State of origin having produced a hit with data which they transmitted relating to persons referred to in Article 10(1), 13(1), 14(1) or 14a(1). Those Member States of origin shall also update the Member State responsible in their corresponding data sets.';	
209.	(16) Article 12 is replaced by the following:			
210.	*'Article 12*			
211.	**Recording of data**			
212.	Only the following data shall be recorded in the Central System **and in the CIR as appropriate**:	Only the following data shall be recorded in the Central System ***or*** in the CIR**,** as appropriate***, in accordance with Article 4(2)***:	**1.** Only the following data shall be recorded in the Central System and in the CIR as appropriate **in accordance with Article 4(2)**:	

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213.	(a) fingerprint data;			
214.	(b) a facial image;			
215.	(c) surname(s) and forename(s), name(s) at birth and previously used names and any aliases, which may be entered separately;			
216.	(d) nationality(ies)			
217.	(e) ~~place and~~ date of birth;			
218.	**(f) place of birth;**			
219.	(~~f~~**g**) Member State of origin, place and date of the application for international protection; in the cases referred to in Article 11**2**(b), the date of application shall be the one entered by the Member State who transferred the applicant;			
220.	(~~g~~**h**) sex;			
221.	(~~h~~**i**) **where available, the** type and number of identity or travel document~~;~~ **the** three letter code of		*modified numbering*	

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	the issuing country and ~~validity~~ **expiry date**;			
222.	**(j) where available, a scanned colour copy of an identity or travel document along with an indication of its authenticity or, where unavailable, another document which facilitates the identification of the third-country national or stateless person along with an indication of its authenticity;**		*modified numbering*	
223.	(~~i~~**k**) reference number used by the Member State of origin;		*modified numbering*	
224.	~~(j) unique application number of the application for international protection pursuant to Article 22(2) of Regulation (EU) No. […/…];~~			
225.	**(l) the Member State responsible in the cases referred to in Article 11(1), (2) or (3);**		*deleted (moved to paragraph 1a(a))*	
226.	(~~k~~**m**) the Member State of ~~allocation~~ **relocation** in accordance		*deleted*	

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	with Article **14b(1)** ~~11(c)~~;			
227.	(~~l~~**n**) date on which the ~~fingerprints and/or facial image~~ **biometric data** were taken;		*modified numbering*	
228.	(~~m~~**o**) date on which the data were transmitted to the Central System **and to the CIR as appropriate**;	(o) ***the*** date on which the data were transmitted to the Central System and to the CIR**,** as appropriate***, in accordance with Article 4(2):***	*modified numbering*	
229.	(~~n~~**p**) operator user ID;		*modified numbering*	
230.			**1a. Additionally, where applicable and available, the following data shall be promptly recorded in the Central System and in the CIR, as appropriate in accordance with Article 4(2):**	
231.			**(a)** the Member State responsible in the cases referred to in Article 11(1), (2) or (3);	
232.	(~~o~~**q**) where applicable in ~~accordance with~~ **the cases referred to in** Article 11**(2)**(a), the date of the arrival of the person concerned		**(b) […]** in the cases referred to in Article 11(2)(a), the date of the arrival of the person concerned	

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	after a successful transfer;		after a successful transfer;	
233.	(~~p~~**r**) where applicable in ~~accordance with~~ **the cases referred to in** Article 11**(2)**(b), the date of the arrival of the person concerned after a successful transfer;		**(c) […]** in the cases referred to in Article 11(2)(b), the date of the arrival of the person concerned after a successful transfer;	
234.	~~(q) where applicable, in accordance with Article 11(c), the date of arrival of the person concerned after a successful transfer;~~			
235.			**(d) in the cases referred to in Article 11(2)(c), the date when the person concerned left the territory of the Member States;**	
236.	(~~r~~**s**) where applicable in ~~accordance with~~ **the cases referred to in** Article 11**(2)**(~~d~~**c**) , the date when the person concerned left or was removed from the territory of the Member States;		**(e) […]** in the cases referred to in Article 11(2)(**d**) , the date when the person concerned left or was removed from the territory of the Member States;	
237.	**(t) where applicable, in accordance with the cases referred to in Article 14b(2), the**		*deleted*	

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	date of arrival of the person concerned after a successful transfer;			
238.	~~(s) where applicable in accordance with Article 11(e), the date when the decision to examine the application was taken;~~			
239.	**(u) where there are indications that a visa was issued to the applicant, the Member State which issued or extended the visa or on behalf of which the visa has been issued and the visa application number;**		**(f) the fact** […] that a visa was issued to the applicant, the Member State which issued or extended the visa or on behalf of which the visa has been issued and the visa application number;	
240.	**(v) the fact that the person could pose a threat to internal security following the screening referred to in Regulation (EU) No XXX/XXX [*Screening Regulation*] or following an examination pursuant Article 8(4) of Regulation (EU) No XXX/XXX [*Regulation on Asylum and Migration Management*];**	(v) the fact that the person could pose a threat to internal security following an examination pursuant Article 8(4) of Regulation (EU) No XXX/XXX [Regulation on Asylum and Migration Management];	**(g)** the fact that the person could pose a threat to internal security following **any security checks** […]**;**	

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241.	**(x) where applicable, the fact that the application for international protection has been rejected where the applicant has no right to remain and has not been allowed to remain in a Member State pursuant to Regulation (EU) XXX/XXX [*Asylum Procedure Regulation*];**		**(h)** […] the fact that the application for international protection has been rejected where the applicant has no right to remain and has not been allowed to remain in a Member State pursuant to **Directive 2013/32/EU** […]**;**	
242.	**(z) where applicable, the fact that assistance for voluntary return and reintegration (AVRR) has been granted.**		**(i)** […] the fact that assistance for voluntary return and reintegration (AVRR) has been granted.	
243.	**2. A data set pursuant to paragraph 1 is considered created for the purpose of Article 27(1) of Regulation (EU) 818/2019 when all the data in points (a) to (f) and (h) are recorded.**’;		2. A data set pursuant to paragraph 1 is considered created **within the meaning** […] of Article 27(1) of Regulation (EU) 818/2019 when all the data in points (a) to (f) and (h) are recorded.’;	
244.		***3. The Member State of origin which concluded that the threat to internal security identified following an examination pursuant to Article 8(4) of***		

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		Regulation (EU) XXX/XXX (Regulation on Asylum and Migration Management) no longer applies shall delete the security flag from the dataset. The Central System shall, as soon as possible and no later than 72 hours after the deletion of the security flag by another Member State of origin having produced a hit with data which they transmitted relating to persons as referred to in Articles 13(1), 14(1) or 14a(1), inform all Member States of origin of that deletion. Those Member State of origin shall also delete the security flag in the corresponding dataset.		
245.		***Article 12 a***		
246.		***Collection and transmission of fingerprints and facial image data***		
247.		***1. Each Member State shall promptly take the fingerprints of all fingers and capture a facial image of every resettled third-country national or stateless person of at least six years of age***		

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		upon their arrival on its territory. Each Member State shall transmit such biometric data, together with the other data referred to in Article 10 of Regulation (EU) .../..., to the Central System.		
248.		***Where a Member State does not comply with the requirement to promptly take the biometric data of persons as referred to in the first subparagraph of this paragraph shall not be relieved of the obligation to take the biometric data and transmit them to the Central System. Where the condition of the fingertips does not allow the taking of the fingerprints of a quality ensuring appropriate comparison under Article 26, the Member State of resettlement shall retake the fingerprints of the applicant and resend them as soon as possible and no later than 48 hours after they have been successfully retaken.***		
249.		***2. By way of derogation from paragraph 1, where it is not***		

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		possible to take the fingerprints, the facial image, or both, of a resettled third-country national or stateless person on account of measures taken to ensure his or her health or the protection of public health, Member States shall take and send such fingerprints, facial image, or both, as soon as possible and no later than 48 hours after those health grounds no longer prevail.		
250.		***Article 12 b***		
251.		***Recording of data***		
252.		***Only the following data shall be recorded in the Central System:***		
253.		***(a) fingerprint data;***		
254.		***(b) a facial image;***		
255.		***(c) surname(s) and forename(s), name(s) at birth and previously used names and any aliases, which may be entered***		

