

**UK and Gibraltar notifications to the Commission as required under the Directive
2014/41/EU (EIO Directive)**

Article 33(1)(a) - Competent Authorities:

The authorities within the UK which are competent for issuing a European Investigation Order in accordance with Directive 2014/41/EU are as follows:

- A designated public prosecutor (those listed in Part 1 of Schedule 1 to the Criminal Justice (European Investigation Order) Regulations 2017) (for England and Wales or Northern Ireland)
- Any judge or justice of the peace (for England)
- Any judge (for Northern Ireland)
- Any judge of the High Court or sheriff (for Scotland)
- The Lord Advocate or a procurator fiscal (for Scotland)

The following authorities within the UK are also competent issuing authorities for the purposes of article 2(c)(ii) of the Directive, where the European investigation order has been validated by one of the authorities listed above:

- The Attorney General for England and Wales
- The Attorney General for Northern Ireland
- The Northern Ireland Department for Communities
- The Secretary of State for Business, Energy and Industrial Strategy
- The Secretary of State for Health
- The Secretary of State for Transport
- The Secretary of State for Work and Pensions
- The Chief Constable of the British Transport Police Force
- The Chief Constable of the Police Service of Northern Ireland
- The Chief Officer of police for a police area in England and Wales
- The Health and Safety Executive
- Her Majesty's Revenue and Customs
- The Ministry of Defence Police Service
- The National Crime Agency
- The Port of Dover Police
- The Secretary of State for Health
- The Secretary of State for the Home Department
- The Secretary of State for Justice

The authorities within Gibraltar which are competent for issuing a European Investigation Order in accordance with Directive 2014/41/EU are as follows:

- A "justice" or "justice of the peace" as defined in section 2(1) of the Magistrates' Court Act
- A judge of the Supreme Court of Gibraltar
- the Attorney General of Gibraltar
- A Crown Counsel of the Government of Gibraltar
- A police officer with the consent of a Crown Counsel

The authorities within the UK which are competent for executing a European Investigation Order in accordance with Directive 2014/41/EU are as follows:

- The Chief Constable of the British Transport Police Force
- The Chief Constable of the Police Service of Northern Ireland
- The Chief Officer of police for a police area in England and Wales
- The Director of Public Prosecutions and any Crown Prosecutor
- The Director of Public Prosecutions for Northern Ireland and any Public Prosecutor
- The Director of the Serious Fraud Office and any person designated under section 1(7) of the Criminal Justice Act 1987
- The Financial Conduct Authority
- The Health and Safety Executive
- Her Majesty's Revenue and Customs
- The Land Registry
- The Ministry of Defence Police Service
- The National Crime Agency
- The Northern Ireland Department for Communities
- The Northern Ireland Department of Justice
- The Port of Dover Police
- The Secretary of State for Business, Energy and Industrial Strategy
- The Secretary of State for Defence
- The Secretary of State for Environment, Food and Rural Affairs
- The Secretary of State for the Home Department
- The Secretary of State for Justice
- The Secretary of State for Transport
- The Secretary of State for Work and Pensions
- For Scotland, the competent executing authority is the Lord Advocate.

The authorities within Gibraltar which are competent for executing a European Investigation Order in accordance with Directive 2014/41/EU are as follows:

- A "justice" or "justice of the peace" as defined in section 2(1) of the Magistrates' Court Act
- A judge of the Supreme Court of Gibraltar
- the Attorney General of Gibraltar
- A Crown Counsel of the Government of Gibraltar
- A police officer with the consent of a Crown Counsel
- The Commissioner of the Royal Gibraltar Police
- The Collector of Customs
- The Chief Executive Officer of the Borders and Coastguard Agency
- The Commissioner for Income Tax of Gibraltar
- Such other Gibraltar authority which is competent in the circumstances and is acting in its capacity as an investigating authority in criminal proceedings to order the gathering of evidence

Formal communications with the Gibraltar competent authorities, in accordance with the Post-Boxing Agreement, should be addressed to the relevant competent authority at the above address but sent via:

The United Kingdom Government Gibraltar Liaison Unit for EU Affairs
Foreign and Commonwealth Office
King Charles Street
London
SW1A 2AH
Tel.: +44 20 7008 1577
Fax: +44 20 7008 3629
e-mail: ukgglu@fco.gov.uk

Article 5(2), Article 31(4) and Article 33(1)(b) - Languages:

The UK shall only accept documents in the English language, or accompanied by a certified translation into English. No additional languages shall be used for completing or translating the EIO where the UK is the executing authority/State.

Gibraltar shall only accept documents in the English language, or accompanied by a certified translation into English. No additional languages shall be used for completing or translating the EIO where Gibraltar is the executing authority/State.

Article 33(1)(c) - Central Authority:

The designated central authorities within the UK for the purposes of Directive 2014/41/EU are as follows:

- The Secretary of State for the Home Department (as the UK Central Authority) for England, Wales and Northern Ireland
- The Lord Advocate for Scotland
- HMRC for EIOs relating to certain tax-related investigations for England, Wales and Northern Ireland.

EIOs must be sent to a central authority and not directly to an executing authority

The designated central authority within Gibraltar for the purposes of Directive 2014/41/EU is:

- The Attorney General

Formal communications with the Office of the Minister with responsibility for Justice, in accordance with the Post-Boxing Agreement, should be addressed to the Minister with responsibility for Justice at the above address but sent via:

The United Kingdom Government Gibraltar Liaison Unit for EU Affairs
Foreign and Commonwealth Office
King Charles Street
London
SW1A 2AH
Tel.: +44 20 7008 1577
Fax: +44 20 7008 3629

e-mail: ukggglu@fco.gov.uk

Article 33(2) - List of documents under article 22(4) for transit of a person through Gibraltar:

The documents required for transit of a person under Directive 2014/41/EU ("EIO") through Gibraltar in accordance with article 22(4) are documents with the following information, which must be sent to the central authority within Gibraltar:

- (a) The identity and nationality of the person to whom the EIO applies
- (b) The authority in the issuing State making the request
- (c) Information showing that a EIO has been issued by the issuing State in respect of the person
- (d) The nature and legal classification under the law of the issuing State of the offence to which the EIO relates
- (e) The circumstances in which the offence specified in the EIO was committed or is alleged to have been committed, including the date and place of its commission