



SURVEY ON MILITARY AND INTELLIGENCE ARCHIVES IN EUROPEAN COUNTRIES

(Please, if you need more space for comments, add supplementary sheets)

Country: Denmark

Name of institution: State Archives

Parent institution: Ministry of Culture

(Is your institution part of the Ministry of Culture or of another Ministry, or is under the authority of the Prime Minister, etc.?)

1) Do the following bodies transfer their archives to the National Archives or do they run their own independent historical archives (or neither)? (for Intelligence Agencies, please add as many entries as you need)

	They transfer their archives to the NA	They run their own independent historical archives	They do not make their archives available to researchers
Army, Navy, Air Force	X		
Ministry of Defence	X		
<u>Intelligence Agencies:</u>	X		
Danish Defence Intelligence Agency (FE)	X		
Danish Security and Intelligence Service (PET)	X		

Comments: Recent legislation states explicitly that the records of the security services are covered by the Danish Archival Law.



2) In case such bodies run their own independent historical archives, are they staffed with professional archivists? (for Intelligence Agencies, please add as many entries as you need)

	YES	NO
Army, Navy, Air Force		
Ministry of Defence		
<u>Intelligence agencies:</u>		

Comments:.....
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3) In case intelligence and/or military archives are transferred to the National archives, are such archives transferred only after declassification or do the National Archives receive and preserve classified information (top secret, secret, etc.)?

	YES	NO
Archives including classified records are transferred only after declassification	X	
The National Archives receive and preserve classified information	X	

Comments: Most classified records are only transferred after declassification. However, the Danish National Archives holds classified information emanating from Army, Navy, Air Force, Ministry of Defence, and the Security Services.



4) After how many years are the archives the following bodies supposed to be transferred to the National Archives or other archival institution?

	Number of years	The rule is actually enforced (YES / NO)
Army, Navy, Air Force	5-30 (60)	Yes
Ministry of Defence	5-30 (60)	Yes
<u>Intelligence agencies</u>	5-30 (60)	Yes

Comments: For non-classified records: digital records are transferred after 5 years and paper records before 30 years after their creation.

For classified records: They are delivered after 60 years (unless declassified earlier)

5) As far as selection and transfer of archives is concern, do military bodies and intelligence services have to follow guidelines issued by the National Archives or by the Directorate General of Archives?

	YES	NO
Army, Navy, Air Force	X	
Ministry of Defence	X	
Intelligence agencies	X	

Comments: The Danish Archival Law makes no exception for military etc. institutions.



6) Do archivists from the National Archives participate in the decisions regarding the selection and transfer of military archives and of the archives of the intelligence agencies?

	YES	NO
Army, Navy, Air Force	X	
Ministry of Defence	X	
Intelligence agencies	X	

Comments:.....
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7) According to the ICA Principles of Access to Archives, art. 9, "Archivists have access to all closed archives and perform necessary archival work on them". Is this principle enforced in your country, as far as military archives and the archives of intelligence agencies are concerned?

	YES	NO
Army, Navy, Air Force	X	
Ministry of Defence	X	
Intelligence agencies	X	

Comments: In principle yes.

8) Are there archivists from the National Archives who have security clearances (i.e. who can access classified information)?

YES	X
NO	

Comments:.....
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9) As far as the management of records and archives are concerned, do military corps and intelligence agencies have to follow guidelines and directives issued by the National Archives or by the Directorate General of Archives?

	YES	NO
Army, Navy, Air Force	X	
Ministry of Defence	X	
Intelligence agencies	X	

Comments:.....
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10) Does your national legislation provide for automatic declassification of classified national security information after a given number of years?

YES	
NO	X

Comments:.....
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11) In case you answered YES to question no. 10, after how many years?

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Comments:.....
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12) Does your national legislation provide for automatic declassification of classified information regarding national defence (for example, information on weapons of mass destruction) after a given number of years? In case, after how many years?

YES	
NO	X

Comments: In practice documents classified "Confidential" and "Secret" are considered declassified after 60 years. "Top Secret", "Cosmic" are considered classified until declassified.

13) In case you answered YES to question no. 12, after how many years?

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14) Does your national legislation provide for automatic declassification of classified information originating from a foreign government (or from a foreign intelligence agency, foreign police authority, etc.) after a given number of years? Or is such kind of information declassified only after consulting with the originating country?

	YES	NO
Classified information originating from a foreign government is declassified only with the agreement of the foreign government	X	
Classified information originating from a foreign government is automatically declassified after a given number of years, like other classified information		X

Comments:.....

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15) Does your national legislation provide for special rules regarding the declassification of classified information originating from the NATO?

YES	
NO	X

Comments:.....
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16) Are information originating from the NATO declassified after a given number of years or are decisions regarding the declassification of NATO documents left to NATO itself?

	YES	NO
Information originating from the NATO are declassified after a given number of years		X
Decisions regarding the declassification of NATO documents are left to NATO itself	X	

Comments: Goes for classified information from NATO.