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		separately;		
256.		***(d) nationality(ies);***		
257.		***(e) place and date of birth***		
258.		***(f) Member State of resettlement, place and date of the registration;***		
259.		***(g) sex;***		
260.		***(h) where applicable, the type and number of identity or travel document; three letter code of the issuing country and validity;***		
261.		***(i) reference number used by the Member State of origin;***		
262.		***(j) date on which the fingerprints and/or facial image were taken;***		
263.		***(k) date on which the data were transmitted to the Central System;***		
264.		***(l) operator user ID.***		

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265.	(17) Article 13 is replaced by the following:			
266.	*'Article 13*			
267.	**Collection and transmission of biometric data**			
268.	1. Each Member State shall promptly take the ~~fingerprints of all fingers and capture a facial image~~ **biometric data** of every third-country national or stateless person of at least six years of age who is apprehended by the competent control authorities in connection with the irregular crossing by land, sea or air of the border of that Member State having come from a third country and who is not turned back or who remains physically on the territory of the Member States and who is not kept in custody, confinement or detention during the entirety of the period between apprehension and removal on the basis of the decision to turn him or	1. Each Member State shall***, in a protection-sensitive manner*** promptly take the biometric data of every third-country national or stateless person of at least six years of age who is apprehended by the competent control authorities in connection with the irregular crossing by land, sea or air of the border of that Member State having come from a third country and who is not turned back or who remains physically on the territory of the Member States and who is not kept in custody, confinement or detention during the entirety of the period between apprehension and removal on the basis of the decision to turn him or her back.		

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	her back.			
269.	2. The Member State concerned shall, as soon as possible and no later than 72 hours after the date of apprehension, transmit to the Central System **and to the CIR as appropriate** the following data in relation to any third-country national or stateless person, as referred to in paragraph 1, who is not turned back:	2. The Member State concerned shall, as soon as possible and no later than 72 hours after the date of apprehension, transmit to the Central System ***or*** to the CIR**,** as appropriate***, in accordance with Article 4(2)*** the following data in relation to any third-country national or stateless person, as referred to in paragraph 1, who is not turned back:	2. The Member State concerned shall, as soon as possible and no later than 72 hours after the date of apprehension, transmit to the Central System and to the CIR as appropriate **in accordance with Article 4(2)** the following data in relation to any third-country national or stateless person, as referred to in paragraph 1, who is not turned back:	
270.	(a) fingerprint data;			
271.	(b) a facial image;			
272.	(c) surname(s) and forename(s), name(s) at birth and previously used names and any aliases, which may be entered separately;			
273.	(d) nationality(ies);			
274.	(e) ~~place and~~ date of birth;			
275.	**(f) place of birth;**			

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276.	(~~f~~**g**) Member State of origin, place and date of the apprehension;			
277.	(~~g~~**h**) sex;			
278.	(~~h~~**i**) **where available**, type and number of identity or travel document; three letter code of the issuing country and ~~validity~~ **expiry date**;		**(ha)** where available, **the** type and number of identity or travel document**, the** three letter code of the issuing country and expiry date;	
279.	**(j) where available, a scanned colour copy of an identity or travel document along with an indication of its authenticity or, where unavailable, another document which facilitates the identification of the third-country national or stateless person along with an indication of its authenticity;**		*modified numbering*	
280.	(~~i~~**k**) reference number used by the Member State of origin;		*modified numbering*	
281.	(~~j~~**l**) date on which the ~~fingerprints and/or facial image~~ **biometric data** were taken;		*modified numbering*	

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282.	(~~k~~**m**) date on which the data were transmitted to the Central System **and to the CIR as appropriate**;		*modified numbering*	
283.	(~~l~~**n**) operator user ID;		*modified numbering*	
284.			**2a. Additionally, where applicable and available, the following data shall be promptly transmitted to the Central System and the CIR, as appropriate in accordance with Article 4(2):**	
285.	(~~m~~**o**) where applicable in accordance with paragraph 6, the date when the person concerned left or was removed from the territory of the Member States;		**(a)** […] in accordance with paragraph 6, the date when the person concerned left or was removed from the territory of the Member States;	
286.	**(p) the Member State of relocation in accordance with Article 14b(1);**		*deleted*	
287.	**(q) where applicable, the fact that assistance for voluntary return and reintegration (AVRR) has been granted,**		**(b)** […] the fact that assistance for voluntary return and reintegration (AVRR) has been granted,	

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288.	**(r) the fact that the person could pose a threat to internal security following the screening referred to in Regulation (EU) XXX/XXX [*Screening Regulation*].**	***deleted***	**(c)** the fact that the person could pose a threat to internal security following **any security checks** […].	
289.	3. By way of derogation from paragraph 2, the data specified in paragraph 2 relating to persons apprehended as described in paragraph 1 who remain physically on the territory of the Member States but are kept in custody, confinement or detention upon their apprehension for a period exceeding 72 hours shall be transmitted before their release from custody, confinement or detention.			
290.	4. Non-compliance with the 72 hour time-limit referred to in paragraph 2 of this Article shall not relieve Member States of the obligation to take and transmit the ~~fingerprints~~ **biometric data** to the ~~Central System~~ **CIR**. Where the			

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	condition of the fingertips does not allow the taking of fingerprints of a quality ensuring appropriate comparison under Article 26, the Member State of origin shall retake the fingerprints of persons apprehended as described in paragraph 1 of this Article, and resend them as soon as possible and no later than 48 hours after they have been successfully retaken.			
291.	5. By way of derogation from paragraph 1, where it is not possible to take the ~~fingerprints and facial image~~ **biometric data** of the apprehended person on account of measures taken to ensure his or her health or the protection of public health, the Member State concerned shall take and send such ~~fingerprints and facial image~~ **biometric data** as soon as possible and no later than 48 hours after those health grounds no longer prevail.			
292.	In the event of serious technical problems, Member States may			

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	extend the 72-hour time-limit in paragraph 2 by a maximum of a further 48 hours in order to carry out their national continuity plans.			
293.	6. As soon as the Member State of origin ensures that the person concerned whose data was recorded in Eurodac in accordance with paragraph 1 has left the territory of the Member States in compliance with a return decision or removal order, it shall update its data set recorded in conformity with paragraph 2 relating to the person concerned by adding the date of his or her removal or when he or she left the territory.			
294.	7. ~~Fingerprints~~ **Where requested by the Member State concerned, the biometric** data may also be taken and transmitted on behalf of that Member State by members of the European Border and Coast Guard Teams **or experts of the asylum support** teams when exercising powers and performing their tasks in accordance with	7. Where requested by the Member State concerned, the biometric ***and alphanumeric*** data may also be taken and transmitted on behalf of that Member State by members of the European Border and Coast Guard Teams or experts of the asylum support teams when exercising powers and performing their tasks in accordance with	7. Where requested by the Member State concerned, the biometric data may also be taken and transmitted on behalf of that Member State by members of the European Border and Coast Guard Teams or experts of the asylum support teams when exercising powers and performing their tasks in accordance with Regulation (EU)	

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	Regulation ~~on the European Border [and Coast] Guard and repealing Regulation (EC) No 2007/2004, Regulation (EC) No 863/2007 and Council Decision 2005/267/EC~~ **(EU) 2019/1896 and Regulation (EU) XXX/XXX [*EU Agency for Asylum Regulation*].**	Regulation (EU) 2019/1896 and Regulation (EU) XXX/XXX [EU Agency for Asylum Regulation].	2019/1896 and Regulation (EU) **2021/2303**.	
295.	**8. Each data set collected and transmitted in accordance with paragraph 1 shall be linked with other sets of data corresponding to the same third country national or stateless person in a sequence as set out in Article 4(6).**	8. Each data set collected and transmitted in accordance with paragraph 1 shall be linked with other sets of data corresponding to the same third country national or stateless person in a sequence as set out in Article 4(6)***, and respecting the limitations established therein***.		
296.	**9. A data set pursuant to paragraph 2 is considered created for the purpose of Article 27(1) of Regulation (EU) 818/2019 when all the data in points (a) to (f) and (h) are recorded.**’;		9. A data set pursuant to paragraph 2 is considered created **within the meaning** […] of Article 27(1) of Regulation (EU) 818/2019 when all the data in points (a) to (f) and (h) are recorded.’;	
297.	(18) Article 14 is replaced by the following:			

