



MINISTRY OF JUSTICE OF THE REPUBLIC OF LITHUANIA

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To the Secretariat General of the Council

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REGARDING PROVISION OF INFORMATION

Honourable Director,

Following Article 2 of Council Framework Decision 2005/214/JHA on the application of the principle of mutual recognition to financial penalties, the Ministry of Justice hereby sends revised information about the institutions which are competent under this Framework Decision in accordance with the national law of the Republic of Lithuania.

District courts are, according to Article 2(1) of the Framework Decision, the competent authorities of the Republic of Lithuania *as the executing State* to recognise and organise the enforcement of the financial sanctions transmitted by other member states of the European Union. District Courts are competent to receive the financial sanctions transmitted by other member states of the European Union both directly and through the central authority.

In accordance with Article 365-1(1) of the Code of Criminal Procedure of the Republic of Lithuania, the financial sanction imposed by the competent authority of the member state of the European Union shall be recognised as a financial sanction by the district court *of the place of residence of the natural person or of the domicile of the legal person* who has been imposed the financial sanction in question. If the natural person sanctioned has no place of residence in the Republic of Lithuania or the legal person sanctioned has no domicile in the Republic of Lithuania, the financial sanction is recognised by the district court of the place where *the assets or the main part of the assets* from which the sanction may be recovered is located.

Courts of general jurisdiction (district courts, regional courts, the Court of Appeal of Lithuania and the Supreme Court of Lithuania) are, according to Article 2(1) of the Framework Decision, the competent authorities of the Republic of Lithuania *as the issuing State* to impose a financial sanction and transfer it for execution to another member state of the European Union. Courts of general jurisdiction are competent to transmit financial sanctions imposed by them for execution to other member states of the European Union both directly and through the central authority.

Contact details and activity territories of the courts of the Republic of Lithuania are enclosed in the annex to this letter.



Contact details and activity territories of the courts of the Republic of Lithuania are also available on the website of the National Courts Administration <http://www.teismai.lt/teismai/adresai/teismai.asp>.

Ministry of Justice of the Republic of Lithuania (Gedimino pr. 30/1, LT-01104 Vilnius, Lithuania. Tel. (370) 5266 2933, fax (370) 5262 5940) is the *central authority* responsible for the administrative transmission and receipt of decisions and for assistance to competent authorities **only when it is impossible to identify which authority is the executing competent authority.**

ENCLOSED:

1. Names and contact details of the courts of the Republic of Lithuania, 2 pages.
2. Activity territories of the courts of the Republic of Lithuania, 2 pages.

Sincerely,

Vice-Minister of Justice

Tomas Vaitkevičius