



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 28 February 2012**

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**Interinstitutional File:  
2011/0023 (COD)**

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**7001/12**

**LIMITE**

**GENVAL 11  
AVIATION 37  
DATAPROTECT 29  
CODEC 501**

**NOTE**

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from: Polish delegation  
to: Working Party on General Matters, including Evaluations (GENVAL)  
No prev. doc.: 5109/1/12 REV 1 GENVAL 2 AVIATION 3 DATAPROTECT 1 CODEC 28  
Subject: Proposal for a Directive of the Council and the European Parliament on the use of Passenger Name Record data for the prevention, detection, investigation and prosecution of terrorist offences and serious crime - Costs

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**NEW RECITAL ON THE FINANCIAL ASPECT OF THE EU PNR DIRECTIVE**

Polish delegation suggests adding a new recital to the preamble (no 28) of the draft Directive, which reads as follows:

Bearing in mind the substantive costs related to the establishment of the national PIUs it is envisaged that co-financing will be provided for the Member States under the instrument for financial support for police cooperation, preventing and combating crime and crisis management established as part of the Internal Security Fund.

Reasoning:

At the informal JHA Ministerial meeting on 26-27 January 2012 most Member States agreed that the implementation of the future PNR Directive should be co-financed under the Internal Security Fund. Taking due account of the fact that the current wording of the instrument for financial support for police cooperation, preventing and combating crime and crisis management has no explicit reference to the European PNR Directive, Polish delegation considers that it is of great importance to insert a new recital to the preamble of the PNR Directive, constituting legal reflection of the establishments of ministers at the informal JHA Ministerial meeting.

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