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298.	*'Article 14*			
299.	**Collection and transmission of biometric data**			
300.	1. Each Member State shall promptly take the ~~fingerprints of all fingers and capture a facial image~~ **biometric data** of every third-country national or stateless person of at least six years of age who is ~~found~~ illegally staying within its territory.	1. Each Member State shall***, in a protection-sensitive manner,*** promptly take the biometric data of every third-country national or stateless person of at least six years of age who is illegally staying within its territory.		
301.	2. The Member State concerned shall, as soon as possible and no later than 72-hours after ~~the date of apprehension~~ **the third-country national or the stateless person has been found to be illegally staying**, transmit to the Central System **and to the CIR as appropriate** the following data in relation to any third-country national or stateless person, as referred to in paragraph 1:	2. The Member State concerned shall, as soon as possible and no later than 72-hours after the third-country national or the stateless person has been found to be illegally staying, transmit to the Central System and to the CIR**,** as appropriate***, in accordance with Article 4(2)*** the following data in relation to any third-country national or stateless person, as referred to in paragraph 1:	2. The Member State concerned shall, as soon as possible and no later than 72-hours after the third-country national or the stateless person has been found to be illegally staying, transmit to the Central System and to the CIR as appropriate **in accordance with Article 4(2)** the following data in relation to any third-country national or stateless person, as referred to in paragraph 1:	

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302.	(a) fingerprint data;			
303.	(b) a facial image;			
304.	(c) surname(s) and forename(s), name(s) at birth and previously used names and any aliases, which may be entered separately;			
305.	(d) nationality(ies);			
306.	(e) ~~place and~~ date of birth;			
307.	**(f) place of birth;**			
308.	(~~f~~**g**) Member State of origin, place and date of the apprehension;			
309.	(~~g~~**h**) sex;			
310.	(~~h~~**i**) **where available**, type and number of identity or travel document; three letter code of the issuing country and ~~validity~~ **expiry date**;		*modified numbering*	
311.	**(j) where available, a scanned colour copy of an identity or**		*modified numbering*	

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	travel document along with an indication of its authenticity or, where unavailable, another document which facilitates the identification of the third-country national or stateless person along with an indication of its authenticity;			
312.	(~~i~~**k**) reference number used by the Member State of origin;		*modified numbering*	
313.	(~~j~~**l**) date on which the ~~fingerprints and/or facial image~~ **biometric data** were taken;		*modified numbering*	
314.	(~~k~~**m**) date on which the data were transmitted to the Central System **and to the CIR as appropriate**;		*modified numbering*	
315.	(~~l~~**n**) operator user ID;		*modified numbering*	
316.			**2a. Additionally, where applicable and available, the following data shall be promptly transmitted to the Central System and the CIR, as appropriate in accordance with**	

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			Article 4(2):	
317.	(~~m~~**o**) where applicable in accordance with paragraph ~~6~~ **5**, the date when the person concerned left or was removed from the territory of the Member States;		(**a**) […] in accordance with paragraph 5, the date when the person concerned left or was removed from the territory of the Member States;	
318.	**(p) the Member State of relocation in accordance with Article 14b(1);**		*deleted*	
319.	**(q) where applicable, in accordance with the cases referred to in Article 14b(2), the date of arrival of the person concerned after a successful transfer;**		*deleted*	
320.	**(r) where applicable, the fact that assistance for voluntary return and reintegration (AVRR) has been granted;**		**(b) […]** the fact that assistance for voluntary return and reintegration (AVRR) has been granted;	
321.	**(s) where applicable, the fact that the person could pose a threat to internal security following the screening referred to in Regulation (EU) XXX/XXX**	***deleted***	**(c) […]** the fact that the person could pose a threat to internal security following **any security checks** […].	

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	[*Screening Regulation*].			
322.	~~3. The fingerprint data of a third-country national or a stateless person as referred to in paragraph 1 shall be transmitted to the Central System solely for the purpose of comparison and compared with the fingerprint data of persons fingerprinted for the purposes of Article10(1), 13(1) and 14(1) transmitted by other Member States and already recorded in the Central System.~~			
323.	~~4~~3. Non-compliance with the 72 hour time-limit referred to in paragraph ~~3~~ **2** of this Article shall not relieve Member States of the obligation to take and transmit the ~~fingerprints~~ **biometric data** to the ~~Central System~~ **CIR**. Where the condition of the fingertips does not allow the taking of fingerprints of a quality ensuring appropriate comparison under Article 26, the Member State of origin shall retake the fingerprints of persons apprehended as described in			

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	paragraph 1 of this Article, and resend them as soon as possible and no later than 48 hours after they have been successfully retaken.			
324.	~~5~~4. By way of derogation from paragraph 1, where it is not possible to take the ~~fingerprints and facial image~~ **biometric data** of the apprehended person on account of measures taken to ensure his or her health or the protection of public health, the Member State concerned shall take and send such ~~fingerprints and facial image~~ **biometric data** as soon as possible and no later than 48 hours after those health grounds no longer prevail.			
325.	In the event of serious technical problems, Member States may extend the 72-hour time-limit in paragraph 2 by a maximum of a further 48 hours in order to carry out their national continuity plans.			
326.	~~6~~5. As soon as the Member State of origin ensures that the person	6. Each data set collected and transmitted in accordance with	5. As soon as the Member State of origin ensures that the person	

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	concerned whose data was recorded in Eurodac in accordance with ~~Article 13(1) of this Regulation~~ **paragraph 1** has left the territory of the Member States in compliance with a return decision or removal order, it shall update its data set recorded in conformity with paragraph 2 ~~of this Article~~ relating to the person concerned by adding the date of his or her removal or when he or she left the territory.	paragraph 1 shall be linked with other sets of data corresponding to the same third country national or stateless person in a sequence as set out in Article 4(6)***, and respecting the limitations established therein***.	concerned whose data was recorded in Eurodac in accordance with paragraph **2** […] has left the territory of the Member States in compliance with a return decision or removal order, it shall update its data set recorded in conformity with paragraph 2 relating to the person concerned by adding the date of his or her removal or when he or she left the territory.	
327.	**6. Each data set collected and transmitted in accordance with paragraph 1 shall be linked with other sets of data corresponding to the same third country national or stateless person in a sequence as set out in Article 4(6).**			
328.	**7. A data set pursuant to paragraph 2 is considered created for the purpose of Article 27(1) of Regulation (EU) 818/2019 when all the data in points (a) to (f) and (h) are**		7. A data set pursuant to paragraph 2 is considered created **within the meaning** […] of Article 27(1) of Regulation (EU) 818/2019 when all the data in points (a) to (f) and (h)	

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	recorded.';		are recorded.';	
329.	(19) the following Chapter is inserted after Article 14:	***deleted***		
330.	**'CHAPTER IV a**	*(This amendment applies throughout the text. Adopting it will necessitate corresponding changes throughout.)*		
331.	**THIRD-COUNTRY NATIONALS OR STATELESS PERSONS DISEMBARKED FOLLOWING A SEARCH AND RESCUE OPERATION**			
332.	*Article 14a*			
333.	**Collection and transmission of biometric data**			
334.	**1. Each Member State shall promptly take the biometric data of every third-country national or stateless person of at least six years of age who is disembarked following a search and rescue**		1. Each Member State shall promptly take the biometric data of every third-country national or stateless person of at least six years of age who is disembarked following a search and rescue	

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	operation as defined in Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration Management*].		operation as defined in **Article 3(1)(eb)** […].	
335.	**2. The Member State concerned shall, as soon as possible and no later than 72 hours after the date of disembarkation, transmit to the Central System and to the CIR, as appropriate, the following data in relation to any third-country national or stateless person, as referred to in paragraph 1:**		2. The Member State concerned shall, as soon as possible and no later than 72 hours after the date of disembarkation**,** transmit to the Central System and to the CIR, as appropriate **in accordance with Article 4(2)**, the following data in relation to any third-country national or stateless person, as referred to in paragraph 1:	
336.	**(a) fingerprint data;**			
337.	**(b) a facial image;**			
338.	**(c) surname(s) and forename(s), name(s) at birth and previously used names and any aliases, which may be entered separately;**			
339.	**(d) nationality(ies);**			

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340.	**(e) date of birth;**			
341.	**(f) place of birth;**			
342.	**(g) Member State of origin, place and date of disembarkation;**			
343.	**(h) sex;**			
344.	**(i) where available, type and number of identity or travel document; three letter code of the issuing country and expiry date;**		*deleted (moved to paragraph 2a(a))*	
345.	**(j) where available, a scanned colour copy of an identity or travel document along with an indication of its authenticity or, where unavailable, another document which facilitates the identification of the third-country national or stateless person along with an indication of its authenticity;**		*deleted (moved to paragraph 2a(b))*	
346.	**(k) reference number used by the Member State of origin;**		*modified numbering*	

