



Council of the  
European Union

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**NOTE**

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From:	Mr Anders Ahnlid, Ambassador, Permanent Representation of Sweden to the European Union
On:	17 December 2015
To:	Ms Christine Roger, Director General, Council of the European Union
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 made by Sweden

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Dear Director General,

On behalf of the Swedish Government, I hereby submit notification of the national measures taken in accordance with Article 25(2) of Framework Decision 2008/947/JHA of 27 November 2008.

(Complimentary close)

(s.) Anders Ahnlid

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

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In accordance with Article 25(2) of Framework Decision 2008/947/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgements and probation decisions with a view to the supervision of probation measures and alternative sanctions, Member States must transmit to the General Secretariat of the Council and to the Commission the text<sup>1</sup> 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 Ordinance on the recognition and enforcement of non-custodial sentences within the European Union, and by certain consequential amendments to other acts and ordinances (see Annexes). The new Act and Ordinance and the associated consequential amendments will enter into force on 1 January 2016. At the present time, Sweden has implemented the Framework Decision.

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 3(1)***

Pursuant to Article 3(1) of the Framework Decision, the General Secretariat of the Council is hereby notified of the following.

The Swedish Prison and Probation Service is the competent authority in accordance with the Framework Decision in the situation where Sweden is either the issuing or the executing State.

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<sup>1</sup> Note from the Secretariat: this text is not attached to the current document.

Parole boards and the ordinary courts are also competent authorities in the situation where Sweden is the issuing State and where the parole board or the court issues such subsequent decisions as are referred to in Article 17. A parole board is also the competent authority in the situation where Sweden is the issuing State in cases where the board issues such probation decisions as referred to in Article 2(5).

The contact details of the Swedish Prison and Probation Service are as follows:

Kriminalvården

Huvudkontoret

601 80 NORRKÖPING

Sweden

Telephone: + 46 77 228 08 00

Fax: + 46 11 496 36 40

Email: [hk@kriminalvarden.se](mailto:hk@kriminalvarden.se)

***Notification pursuant to Article 4(2)***

Pursuant to Article 4(2), Sweden does not undertake to supervise any sanctions or probation measures in addition to those referred to in Article 4(1).

***Declaration pursuant to Article 5(4)***

Pursuant to Article 5(4), the Swedish competent authority, the Swedish Prison and Probation Service, may, in those cases provided for in Article 5(2), consent to a non-custodial sentence being forwarded to Sweden if the social rehabilitation of the sentenced person is facilitated by the fact that enforcement is transferred to Sweden and is also appropriate.

***Declaration pursuant to Article 14(3)***

Pursuant to Article 14(3), Sweden as an executing State will in no case assume the jurisdiction to take such subsequent decisions as referred to in Article 14(1)(b) and (c).

***Declaration pursuant to Article 21***

Pursuant to Article 21 of the Framework Decision, the certificate is to be written in or translated into Swedish. Sweden also accepts that the certificate be translated into Danish, Norwegian or English.

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