

## **Information and declaration of consent under Article 4 paragraph 5 Data Protection Act on processing data within the scope of the Global Entry Program**

### **A) General information**

Swiss nationals (hereinafter referred to as 'participants') may participate on a voluntary basis in the Global Entry Program of the U.S. Customs and Border Protection (CBP) and hence benefit from expedited travel procedures for entering the United States of America (U.S.A.) at selected U.S. airports.

Participation in the Global Entry Program involves a two-step procedure. In a first step, the Federal Office of Police (fedpol) will carry out a preclearance check of participants (hereinafter referred to as 'fedpol preclearance'). This check is subject to a fee. If participants successfully complete this step, CBP will be notified. In a second step, CBP will conduct its own security check of participants. Acceptance of participation in the Global Entry Program is solely at the discretion of CBP.

The purpose of fedpol preclearance is to verify whether participants can be granted 'low-risk traveler' status. This is the case if participants do not have an entry in any of the three databases named hereafter under B). 'Low-risk traveler' status is granted solely at the discretion of CBP and in accordance with applicable U.S. law.

Participants who have been granted 'low-risk traveler' status can benefit, for a period of five years, from simplified procedures of immigration and border controls at U.S. airports. All other travelers are subject to the applicable entry procedures for the U.S.A. This does not have any disadvantages or negative consequences for travelers.

To process participants' personal data, fedpol requires a declaration of consent (see E)).

### **B) What fedpol preclearance involves**

Fedpol checks whether participants are registered in any of the following databases:

- Register of Criminal Convictions (extract for private individuals). Statutory provisions: Ordinance on the Register of Criminal Convictions (VOSTRA Ordinance; SR 331).
- RIPOL database (national database containing alerts on missing or wanted persons and missing or stolen objects/vehicles). Statutory provisions: Ordinance on the Automated Search System (RIPOL Ordinance; SR 172.213.61)
- N-SIS (national section of the Schengen Information System). Statutory provisions: Ordinance on the National Section of the Schengen Information System and the SIRENE Bureau (N-SIS Ordinance; SR 362.0).

### **C) The fedpol preclearance procedure**

1. Participants with the exception of minors under 10 years order their own criminal records extract for private individuals from the Federal Office of