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Subject: Negotiations with a view to concluding agreements between the European Union and Iceland and Norway on the application of certain provisions in the field of judicial co-operation in criminal matters on the basis of Articles 24 and 38 of the Treaty on European Union - Extradition and surrender under the European arrest warrant

Delegations will find attached the declassified version of the above document.

The text of this document is identical to the previous version.

RESTREINT UE



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THE EUROPEAN UNION

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CORRIGENDUM TO NOTE

From: Presidency
To : COREPER

No. prev. doc. : 10341/03 COPEN 57 RESTREINT UE

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Page 5, second paragraph should read as follows:

"A vast majority of Member States expressed a preference for option 1¹. Two Member States preferred option 2² as they thought that the Framework Decision on the European arrest warrant was based on the principle of mutual recognition and has to be seen in the context of the creation of a common area of justice among the Member States and could therefore not be extended to third countries. One other Member State³ thought that neither option was to be preferred as both would in effect create a separate legal regime for Norway and Iceland, which was not justified by the limited number of extradition cases with these two countries."

¹ AUT, COM, (...), DK, F, FIN, GR, IRL, LUX, P, SI, SP, SW and UK.

² B and D. The Belgian delegation also indicated that it wanted to avail itself of the opportunity of making the same declaration as it has under the 1996 EU Extradition Convention, i.e. subject the extradition of nationals to the condition that they will be returned to Belgium to serve their sentence and no abolition of double criminality. **D would want to make declarations with regard to the extradition of nationals, the political offence exception and the double criminality.**

³ NL.

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Page 6, paragraph 1:

The reference to "D" in subparagraphs a) and c) should be deleted.

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