



Council of the
European Union

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NOTE

From: Mr Peter Javorčík, Ambassador, Permanent Representation of the Slovak Republic to the European Union

On: 3 August 2017

To: Ms Christine Roger, Director General, Council of the European Union

Subject: Council Framework Decision 2009/829/JHA on the application, between Member States of the European Union, of the principle of mutual recognition to decisions on supervision measures as an alternative to provisional detention

- Notification made by Slovak Republic

Dear Director-General,

Please find enclosed the Slovak Republic's declarations regarding Council Framework Decision 2009/829/JHA of 23 October 2009 on the application, between Member States of the European Union, of the principle of mutual recognition to decisions on supervision measures as an alternative to provisional detention.

(Complimentary close)

(s.) Peter Javorčík

The Slovak Republic replaces the declarations set out in documents 6883/14 and 14454/16 with the following:

**Declarations by the Slovak Republic
regarding Council Framework Decision 2009/829/JHA of 23 October 2009 on the application,
between Member States of the European Union, of the principle of mutual recognition to
decisions on supervision measures as an alternative to provisional detention**

Regarding Article 6(1)

'Where the Slovak Republic is the issuing State, the competent authority is the court or judge deciding on detention in the preparatory proceedings.

Where the Slovak Republic is the executing State, the competent authority is the district court in whose area of jurisdiction the sentenced person ordinarily resides; if the sentenced person ordinarily resides in the Slovak Republic and has both a permanent place of residence and a temporary place of residence, the competent authority is the district court in whose area of jurisdiction the sentenced person permanently resides.

The Ministry of Justice of the Slovak Republic will assist with requests from the court or the competent authority of the Member State, in particular in identifying the information required to determine competence.

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Regarding Article 8(2)

'The Slovak Republic is also prepared to monitor all the measures referred to in paragraph 2 for Member States giving notification that they are prepared to check compliance on their own territory.'

Regarding Article 24

'Certificates forwarded to the Slovak judicial authorities must be drawn up in Slovak, or accompanied by a translation into Slovak. The Slovak Republic will accept certificates in Czech if they are drawn up pursuant to this legal act in connection with the Czech Republic.'