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347.	**(l) date on which the biometric data were taken;**		*modified numbering*	
348.	**(m) date on which the data were transmitted to the Central System and to the CIR as appropriate;**		*modified numbering*	
349.	**(n) operator user ID;**		*modified numbering*	
350.			**2a. Additionally, where applicable and available, the following data shall be promptly transmitted to the Central System and the CIR, as appropriate in accordance with Article 4(2) as soon as available:**	
351.			**(a) […]** type and number of identity or travel document; three letter code of the issuing country and expiry date;	
352.			**(b) […]** a scanned colour copy of an identity or travel document along with an indication of its authenticity or, where unavailable, another document	

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			which facilitates the identification of the third-country national or stateless person along with an indication of its authenticity;	
353.	**(o) where applicable in accordance with paragraph 6, the date when the person concerned left or was removed from the territory of the Member States;**		**(c) […]** in accordance with paragraph **5**, the date when the person concerned left or was removed from the territory of the Member States;	
354.	**(p) the Member State of relocation in accordance with Article 14b(1);**		*deleted*	
355.	**(q) where applicable, the fact that assistance for voluntary return and reintegration (AVRR) has been granted,**		**(d) […]** the fact that assistance for voluntary return and reintegration (AVRR) has been granted,	
356.	**(r) the fact that the person could pose a threat to internal security following the screening referred to in Regulation (EU) XXX/XXX [*Screening Regulation*].**		**(e) […]** the fact that the person could pose a threat to internal security following **any security checks […].**	

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357.	**4. Non-compliance with the 72 hour time-limit referred to in paragraph 2 of this Article shall not relieve Member States of the obligation to take and transmit the biometric data to the to the CIR. Where the condition of the fingertips does not allow the taking of fingerprints of a quality ensuring appropriate comparison under Article 26, the Member State of origin shall retake the fingerprints of persons disembarked as described in paragraph 1 of this Article, and resend them as soon as possible and no later than 48 hours after they have been successfully retaken.**		**3.** Non-compliance with the **time-limit** […] referred to in paragraph 2 of this Article shall not relieve Member States of the obligation to take and transmit the biometric data to the **Central System and** to the CIR. Where the condition of the fingertips does not allow the taking of fingerprints of a quality ensuring appropriate comparison under Article 26, the Member State of origin shall retake the fingerprints of persons disembarked as described in paragraph 1 of this Article, and resend them as soon as possible and no later than 48 hours after they have been successfully retaken.	
358.	**5. By way of derogation from paragraph 1, where it is not possible to take the biometric data of the disembarked person on account of measures taken to ensure his or her health or the protection of public health, the Member State concerned shall**		*modified numbering*	

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	take and send such biometric data as soon as possible and no later than 48 hours after those health grounds no longer prevail.			
359.	**In the event of serious technical problems, Member States may extend the 72-hour time-limit in paragraph 2 by a maximum of a further 48 hours in order to carry out their national continuity plans.**		*modified numbering*	
360.			**4b. In case of sudden influx, Member States may extend the 72-hour time-limit in paragraph 2 by a maximum of a further 48 hours. This derogation enters into force the day it is notified to the Commission and to the other Member States and for the duration foreseen in the notification. The duration stated in the notification shall not exceed one month.**	
361.	**6. As soon as the Member State of origin ensures that the person concerned whose data was**		*modified numbering*	

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	recorded in Eurodac in accordance with paragraph 1 has left the territory of the Member States in compliance with a return decision or removal order, it shall update its data set recorded in conformity with paragraph 2 relating to the person concerned by adding the date of his or her removal or when he or she left the territory.			
362.	**7. Where requested by the Member State concerned, the biometric data may also be taken and transmitted on behalf of that Member State by members of the European Border and Coast Guard Teams or experts of the asylum support teams when exercising powers and performing their tasks in accordance with Regulation(EU) 2019/1896 and Regulation (EU) XXX/XXX [*EU Agency for Asylum Regulation*].**		**6.** Where requested by the Member State concerned, the biometric data may also be taken and transmitted on behalf of that Member State by members of the European Border and Coast Guard Teams or experts of the asylum support teams when exercising powers and performing their tasks in accordance with Regulation(EU) 2019/1896 and Regulation (EU) **2021/2303.**	
363.	**8. Each data set collected and transmitted in accordance with**		*modified numbering*	

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	paragraph 1 shall be linked with other sets of data corresponding to the same third country national or stateless person in a sequence as set out in Article 4(6).			
364.	**9. A data set pursuant to paragraph 1 is considered created for the purpose of Article 27(1) of Regulation (EU) 818/2019 when all the data in points (a) to (f) and (h) are recorded.**’;		*modified numbering*	
365.	(20) the following Chapter is inserted after Article 14a:			
366.	**‘CHAPTER IV b**		*deleted*	
367.	**INFORMATION ON RELOCATION**		*deleted*	
368.	*Article 14b*		*deleted*	
369.	**Information on the status of relocation of the data subject**		*deleted*	

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370.	**1. As soon as the Member State of relocation is obliged to relocate the person concerned pursuant to Article 57(7) of Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration Management*], the benefiting Member State shall update its data set recorded pursuant to Articles 12, 13, 14 or 14a of this Regulation relating to the person concerned by adding the Member State of relocation.**	1. As soon as the Member State of relocation is ***determined*** pursuant to Article 57(7) of Regulation (EU) XXX/XXX [Regulation on Asylum and Migration Management], the benefiting Member State shall update its data set recorded pursuant to Articles 12 ***or 13of*** this Regulation relating to the person concerned by adding the Member State of relocation.	*deleted*	
371.	**2. When a person arrives in the Member State of relocation following the confirmation by the Member State of relocation to relocate the person concerned pursuant to Article 57(7) of Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration Management*], that Member State shall send a data set recorded in conformity with Articles 12 or 14 of this Regulation relating to the person concerned and shall include his or her date of arrival. The data**		*deleted*	

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	set shall be stored in accordance with Article 17 (1) for the purpose of transmission under Articles 15 and 16.';			
372.			**CHAPTER IV c**	
373.			**BENEFICIARIES OF TEMPORARY PROTECTION**	
374.			*ARTICLE 14C*	
375.			**Collection and transmission of biometric data**	
376.			**1. Each Member State shall promptly take the biometric data of every third-country national or stateless person of at least six years of age registered as beneficiary of temporary protection in the territory of that Member State pursuant to Directive 2001/55/EC.**	
377.			**2. The Member State concerned shall, as soon as possible and no later than 10 days after the registration as beneficiary of**	

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			temporary protection, transmit to the Central System and to the CIR, as appropriate in accordance with Article 4(2), the following data in relation to any third-country national or stateless person, as referred to in paragraph 1:	
378.			**(a) fingerprint data;**	
379.			**(b) a facial image;**	
380.			**(c) surname(s) and forename(s), name(s) at birth and previously used names and any aliases, which may be entered separately;**	
381.			**(d) nationality(ies);**	
382.			**(e) date of birth;**	
383.			**(f) place of birth;**	
384.			**(g) Member State of origin, place and date of registration as**	

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			beneficiary of temporary protection[10];	
385.			**(h) sex;**	
386.			**(i) where available, the type and number of identity or travel document, the three letter code of the issuing country and expiry date;**	
387.			**(j) where available, a scanned colour copy of an identity or travel document along with an indication of its authenticity or, where unavailable, another document;**	
388.			**(k) reference number used by the Member State of origin;**	
389.			**(j) date on which the biometric data were taken;**	
390.			**(k) date on which the data were transmitted to the Central**	

[10] A affiner pour les transferts. Le modèle des demandeurs d'asile (catégorie 1) des articles 11§2b) et 12g) ne semble pas pouvoir être repris *in extenso*.

