

**Declaration of the Republic of Austria in accordance with Article 185
para 3 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**

The Republic of Austria 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.

This declaration is necessary due to reasons related to fundamental principles of national law, namely the constitutional provision in Section 12 of the Federal Law on Extradition and Mutual Assistance in Criminal Matters which does not allow for extradition of own nationals.
