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**COPY OF A LETTER**

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from: Mr Nigel SHEINWALD, Ambassador of the United Kingdom to the European Union

date of receipt: 25 June 2003

to: Mr Giorgios PAPANDREOU, President of the Council

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**Subject : Initiative of the Kingdom of Spain with a view to the adoption of a Council directive on the obligation of carriers to communicate passenger data**

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Delegations will find attached a copy of a letter concerning the above-mentioned subject.

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The Permanent Representative  
Sir Nigel Sheinwald KCMG

25 June 2003

Giorgios Papandreou  
President  
Council of the European Union  
Rue de la Loi 175  
B-1048 Brussels

*Dear President*

**INITIATIVE OF THE KINGDOM OF SPAIN WITH A VIEW TO  
ADOPTING A COUNCIL DIRECTIVE ON THE OBLIGATION OF  
CARRIERS TO COMMUNICATE PASSENGER DATA**

I refer to the initiative of the Kingdom of Spain with a view to adopting a Council Directive on the obligation of carriers to communicate passenger data.

This initiative was made on the basis of Articles 62(2)(a) and 63(3)(b) of the Treaty establishing the European Community. Under the protocol to that Treaty, governing the special position of the UK and Ireland in relation to measures under Title IV, the United Kingdom, if it is to participate in the adoption of such measures, must notify the President of the Council in writing that it intends to do so within three months of a proposal or an initiative being presented to the Council. Also, under Article 5(1) of the Protocol integrating the Schengen acquis into the framework of the European Union, the United Kingdom must notify the President of the Council in writing within a reasonable period of its intention to take part in proposals and initiatives building upon the Schengen Acquis.

The purpose of this letter is to communicate the United Kingdom's formal notification that it intends to participate in the adoption of this proposal.

I am copying this letter to Jonathan Faull in the Commission and Charles Elsen in the Council Secretariat.

*Yours sincerely*  
*Nigel Sheinwald*

Nigel Sheinwald