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			System and to the CIR as appropriate;	
391.			**(l) operator user ID;**	
392.			**(m) where relevant, the fact that the person previously registered as beneficiary of temporary protection falls under one of the exclusion grounds pursuant to Article 28 of Directive 2001/55/CE;**	
393.			**(n) reference of the relevant Council Implementing Decision;**	
394.			**3. Non-compliance with the 10 day time-limit referred to in paragraph 2 of this Article shall not relieve Member States of the obligation to take and transmit the biometric data to the Central System and to the CIR. Where the condition of the fingertips does not allow the taking of fingerprints of a quality ensuring appropriate comparison under Article 26, the Member State of origin shall retake the**	

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			fingerprints of the beneficiary of temporary protection as described in paragraph 1 of this Article, and resend them as soon as possible and no later than 48 hours after they have been successfully retaken.	
395.			**4. By way of derogation from paragraph 1, where it is not possible to take the biometric data of the beneficiary of temporary protection on account of measures taken to ensure his or her health or the protection of public health, the Member State concerned shall take and send such biometric data as soon as possible and no later than 48 hours after those health grounds no longer prevail.**	
396.			**In the event of serious technical problems, Member States may extend the 10 day time-limit in paragraph 2 by a maximum of a further 48 hours in order to carry out their national continuity**	

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			plans.	
397.			**5. Where requested by the Member State concerned, the biometric data may also be taken and transmitted on behalf of that Member State by members of the European Border and Coast Guard Teams or experts of the asylum support teams when exercising powers and performing their tasks in accordance with Regulation(EU) 2019/1896 and Regulation (EU) 2021/2303 *EU Agency for Asylum Regulation*.**	
398.			**6. Each data set collected and transmitted in accordance with paragraph 1 shall be linked with other sets of data corresponding to the same third country national or stateless person in a sequence as set out in Article 4(6).**	
399.			**7. The fact that the registration as a beneficiary of temporary protection follows the**	

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			apprehension of the third-country national or stateless person in connection with the irregular crossing of the external borders does not exempt Member States to register those persons first in accordance with Article 13 of this Regulation.	
400.			**8. The fact that the registration as a beneficiary of temporary protection follows the apprehension of the third-country national or stateless person illegally staying on the territory of Member States, does not exempt Member States to register those persons first in accordance with Article 14 of this Regulation.**	
401.			**9. The fact that the registration as a beneficiary of temporary protection follows the disembarkation following a search and rescue operation of the third-country national or stateless person does not exempt Member States to register those**	

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			persons first in accordance with Article 14a of this Regulation.	
402.			**10. In the cases foreseen in paragraphs 7 to 9, the Member State may reuse the biometric data previously taken in accordance with Articles 13, 14 and 14a of this Regulation for the recording in the Central System and in the CIR made pursuant to paragraph 1.**	
403.			**11. A data set pursuant to paragraph 2 is considered created within the meaning of Article 27(1) of Regulation (EU) 818/2019 when all the data in points (a) to (f) and (h) are recorded.**	
404.	(21) Article 17 is amended as follows:			
405.		***1 a. For the purposes laid down in Article 12a, each set of data relating to a resettled third-country national or stateless person shall be kept in the Central System for***		

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		five years from the date on which the biometric data were taken.		
406.	(a) the following paragraph 3a is inserted:			
407.	'**3a. For the purposes laid down in Article 14a(1), each set of data relating to a third-country national or stateless person as referred to in Article 14a(2) shall be stored in the Central System and in the CIR as appropriate for five years from the date on which his or her biometric data were taken.**';		*modified numbering*	
408.			**3d. For the purposes laid down in Article 14c(1), each set of data relating to a third country national or stateless person as referred to in Article 14c(2) shall be stored in the Central System and in the CIR as appropriate for three years from the date of the entry into force of the relevant Council Implementing Decision.**	

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409.	(b) paragraph 4 is replaced by the following:			
410.	'(4). Upon expiry of the data storage periods referred to in paragraphs (1) to **(3a)** of this Article, ~~the Central System shall automatically erase~~ the data of the data-subjects **shall be deleted** from the Central System **and from the CIR as appropriate**.';	4. Upon expiry of the data storage periods referred to in paragraphs (1) to (3a) of this Article, the data of the data-subjects shall be ***automatically*** deleted from the Central System and from the CIR as appropriate.;	'(4). Upon expiry of the data storage periods referred to in paragraphs (1) to **(3d)** […] of this Article, the data of the data-subjects shall be automatically **erased** […] from the Central System and from the CIR **[…]**.';	
411.	(22) Article 19 is replaced by the following:			
412.	*'Article 19*			
413.	**Marking and blocking of data**	Marking of data	**Marking […] of data**	
414.	1. For the purposes laid down in Article 1(1)(a), the Member State of origin which granted international protection ~~to an applicant for international protection~~ **to a person** whose data were previously recorded in the Central System **and in the CIR as**	1. For the purposes laid down in Article 1(1)(a) ***and 1(1)(b)***, the Member State of origin which granted international protection to a person whose data were previously recorded in the Central System and in the CIR as appropriate pursuant to Article 12 ***or 12a*** shall mark the	1. For the purposes laid down in Article 1(1)(a), the Member State of origin which granted international protection to a person whose data were previously recorded in the Central System and in the CIR as appropriate **in accordance with Article 4(2)**	

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	appropriate pursuant to Article 12 shall mark the relevant data in conformity with the requirements for electronic communication with the Central System established by eu-LISA. That mark shall be stored in the Central System in accordance with Article 17(1) for the purpose of transmission under Article 15 **and 16**. The Central System shall, as soon as possible and no later than 72 hours, inform all Member States of origin of the marking of data by another Member State of origin having produced a hit with data which they transmitted relating to persons referred to in Article 10(1), 13(1), ~~or~~ 14(1), **or 14a(1)**. Those Member States of origin shall also mark the corresponding data sets.	relevant data in conformity with the requirements for electronic communication with the Central System established by eu-LISA. That mark shall be stored in the Central System in accordance with Article 17(1) ***and 17(1a)*** for the purpose of transmission under Article 15 and 16. The Central System shall, as soon as possible and no later than 72 hours, inform all Member States of origin of the marking of data by another Member State of origin having produced a hit with data which they transmitted relating to persons referred to in Article 10(1), ***12(b),*** 13(1), 14(1) or 14a(1). Those Member States of origin shall also mark the corresponding data sets.	pursuant to Article 12 shall mark the relevant data in conformity with the requirements for electronic communication with the Central System established by eu-LISA. That mark shall be stored in the Central System in accordance with Article 17(1) for the purpose of transmission under Article 15 and 16. The Central System shall, as soon as possible and no later than 72 hours, inform all Member States of origin of the marking of data by another Member State of origin having produced a hit with data which they transmitted relating to persons referred to in Article 10(1), 13(1), 14(1), 14a(1) **or 14c(1)** […]. Those Member States of origin shall also mark the corresponding data sets.	
415.	2. The data of beneficiaries of international protection stored in the Central System **and in the CIR as appropriate** and marked pursuant to paragraph 1 of this Article shall be made available for	2. The data of beneficiaries of international protection stored in the Central System and in the CIR**,** as appropriate***, in accordance with Article 4(2)*** and marked pursuant to paragraph 1 of this Article shall be	2. The data of beneficiaries of international protection stored in the Central System and in the CIR as appropriate **in accordance with Article 4(2)** and marked pursuant to paragraph 1 of this Article shall	

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	comparison for the purposes laid down in Article 1(1)(d) ~~for a period of three years after the date on which the data subject was granted international protection~~ **until such data is automatically erased from the Central System and from the CIR as appropriate in accordance with Article 17(4).**	made available for comparison for the purposes laid down in Article 1(1)(d) until such data is automatically erased from the Central System and from the CIR as appropriate in accordance with Article 17(4).	be made available for comparison for the purposes laid down in Article 1(1)(d) until such data is automatically erased from the Central System and from the CIR […] in accordance with Article 17(4).	
416.	~~Where there is a hit, the Central System shall transmit the data referred to in Article 12(b) to (s) for all the data sets corresponding to the hit. The Central System shall not transmit the mark referred to in paragraph 1 of this Article. Upon the expiry of the period of three years, the Central System shall automatically block such data from being transmitted in the event of a request for comparison for the purposes laid down in Article 1(1)(c), whilst leaving those data available for comparison for the purposes laid down in Article 1(1)(a) until the point of their erasure. Blocked data shall not be~~			

