



Council of the
European Union

Brussels, 14 October 2015
(OR. en)

12910/15

COPEN 267
EUROJUST 176
EJN 85

NOTE

From: Mr Anders Ahnlid, Ambassador, Permanent Representation of Sweden to the European Union

On: 21 August 2015

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

Subject: 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

- Notification made by Sweden

Dear Director General,

On behalf of the Swedish government, I hereby submit the documents relating to Sweden's implementation of 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.

Sweden intends to supplement this information with details of the competent public prosecutor at a later stage.

(Complimentary close)

(s.) Anders Ahnlid

Notification of national measures to fulfil Sweden's obligations in the European Union

Sweden has implemented 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 (the Framework Decision).

Pursuant to **Article 27(2)** of the Framework Decision, Member States are to transmit to the Council and to the Commission the text of the provisions transposing into their national law the obligations imposed on them under the Framework Decision. The Framework Decision has been implemented in Sweden by, respectively, the Act and the Decree on the recognition and monitoring of decisions on supervision measures within the European Union, and by certain consequential amendments to other acts and decrees (see Annexes). The new Act and Decree and the associated consequential amendments will enter into force on 1 August 2015.

The statutes are being submitted to the Commission via the MNE implementation database.

In addition, Sweden hereby submits the following notifications and declarations in accordance with the Framework Decision.

Notification pursuant to Article 6(1)

Pursuant to **Article 6(1)** of the Framework Decision, the General Secretariat of the Council is hereby notified of the following.

The Swedish Prosecution Authority is the competent authority according to the Framework Decision where Sweden is either the issuing or the executing State. The Swedish Economic Crime Authority and the ordinary courts are also competent authorities where Sweden is the issuing State. The notification concerning the competence of the ordinary courts relates only to a competence to take decisions on supervision measures and certain associated decisions.

Statement pursuant to Article 9(4) and declaration pursuant to Article 24

Pursuant to **Article 9(4)**, it is hereby stated that Sweden may recognise and monitor a decision on supervision measures in respect of a suspect who is not ordinarily resident in Sweden if he or she has other close ties to Sweden and if it is appropriate for the decision to be monitored there.

Pursuant to **Article 24** of the Framework Decision, it is hereby stated that Sweden accepts translations of the certificate in Swedish, Danish, Norwegian or English.