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From:	Sir Ivan ROGERS, the Permanent Representative of the UK Representation to the EU Brussels
date of receipt:	17 November 2016
To:	Ms Lucia ZITNANSKA and Mr Robert KALINAK, Presidents of the Justice and Home Affairs Council

Subject:	Proposal for a Regulation of the European Parliament and of the Council on the establishment of 'Eurodac' for the comparison of fingerprints for the effective application of [Regulation (EU) No 604/2013 establishing the criteria and mechanisms for determining the Member State responsible for examining an application for international protection lodged in one of the Member States by a third-country national or a stateless person] , 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 (recast)
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Delegations will find attached a copy of a letter concerning the above mentioned subject.



UK Representation
to the EU Brussels

SECRÉTARIAT GÉNÉRAL DU
CONSEIL DE L'UNION EUROPÉENNE

\$GE16/11251

Reçu le 17-11-2016

DEST. PRINC. Mme ROGER
DEST. COPIES

The Permanent Representative
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17 November 2016

Ms Lucia Žitňanská and Mr Robert Kaliňák
Presidents of the Justice and Home Affairs Council
Council of the European Union
Rue de la Loi 175
B1048 Brussels

Dear Ministers Žitňanská and Kaliňák,

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the establishment of 'Eurodac' for the comparison of fingerprints for the effective application of [Regulation (EU) No 604/2013 establishing the criteria and mechanisms for determining the Member State responsible for examining an application for international protection lodged in one of the Member States by a third-country national or stateless person] for identifying an illegally staying third-country national or stateless person and on requests for the comparisons with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes (recast), reference: COM(2016) 272 final.

The purpose of this letter is to communicate the United Kingdom's formal notification, in accordance with Article 3(1) of the Protocol (No 21) to the Treaties on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, that it intends to take part in the adoption and application of the **Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the establishment of 'Eurodac' for the comparison of fingerprints for the effective application of [Regulation (EU) No 604/2013 establishing the criteria and mechanisms for determining the Member State responsible for examining an application for international protection lodged in one of the Member States by a third-country national or stateless person] for identifying an illegally staying third-country national or stateless person and on requests for the comparisons with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes (recast), reference: COM(2016) 272 final.**



UK Representation
to the EU Brussels

The Permanent Representative
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I am copying this letter to Alexander Italianer, Secretary General of the Commission and Jeppe Tranholm-Mikkelsen, Secretary General of the Council.

Yours,
Ivan Rogers

SIR IVAN ROGERS