



**COUNCIL OF
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NOTE

from:	Mr. Jan Wannenmacher, Legal Affairs Attaché, Permanent Representation of Austria to the European Union
to:	Mr. Rafael Fernández-Pita y González, Director-General, Council of the European Union
date of receipt :	30 August 2013
Subject :	Council Framework Decision 2009/948/JHA on prevention and settlement of conflicts of exercise of jurisdiction in criminal proceedings - Notification by Austria on the Council Framework Decision 2009/948/JHA

Dear Director-General,

The Permanent Representation of Austria to the European Union wishes to inform you that Austria has transposed Council Framework Decision 2009/948/JHA on prevention and settlement of conflicts of exercise of jurisdiction in criminal proceedings by inserting Articles 59a to 59c into the Federal Act on Judicial Cooperation in Criminal Matters with the Member States of the European Union (EU-JZG), published in Federal Law Gazette (*Bundesgesetzblatt*) I No 175/2013.

(Complimentary close)

(s.) Jan Wannenmacher

Annexes:

- Note setting forth Austria's statements on Council Framework Decision 2009/948/JHA
- Federal Law Gazette I No 175/2013

I. Act transposing the Decision

The Decision has been transposed through Articles 59a to 59c of the Federal Act on Judicial Cooperation in Criminal Cases with the Member States of the European Union (EU-JZG), inserted by the Federal Act amending the Federal Act on Judicial Cooperation in Criminal Matters with the Member States of the European Union (EU-JZG), the Extradition and Mutual Legal Assistance Act (ARHG) and the Residential Reconstruction Act (EU-JZG-ÄndG 2013), published in Federal Law Gazette I 2013/175.

These provisions entered into force on 1 August 2013.

II. Article 4(2) (Determination of competent authorities)

The competent authorities within the meaning of Article 4(1) of the Framework Decision are the public prosecutors' offices.

III. Article 14(1) (Languages which may be used)

Austria hereby states that German can be used in procedures as described in Chapter 2 of Framework Decision 2009/948/JHA; other languages can also be used on a reciprocal basis.
