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COVER NOTE

from: Sir Kim DARROCH KCMG, Permanent Representative of the United Kingdom to the European Union

received: 27 July 2010

to: Mr Stefan DE CLERCK, President of the Justice and Home Affairs Council, Council of the European Union

Subject: Initiative for a Directive of the European Parliament and of the Council regarding the European Investigation Order in criminal matters

I refer to the Initiative of the Kingdom of Belgium, the Republic of Bulgaria, the Republic of Estonia, the Kingdom of Spain, the Republic of Austria, the Republic of Slovenia and the Kingdom of Sweden for a Directive of the European Parliament and of the Council regarding the European Investigation Order in criminal matters (9288/10, interinstitutional file 2010/0817 (COD)).

The initiative was proposed on the basis of Article 82(1)(a) of the Treaty on the Functioning of the European Union. Under Article 3(1) of the Protocol to that Treaty governing the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice (Measures pursuant to Title V of the Treaty), the United Kingdom, if it is to participate in the adoption of such measures, may notify the President of the Council in writing that it intends to do so within three months of a proposal or initiative being presented to the Council.

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

I am copying this letter to Stefano Manservigi and Françoise Le Bail at the Commission and Ivan Bizjak at the Council Secretariat.

(s.) Kim DARROCH