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	~~transmitted, and the Central System shall return a negative result to the requesting Member State in the event of a hit.~~			
417.	3. The Member State of origin shall unmark ~~or unblock~~ data concerning a third-country national or stateless person whose data were previously marked ~~or blocked~~ in accordance with paragraphs 1 or 2 of this Article if his or her status is ~~revoked or ended or the renewal of his or her status is refused under [Articles 14 or 19 of Directive 2011/95/EU]~~ **withdrawn under Articles 14 or 20 of Regulation No (EU) XXX/XXX [Qualification Regulation]**.		3. The Member State of origin shall unmark data concerning a third-country national or stateless person whose data were previously marked in accordance with paragraphs 1 or 2 of this Article if his or her status is withdrawn under Articles 14 or **19** […] of **Directive 2011/95/EU** […].	
418.	4. For the purposes laid down in Article 1(1)**(a) and** (c), the Member State of origin which **issued** ~~granted~~ a residence document to an illegally staying third-country national or stateless person whose data were previously recorded in the Central System **and in the CIR as appropriate** pursuant to Article	4. For the purposes laid down in Article 1(1)(a), the Member State of origin which issued a residence document to an ***irregularly*** staying third-country national or stateless person whose data were previously recorded in the Central System and in the CIR as appropriate pursuant to Article 13 (2) and 14(2) shall	4. For the purposes laid down in Article 1(1)(a) and (c), the Member State of origin which issued a residence document to an illegally staying third-country national or stateless person whose data were previously recorded in the Central System and in the CIR as appropriate pursuant to Article 13	

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	13 (2) and 14(2) **or to a third-country national or stateless person disembarked following a search and rescue operation whose data were previously recorded in the Central System and in the CIR as appropriate pursuant to Article 14a(2)** shall mark the relevant data in conformity with the requirements for electronic communication with the Central System established by eu-LISA. That mark shall be stored in the Central System in accordance with Article 17(2), ~~and~~ (3) **and (3a)** for the purpose of transmission under Article 15 and 16. The Central System shall, as soon as possible and no later than 72-hours, inform all Member States of origin of the marking of data by another Member State of origin having produced a hit with data which they transmitted relating to persons referred to in Articles **10(1)**, 13(1), ~~or~~ 14(1), **or 14a(1)**. Those Member States of origin shall also mark the corresponding data sets.	mark the relevant data in conformity with the requirements for electronic communication with the Central System established by eu-LISA. That mark shall be stored in the Central System in accordance with Article 17(2), (3) and (3a) for the purpose of transmission under Article 15 and 16. The Central System shall, as soon as possible and no later than 72-hours, inform all Member States of origin of the marking of data by another Member State of origin having produced a hit with data which they transmitted relating to persons referred to in Articles 10(1) ***or 13(1)***. Those Member States of origin shall also mark the corresponding data sets.	(2) and 14(2)**, or to a third-country national or stateless person disembarked following a search and rescue operation whose data were previously recorded in the Central System and in the CIR as appropriate pursuant to Article 14a(2), or to a beneficiary of temporary protection pursuant to article 14c(2)** shall mark the relevant data in conformity with the requirements for electronic communication with the Central System established by eu-LISA. That mark shall be stored in the Central System in accordance with Article 17(2) **and** (3) […] for the purpose of transmission under Article 15 and 16. The Central System shall, as soon as possible and no later than 72-hours, inform all Member States of origin of the marking of data by another Member State of origin having produced a hit with data which they transmitted relating to persons referred to in Articles 10(1), 13(1)**,** 14(1), 14a(1) **or 14c(1)** […]. Those	

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			Member States of origin shall also mark the corresponding data sets.	
419.	5. The data of illegally staying third-country nationals or stateless persons stored in the Central System **and in the CIR** and marked pursuant to paragraph 4 of this Article shall be made available for comparison for the purposes laid down in Article 1(1)(d) until such data is automatically erased from the Central System **and from the CIR** in accordance with Article 17 (4).	5. The data of ***irregularly*** staying third-country nationals or stateless persons stored in the Central System and in the CIR and marked pursuant to paragraph 4 of this Article shall be made available for comparison for the purposes laid down in Article 1(1)(d) until such data is automatically erased from the Central System and from the CIR in accordance with Article 17 (4).		
420.	**6. For the purposes of Article 58(4) of Regulation (EU) XXX/XXX [*Regulation on Asylum and Migration Management*], the Member State of relocation shall, following the registration of the data pursuant to Article 14b(2), register itself as the Member State responsible and mark that data with the marking introduced by the Member State who granted protection.**”;		*deleted*	

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421.	(23) in Article 21, the following paragraph is inserted:			
422.	'**1a. Where the designated authorities consulted the CIR in accordance with Article 22(1) of Regulation 2019/818, they may access Eurodac for consultation under the conditions foreseen in this Article where the reply received pursuant to Article 22(2) of Regulation (EU) 2019/818 indicates that data is stored in Eurodac.**';		'1a. Where the designated authorities consulted the CIR in accordance with Article 22(1) of Regulation 2019/818, **and, in accordance with paragraph (2) of that Article, the CIR indicated that data on the person concerned is stored in Eurodac, the designated authorities may have access to Eurodac for consultation without a prior check in national databases and in the automated fingerprinting identification systems of all other Member States** […].	
423.	(24) in Article 22, the following paragraph 1a is inserted:			
424.	'**1a. Where Europol consulted the CIR in accordance with Article 22(1) of Regulation (EU) 2019/818, they may access Eurodac for consultation under the conditions foreseen in this**			

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	Article where the reply received pursuant to Article 22(2) of Regulation (EU) 2019/818 indicates that data is stored in Eurodac.';			
425.	(25) in Article 28, the following paragraph is inserted:			
426.	'**3a. Access for the purposes of consulting the Eurodac data stored in the CIR shall be granted to the duly authorised staff of the national authorities of each Member State and to the duly authorised staff of the Union bodies competent for the purposes laid down in Articles 20 and 21 of Regulation (EU) 2019/818. That access shall be limited to the extent necessary for the performance of the tasks of those national authorities and Union bodies in accordance with those purposes and shall be proportionate to the objectives pursued.**';	3a. Access for the purposes of consulting the Eurodac data stored in the CIR shall be granted to the duly authorised staff of the ***competent*** national authorities of each Member State and to the duly authorised staff of the Union bodies competent for the purposes laid down in Articles 20 and 21 of Regulation (EU) 2019/818. That access shall be limited to the extent necessary for the performance of the tasks of those national authorities and Union bodies in accordance with those purposes and shall be proportionate to the objectives pursued.;		

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427.	(26) Article 29, is amended as follows:			
428.	(a) the following paragraphs 1a and 1b are inserted:			
429.	**‘1a. For the purposes of Article 8a, eu-LISA shall keep records of each data processing operation carried out within Eurodac. Records of such type of operations shall include the elements provided for in the first paragraph and the hits triggered while carrying out the automated processing laid down in Article 20 of Regulation (EU) 2018/1240.**			
430.	**1b. For the purpose of Article 8c, Member States and eu-LISA shall keep records of each data processing operation carried out within Eurodac and the Visa Information System in accordance with this Article and Article 34 of Regulation (EC) 767/2008.’;**			

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431.	(b) paragraph 3 is replaced by the following:			
432.	'3. For the purposes laid down in Article (1)(1)(a)**,** ~~and~~ **(b),** (~~b~~**c**), **(f) and (g)**, each Member State shall take the necessary measures in order to achieve the objectives set out in paragraphs 1, **1a, 1b** and 2 of this Article in relation to its national system. In addition each Member State shall keep record of the staff duly authorised to enter or retrieve the data.';		'3. For the purposes laid down in Article (1)(1)(a), (b), (c), (f)**,** (g) **and (h)**, each Member State shall take the necessary measures in order to achieve the objectives set out in paragraphs 1, 1a, 1b and 2 of this Article in relation to its national system. In addition each Member State shall keep record of the staff duly authorised to enter or retrieve the data.';	
433.		***(26a) Article 34(1), is amended as follows:***		
434.		***1. The national supervisory authorities and the European Data Protection Supervisor shall, each acting within the scope of their respective competences, cooperate actively in the framework of their responsibilities and shall ensure the coordinated supervision of Eurodac. The national supervisory authorities and the European Data***		

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		Protection Supervisor shall apply a single model of coordinated supervision, as provided for in Article 62 of Regulation (EU) 2018/1725, for joint operations of supervisory authorities.		
435.	(27) in Article 39(2), the following point (i) is inserted:			
436.	'**(i) where relevant, a reference to the use of the European search portal to query Eurodac as referred to in Article 7(2) of the Regulation (EU) 2019/818.**';		'(i) where **applicable** […], a reference to the use of the European search portal to query Eurodac as referred to in Article 7(2) of the Regulation (EU) 2019/818.';	
437.			**(27a) In Article 47, a last sentence is inserted :**	
438.			**'This Regulation shall not apply to those persons benefiting from temporary protection pursuant to Council Implementing Decision 2022/382, and any other equivalent national protection taken pursuant thereto, any future amendments to Council Implementing Decision 2022/382,**	

