



Council of the
European Union

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NOTE

From:	General Secretariat of the Council
To:	Delegations
Subject:	Letter of 22 January 2020 to the Secretary-General of the Council from the Permanent Representative of Slovenia to the European Union regarding the possibility provided for in the third paragraph of Article 185 of the Withdrawal Agreement

Delegations will find in the Annex the above mentioned letter.



REPUBLIC OF SLOVENIA
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Mr JEPPE TRANHOLM-MIKKELSEN

SECRETARY-GENERAL OF THE COUNCIL
OF THE EUROPEAN UNION

Number: 542-1/2017-SPBR/4
Date: 22. 1. 2020

Subject: Statement by the Republic of Slovenia for the purposes of Article 185 of the Agreement on the Withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community

Dear Secretary-General,

With the reference to Article 4 of the Council Decision 2019/274 of 11 January 2019, as recently amended by the Council Decision 2020/48 of 21 January 2020, please be informed that the Republic of Slovenia avails itself of the possibility provided for in the third paragraph of Article 185 of the Agreement on the Withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community.

Enclosed please find the Declaration by the Republic of Slovenia to that effect.

Yours Sincerely,



Iztok Jarc
Ambassador – Permanent Representative

**Declaration
by the Republic of Slovenia**

The Republic of Slovenia avails itself of the possibility provided for in the third paragraph of Article 185 of the Agreement on the Withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, during the transition period, in addition to the grounds for non-execution of a European arrest warrant referred to in Framework Decision 2002/584/JHA, to refuse to surrender its nationals to the United Kingdom pursuant to a European Arrest Warrant.

Article 47 of the Constitution of the Republic of Slovenia provides that no citizen of Slovenia may be extradited or surrendered unless such obligation to extradite or surrender arises from a treaty by which, in accordance with the provisions of the first paragraph of Article 3a, Slovenia has transferred the exercise of part of its sovereign rights to an international organisation.

Such an obligation to surrender Slovenian nationals is laid down only in legal acts in relation to the Member States of the European Union and in relation to the International Criminal Court.
