



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 21 March 2012

6345/12

**COPEN 34
EJN 10
EUROJUST 13**

NOTE

From :	General Secretariat
To :	Delegations
Subject :	Implementation of the Council Framework Decision 2008/909/JHA on the application of the principle of mutual recognition to judgments in criminal matters imposing custodial sentences or measures involving deprivation of liberty for the purpose of their enforcement in the European Union - Information provided to the General Secretariat

Delegations will find attached updated information about the state of play of the implementation of the Framework Decision 2008/909/JHA on the application of the principle of mutual recognition to judgments in criminal matters imposing custodial sentences or measures involving deprivation of liberty for the purpose of their enforcement in the European Union.

The information provided in the table is up-to-date as at 20 March 2012.

Council Framework Decision 2008/909/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments in criminal matters imposing custodial sentences

ANNEX

	State/date of implementation of Framework Decision	Transmission re Article 29(2) of National Legislation	Notification re Article 2(1) (Competent Authorities)	Notification re Article 23 (languages)	Notification re Article 26(4)	Notification re Article 4(7)	Notification re Article 7(4)	Notification re Article 28(2)
BELGIUM								
BULGARIA	(Expected to enter into force in the first half of 2012)							
CZECH REPUBLIC	(Expected to enter into force at the end of 2012)							
DENMARK	Implemented. Entry into force of legislation: 5 December 2011	Yes	Minister of Justice	Danish	Yes (doc.: 6298/12 COPEN 33)			
GERMANY								
ESTONIA								
GREECE								

Council Framework Decision 2008/909/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments in criminal matters imposing custodial sentences

	State/date of implementation of Framework Decision	Transmission re Article 29(2) of National Legislation	Notification re Article 2(1) (Competent Authorities)	Notification re Article 23 (languages)	Notification re Article 26(4)	Notification re Article 4(7)	Notification re Article 7(4)	Notification re Article 28(2)
SPAIN								
FRANCE								
IRELAND	Reservations						Yes (doc.:5421/12 COPEN 9)	Yes (doc.:5421/12 COPEN 9)
ITALY	Implemented. (doc.: 5440/12 COPEN 10) Entry into force of legislation: 5 December 2011		Ministry of Justice					
CYPRUS								
LATVIA								
LITHUANIA								
LUXEMBOURG								

Council Framework Decision 2008/909/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments in criminal matters imposing custodial sentences

	State/date of implementation of Framework Decision	Transmission re Article 29(2) of National Legislation	Notification re Article 2(1) (Competent Authorities)	Notification re Article 23 (languages)	Notification re Article 26(4)	Notification re Article 4(7)	Notification re Article 7(4)	Notification re Article 28(2)
HUNGARY								
MALTA	Implemented.		1) To issue judgments in terms of art. 2(1): The Court of Criminal Jurisdiction. 2) To recognise judgments : The Office of the Attorney General.	Maltese or English				Yes (doc.: 7638/12 COPEN 56)
THE NETHERLANDS								
AUSTRIA	Implemented.		1) For the incoming requests: The regional Courts. 2) For outgoing	German		Yes (doc.: 5698/12 COPEN 17).	Yes (doc.:5698/12 COPEN 17)	

Council Framework Decision 2008/909/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments in criminal matters imposing custodial sentences

	State/date of implementation of Framework Decision	Transmission re Article 29(2) of National Legislation	Notification re Article 2(1) (Competent Authorities)	Notification re Article 23 (languages)	Notification re Article 26(4)	Notification re Article 4(7)	Notification re Article 7(4)	Notification re Article 28(2)
			requests: The Federal Ministry of Justice					
POLAND	Implemented.	Yes	The Regional Courts	Polish			Yes (doc.:5650/12 COPEN 14)	Yes (doc.:5650/12 COPEN 14)
PORTUGAL								

Council Framework Decision 2008/909/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments in criminal matters imposing custodial sentences

	State/date of implementation of Framework Decision	Transmission re Article 29(2) of National Legislation	Notification re Article 2(1) (Competent Authorities)	Notification re Article 23 (languages)	Notification re Article 26(4)	Notification re Article 4(7)	Notification re Article 7(4)	Notification re Article 28(2)
ROMANIA								
SLOVENIA								
SLOVAKIA								
FINLAND	Implemented.		1) Issuing State :The central admin. office of the Criminal Sanctions Agency 2) Executing State : The District Courts	Finnish, Swedish or English	Yes (doc.: 5493/12 COPEN 11)			
SWEDEN								
UNITED KINGDOM								