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			and any extensions thereto.'	
439.	(28) the following Chapter VIIIa is inserted after Article 40:			
440.	**'CHAPTER VIIIa**			
441.	**AMENDMENTS TO REGULATIONS (EU) 2018/1240 AND (EU) 2019/818**		**AMENDMENTS TO REGULATIONS (EU) 2018/1240, (EU) 2019/818 AND (EU) 2017/2226**	
442.	*Article 40a*			
443.	**Amendments to Regulation (EU) 2018/1240**			
444.	Regulation (EU) 2018/1240 is amended as follows:			
445.	(1) in Article 11 the following paragraph 6a is inserted:			
446.	**'6a. For the purpose of proceeding to the verifications referred to in point (k) of Article 20(2), the automated processing**			

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	referred to in paragraph 1 of this Article, shall enable the ETIAS Central System to query Eurodac established by [Regulation (EU) XXX/XXX], with the data referred to in Article 17(2), points (a) to (d):			
447.	**(a) surname (family name), surname at birth, first name(s) (given name(s)), date of birth, place of birth, sex, current nationality;**			
448.	**(b) other names (alias(es), artistic name(s), usual name(s)), if any;**			
449.	**(c) other nationalities (if any);**			
450.	**(d) type, number, the country of issue of the travel document.';**			
451.	(2) in Article 25a(1), the following point (e) is inserted:			
452.	**'(e) Articles 12, 13, 14 and 14a of Regulation (EU) XXX/XXX [*Eurodac Regulation*].';**		'(e) Articles 12, 13, 14, 14a **and 14c** […] of Regulation (EU) XXX/XXX [*Eurodac*	

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			Regulation].';	
453.	(3) in Article 88, paragraph 6 is replaced by the following:			
454.	**'6. ETIAS' operations shall start irrespective of whether interoperability with Eurodac or ECRIS-TCN is put in place.**';			
455.	*Article 40b*			
456.	**Amendments to Regulation (EU) 2019/818**			
457.	Regulation (EU 2019/818 is amended as follows:			
458.	(1) in Article 4, point (20) is replaced by the following:			
459.	**'(20). 'designated authorities' means the Member State designated authorities as defined in Article 6 of the Regulation (EU) XXX/XXX [*Eurodac Regulation*], in point (26) of Article 3(1) of Regulation (EU) 2017/2226 of the European**			

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	Parliament and the Council, in point (3a) of Article 4 of Regulation (EC) 767/2008, and point (21) of Article 3(1) of Regulation (EU) 2018/1240 of the European Parliament and of the Council;';			
460.	(2) in paragraph 1 of Article 10, the introductory wording is replaced by the following:			
461.	**'Without prejudice to Article 39 of Regulation (EU) XXX/XXX [*Eurodac Regulation*], Articles 12 and 18 of Regulation (EU) 2018/1862, Article 29 of Regulation (EU) 2019/816 and Article 40 of Regulation (EU) 2016/794, eu-LISA shall keep logs of all data processing operations within the ESP. Those logs shall include, in particular, the following:';**			
462.	(3) paragraph 1 of Article 13 is amended as follows:			

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463.	(a) point (b) is replaced by the following:			
464.	**‘(b) the data referred to in Article 5(1), point (b), and (2) of Regulation (EU) 2019/816;’;**			
465.	(b) the following point (c) is added:			
466.	**’(c) the data referred to in Articles 12, points (a) and (b), 13(2), points (a) and (b), 14(2), points (a) and (b) and 14a(2), points (a) and (b) of Regulation (EU) XXX/XXX [*Eurodac Regulation*].’;**		’(c) the data referred to in Articles 12**(1)**, points (a) and (b), 13(2), points (a) and (b), 14(2), points (a) and (b), 14a(2), points (a) and (b) **and 14c(2), points (a) and (b)** […] of Regulation (EU) XXX/XXX [*Eurodac Regulation*].’;	
467.	(4). Article 14 is replaced by the following:			
468.	*‘Article 14*			
469.	**Searching biometric data with the shared biometric matching service**			
470.	**In order to search the biometric data stored within the CIR and SIS, the CIR and SIS shall use**			

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	the biometric templates stored in the shared BMS. Queries with biometric data shall take place in accordance with the purposes provided for in this Regulation and in Regulations (EC) No 767/2008, (EU) 2017/2226, Regulation (EU) XXX/XXX [*Eurodac Regulation*], Regulations (EU) 2018/1860, (EU) 2018/1861, (EU) 2018/1862 and (EU) 2019/816.’;			
471.	(5) In Article 16, the introductory wording of paragraph 1 is replaced by the following:			
472.	**‘Without prejudice to Article 39 of Regulation (EU) XXX/XXX [*Eurodac Regulation*], Article 12 and 18 of Regulation (EU) 2018/1862 and to Article 29 of Regulation (EU) 2019/816, eu-LISA shall keep logs of all data processing operations within the shared BMS.’;**			
473.	(6) In Article 18, paragraph 1 is			

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	replaced by the following:			
474.	**‘1. The CIR shall store the following data, logically separated according to the information system from which the data have originated:**			
475.	**a) the data referred to in Article 12, points (a) to (f), (h) and (i), Article 13(2), points (a) to (f), (h) and (i), Article 14(2), points (a) to (f), (h) and (i) and Article 14a, points (a) to (f), (h) and (i) of Regulation (EU) XXX/XXX [*Eurodac Regulation*];**		a) the data referred to in Article 12**(1)**, points (a) to (f), (h) and **(1a) point (a)** […], Article 13(2), points (a) to (f) and (h) and **(2a) point (a)** […], Article 14(2), points (a) to (f) and (h) and **(2a) point (a),** Article 14a (2), **points (a) to (f), (h) and (2a) point (a) and Article 14c, points (a) to (f), (h) and (i)** […] of Regulation (EU) XXX/XXX [*Eurodac Regulation*];	
476.	**b) the data referred to in Article 5(1), point (b), and (2) and the following data listed in Article 5(1), point (a) of Regulation (EU) 2019/816: surname (family name), first names (given names), date of birth, place of birth (town and country), nationality or nationalities, gender, previous**			

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	names, if applicable, where available pseudonyms or aliases, as well as, where available, information on travel documents.';			
477.	(7) In Article 23, paragraph 1 is replaced by the following:			
478.	**'1. The data referred to in Article 18(1), (2) and (2a) shall be deleted from the CIR in an automated manner in accordance with the data retention provisions of Regulation (EU) XXX/XXX [*Eurodac Regulation*] and of Regulation (EU) 2019/816.';**			
479.	(8) Article 24, is replaced by the following:		(8) Article 24 **(1)**, is replaced by the following:	
480.	*'Article 24*			
481.	**Keeping of logs**			
482.	**Without prejudice to Article 39 of Regulation (EU) XXX/XXX [*Eurodac Regulation*] and Article 29 of Regulation (EU) 2019/816,**			

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	eu-LISA shall keep logs of all data processing operations within the CIR in accordance with paragraphs 2, 3 and 4 of this Article.';			
483.	(9) In Article 26(1), points (aa), (ab), (ac) and (ad) are inserted:		(9) In Article 26(1), points (aa), (ab), (ac)**,** (ad) **and (ae)** are inserted:	
484.	**'(aa) the authorities competent to assess a request for international protection when assessing a new request for international protection;**			
485.	**(ab) the authorities competent to collect the data provided for in Chapter III of Regulation (EU) XXX/XXX [*Eurodac Regulation*] when transmitting data to Eurodac;**			
486.	**(ac) the authorities competent to collect the data provided for in Chapter IV of Regulation (EU) XXX/XXX [*Eurodac Regulation*] when transmitting data to**			

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	Eurodac;			
487.	**(ad) the authorities competent to collect the data provided for in Chapter IVA of Regulation (EU) XXX/XXX [*Eurodac Regulation*] when transmitting data to Eurodac;';**			
488.			**(ae) the authorities competent to collect the data provided for in Chapter IVC of Regulation (EU) XXX/XXX [*Eurodac Regulation*] when transmitting data to Eurodac;**	
489.	(10) Article 27 is amended as follows:			
490.	(a) the following point (aa) is inserted in paragraph 1:			
491.	**'(aa) a data set is transmitted to Eurodac in accordance with Articles 10, 13, 14 and 14a of Regulation (EU) XXX/XXX [*Eurodac Regulation*];';**		'(aa) a data set is transmitted to Eurodac in accordance with Articles **12** […], 13**,** 14, 14a **and 14c** […] of Regulation (EU) XXX/XXX [*Eurodac Regulation*];';	

