



**COUNCIL OF  
THE EUROPEAN UNION**

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**COVER NOTE**

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from: Mr.F. Teeven, State Secretary for Security and Justice, Ministry of Security and Justice in the Netherlands

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to: Mr. Rafael Fernández-Pita y González, Director-General, Council of the European Union

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date of receipt : 20 September 2012

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Subject : 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  
- Notification of implementation of the above Framework Decision by the Netherlands

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I hereby send you the declarations by the Netherlands pursuant to 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 or measures involving deprivation of liberty for the purpose of their enforcement in the European Union (OJ L 327).

**Declaration by the Netherlands**  
**pursuant to Article 2(1) of Framework Decision 2008/909/JHA**

The competent authority in the Netherlands when the Netherlands is the issuing State and when the Netherlands is the executing State is the Minister for Security and Justice.

Contact details: Ministerie van Veiligheid en Justitie  
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**Declaration by the Netherlands**  
**pursuant to Article 7(4) of Framework Decision 2008/909/JHA**

The Netherlands hereby declares that Article 7(1) of the Framework Decision will not apply.

**Declaration by the Netherlands**  
**pursuant to Article 23(1) of Framework Decision 2008/909/JHA**

The Netherlands hereby declares that in addition to certificates translated into Dutch, it will accept certificates in English.

**Declaration by the Netherlands**  
**pursuant to Article 23(3) of Framework Decision 2008/909/JHA**

The Netherlands hereby declares that it may request a translation of the judgment or essential parts of it into Dutch or into another official language of the European Union in cases where it finds the content of the certificate insufficient to decide on the recognition of the judgment.

Lastly, I would like to point out that the Netherlands made a declaration concerning Article 28(2) of the Framework Decision when the Framework Decision was established. That declaration was published in Official Journal L 265/41 of 9 October 2009.

(Complimentary close)

(s.) F. Teeven

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