

Hellenic Republic  
Ministry of Justice, Transparency and Human Rights

Directorate-General for Justice, International Legal Relations and Human Rights

Directorate for Legislation, International Legal Relations and International Judicial Cooperation

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Ref No: 84833οικ./Φ.266

To:

Permanent Representation of Greece to the European Union

Attn: Mr. Konstantakopoulos

**Subject: Notifications under Article 33 of Directive 2014/41/EU**

**Ref.: Your email of 27 November 2018**

Further to your email, please note the following for your information and any necessary action within your competence:

On the initiative of the Ministry of Justice, Transparency and Human Rights, the Greek Parliament adopted Law 4489/2017, entitled 'European Investigation Order in criminal matters - transposition of Directive 2014/41/EU into national law and other provisions' on 20 September 2017 (Government Gazette, Series I, No 140/21.9.2017).

Article 6 of the above Law states that ***'the competent authority for issuing an EIO in Greece shall be: (a) a judge, a court, an investigating judge or a public prosecutor competent in the case concerned; or (b) any other competent authority which, in the specific case, is acting in its capacity as an investigating authority in particular criminal proceedings, provided that the EIO issued by that authority is validated by the competent public prosecutor, who shall validate it after examination of its conformity with the conditions set out in this Law'***.

Furthermore, Article 11(1) of the Law states that ***'the competent judicial authority for the recognition and execution of an EIO in Greece shall be the public prosecutor at the court of appeal for the judicial district where the EIO is to be executed, who shall ensure its execution as appropriate'***.

In addition, Article 8(3) of the Law states that ***'the EIO shall be translated into Greek or English'***.

Finally, Article 9(2) and (3) of the Law state that ***'any further official communication shall be conducted directly between the Greek issuing authority and the executing authority. In particular, if a difficulty arises concerning the transmission or authenticity of any document and direct communication is unsuccessful, assistance may be requested from the Central Service of the Ministry of Justice, Transparency and Human Rights.'*** If there is any doubt regarding the competent authority of the executing State, the Greek issuing authority shall contact the Central Service of the

*Ministry of Justice, Transparency and Human Rights. If the competent authority of the executing State is unknown, the Greek issuing authority may request and obtain any necessary information regarding the competent executing authority, notably via the contact points of the European Judicial Network or the national member of Eurojust’.*

**A. Eleftheriadou**  
**Head of Directorate**