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492.	(b) the following point (aa) is inserted in paragraph 3:			
493.	**‘(aa) surname(s); forename(s); name(s) at birth, previously used names and aliases; date of birth, place of birth, nationality(ies) and sex as referred to in Article 12 to 14a of Regulation (EU) XXX/XXX [*Eurodac Regulation*];’;**		‘(aa) surname(s); forename(s); name(s) at birth, previously used names and aliases; date of birth, place of birth, nationality(ies) and sex as referred to in Article 12**, 13, 14,** 14a **and 14c** […] of Regulation (EU) XXX/XXX [*Eurodac Regulation*];’;	
494.	(11) in Article 29(1), the following point (aa) is inserted:		(11) in Article 29(1), the following points (aa)**, (ab), (ac), (ad) and (ae) are** inserted:	
495.	**‘(aa) the authority assessing a request for international protection as provided for in Regulation (EU) XXX/XXX [*Eurodac Regulation*] for hits that occurred when assessing such request;’;**		‘(aa) **the authorities competent to collect the data provided for in Chapter II of Regulation (EU) XXX/XXX [*Eurodac Regulation*] when transmitting data to Eurodac for matches that occurred when transmitting such data** […];	
496.			**(ab) the authorities competent to collect the data provided for in Chapter III of Regulation (EU)**	

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			XXX/XXX [*Eurodac Regulation*] for matches that occurred when transmitting such data;	
497.			**(ac) the authorities competent to collect the data provided for in Chapter IV of Regulation (EU) XXX/XXX [*Eurodac Regulation*] for matches that occurred when transmitting such data;**	
498.			**(ad) the authorities competent to collect the data provided for in Chapter IVA of Regulation (EU) XXX/XXX [*Eurodac Regulation*] when transmitting data to Eurodac for matches that occurred when transmitting such data** […];	
499.			**(ae) the authorities competent to collect the data provided for in Chapter IVC of Regulation (EU) XXX/XXX [*Eurodac Regulation*] when transmitting data to Eurodac for matches that occurred when transmitting such data** […];	

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500.	(12) in Article 39, paragraph 2 is replaced by the following:			
501.	**‘2. eu-LISA shall establish, implement and host in its technical sites the CRRS containing the data and statistics referred to in Article 42(8) of Regulation (EU) XXX/XXX [*Eurodac Regulation*], Article 74 of Regulation (EU) 2018/1862 and Article 32 of Regulation (EU) 2019/816 logically separated by EU information system. Access to the repository CRRS shall be granted by means of controlled, secured access and specific user profiles, solely for the purpose of reporting and statistics, to the authorities referred to in Article 42(8) of Regulation (EU) XXX/XXX [*Eurodac Regulation*], Article 74 of Regulation (EU) 2018/1862 and Article 32 of Regulation (EU) 2019/816.’;**		‘2. eu-LISA shall establish, implement and host in its technical sites the CRRS containing the data and statistics referred to in Article**s 9 and** 42(8) of Regulation (EU) XXX/XXX [*Eurodac Regulation*], Article 74 of Regulation (EU) 2018/1862 and Article 32 of Regulation (EU) 2019/816 logically separated by EU information system. Access to the repository CRRS shall be granted by means of controlled, secured access and specific user profiles, solely for the purpose of reporting and statistics, to the authorities referred to in Article**s 9 and** 42(8) of Regulation (EU) XXX/XXX [*Eurodac Regulation*], Article 74 of Regulation (EU) 2018/1862 and Article 32 of Regulation (EU) 2019/816.’;	
502.	(13) in Article 47, the following new indent is inserted in paragraph			

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	3:			
503.	**‘Persons whose data are recorded in the Eurodac shall be informed about the processing of personal data for the purposes of this Regulation in accordance with paragraph 1 when a new data set is transmitted to Eurodac in accordance with Articles 10, 12, 13, 14 and 14a of Regulation (EU) XXX/XXX [*Eurodac Regulation*].’;**		‘Persons whose data are recorded in the Eurodac shall be informed about the processing of personal data for the purposes of this Regulation in accordance with paragraph 1 when a new data set is transmitted to Eurodac in accordance with Articles 10, 13**,** 14, 14a **and 14c** […] of Regulation (EU) XXX/XXX [*Eurodac Regulation*].’;	
504.	(14) Article 50 is replaced by the following:			
505.	*‘Article 50*			
506.	**Communication of personal data to third countries, international organisations and**			
507.	**private parties**			
508.	**Without prejudice to Article 31 of Regulation (EC) No 767/2008, Articles 25 and 26 of Regulation (EU) 2016/794, Articles 37 and 38**			

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	of Regulation (EU) XXX/XXX [*Eurodac Regulation*], Article 41 of Regulation (EU) 2017/2226, Article 65 of Regulation (EU) 2018/1240 and the querying of Interpol databases through the ESP in accordance with Article 9(5) of this Regulation which comply with the provisions of Chapter V of Regulation (EU) 2018/1725 and Chapter V of Regulation (EU) 2016/679, personal data stored in, processed or accessed by the interoperability components shall not be transferred or made available to any third country, to any international organisation or to any private party.';			
509.			***Article 40c***	
510.			**Amendments to Regulation (EU) 2017/2226**	
511.			**Regulation (EU) 2017/2226 is amended as follows:**	

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512.			**(1) in Article 1, the following new paragraph (1a) is added:**	
513.			**‘1a. For the purposes of facilitating the application of Regulation 604/2013 and of Directive 2013/32/EU, this Regulation also lays down the conditions under which Member States’asylum authorities may obtain access to the EES for consultation.’;**	
514.			**(2) in Article 3(1), the following point (34) is added:**	
515.			**‘(34) ‘asylum authorities" means an authority responsible for carrying out any of the obligations imposed on Member States**	
516.			**(i) pursuant to Regulation 604/2013 and**	
517.			**(ii) pursuant to Directive 2013/32/EU’;**	

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518.			**(3) in Article 6, the following paragraph (1a) is added:**	
519.			**‘1a. By granting access to asylum authorities in accordance with the conditions set out in this Regulation, the objectives of the EES shall be to:**	
520.			**(a) facilitate the examination of an application for international protection;**	
521.			**(b) facilitate the determination of the responsibility for asylum applications.’;**	
522.			**(4) in Chapter III, the following articles are inserted:**	
523.			***‘Article 25c***	
524.			***Access to data for examining the application for international protection***	
525.			**1. For the sole purpose of facilitation of examining an**	

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			application for international protection, the asylum authorities referred to in Article 3(34)(ii) shall have access to search the EES with the data referred to in Articles 16(1) and 17(1)(a), (b) and (c).	
526.			**2. If the search with the data listed in paragraph 1 indicates that the data of the third country national is recorded in the EES, the asylum authorities shall be given access to consult the data referred to in Article 16 (1), (2), (3)(a), (3)(b) and (4) as well as in Article 17 (1)(a), (b), (c) and (2), for the sole purpose referred to in paragraph 1.**	
527.			***Art. 25d***	
528.			***Access to data for determining the responsibility for asylum applications***	
529.			**1. For the sole purpose of determining the Member State responsible for an application for**	

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			international protection, the asylum authorities referred to in Article 3 (34)(i) shall have access to search in the EES with the data referred to in Article 16 (1) and Art. 17 (1)(a), (b) and (c).	
530.			**2. If the search with the data listed in paragraph 1 indicates that the data of a third country national is recorded in the EES, the asylum authorities of the respective Member State shall be given access to consult the data referred to in Article 16 (1), (2)(a) and (2)(b) as well as in Article 17 (1)(a), (b), (c) and (2), for the sole purpose referred to in paragraph 1.'**	
531.	(29) the following Article 41a is inserted:			
532.	*Article 41a*			
533.	**Committee Procedure**			
534.	**1. The Commission shall be assisted by a committee. That**			

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	committee shall be a committee within the meaning of Regulation (EU) 182/2011.			
535.	**2. Where reference is made to this paragraph, Article 5 of Regulation (EU) 182/2011 shall apply.**			
536.	**3. Where the Committee delivers no opinion, the Commission shall not adopt the draft implementing act and the third subparagraph of Article 5(4) of Regulation (EU) 182/2011 shall apply.**			
537.	This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.			

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538.	Done at Brussels,			
539.	*For the European Parliament,* *The President* *For the Council,* *The President*			