



**COUNCIL OF  
THE EUROPEAN UNION**

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**NOTE**

from:	Mr. Dirk Wouters, Permanent Representative, Permanent Representation of Belgium to the European Union
to:	Mr. Rafael Fernández-Pita y González, Director-General, Council of the European Union
date of receipt :	15 July 2013
Subject :	Council Framework Decision 2008/947/JHA on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions - Notification of the transposition into Belgian law of Framework Decision 2008/947/JHA and the corresponding declarations

Dear Director-General,

Pursuant to the relevant provisions of the above Framework Decision, I hereby have the honour to inform you that the Kingdom of Belgium has transposed Framework Decision 2008/947/JHA on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions.

You will find the applicable documents in the annexes as follows:

- Notification of the transposition of Framework Decision 2008/947/JHA and the corresponding declarations.
- The Act of 21 May 2013 on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions.

(Complimentary close)

(s.) Dirk Wouters

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**Notification by the Kingdom of Belgium pursuant to Article 25(2) of Council Framework Decision 2008/947/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions**

Pursuant to Article 25(2) of Council Framework Decision 2008/947/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions, I hereby have the honour to inform you that the Kingdom of Belgium has transposed this Framework Decision into Belgian law through the following act:

- Act of 21 May 2013 on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions;

This act was published in the Belgian State Gazette (*Moniteur belge/Belgisch Staatsblad*) on 13 June 2013 and will come into force on 23 June 2013.

**Declarations by the Kingdom of Belgium pursuant to Articles 3 and 21 of Council Framework Decision 2008/947/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions**

**Competent authorities (Article 3 of the Framework Decision)**

- The competent Belgian authority for forwarding a judgment and, where applicable, a probation decision to another Member State of the European Union (issuing authority) is the public prosecutor's office of the judicial district in which the person concerned has his or her legal and habitual residence or, failing that, of the judicial district in which he or she was sentenced.
- The competent Belgian authority for giving Belgium's prior agreement for a judgment to be forwarded pursuant to Article 5(2) of the Framework Decision is the Ministry of Justice.
- The competent Belgian authority for recognising a judgment and, where applicable, a probation decision forwarded to Belgium (executing authority) is the public prosecutor's office of the judicial district in which the person concerned has his or her legal and habitual residence or, failing that, of the judicial district in which he or she wishes to reside.

**Languages used (Article 21 of the Framework Decision)**

Belgium will accept any certificate translated into Dutch, French, German or English.

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