



Council of the
European Union

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NOTE

From:	Luminita Odobescu, Permanent Representative of Romania to the EU
On:	28 February 2020
To:	Christine Roger, Director-General, General Secretariat of the Council
Subject:	Council Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States - Revised notifications by Romania

I am pleased to send you, hereby attached, updated notifications of Romania regarding Council Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States.

These notifications replace the previous ones.

(Complimentary close)

Council Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States

Romania transposed Framework Decision 584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States of the European Union through Title III of Law No 302/2004 on international judicial cooperation in criminal matters, which has subsequently been amended and supplemented, and republished¹.

In view of recent legislative amendments, as well as changes to the contact details of some of the competent authorities, Romania makes the following statements regarding the implementation of Framework Decision 584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States of the European Union, replacing previous statements (contained in documents 16907/06 and 16285/08).

Statement regarding Article 6(3):

With regard to **Article 6(3)** of Framework Decision 2002/584/JHA, Romania updates its statement as follows:

1. Romania designates its courts and tribunals as authorities competent to issue a European arrest warrant (competent judicial authorities), both for criminal prosecution and for trial or the execution of a custodial sentence or detention order.

¹ The republished version can be found in Official Gazette No 411 of 27 May 2019.

Thus, in accordance with the provisions of Article 89(3) of Law No 302/2004 on international judicial cooperation in criminal matters, as republished, European arrest warrants are to be issued:

‘(a) during the criminal prosecution stage, by the rights and freedoms judge designated by the president of the court that would be competent to hear the substance of the case, ex officio or upon referral by the prosecutor conducting or supervising the criminal prosecution of the requested person;

(b) during preliminary chamber proceedings, by the preliminary chamber judge;

(c) during the trial stage, by the judge designated by the president of the court of first instance, ex officio or upon referral by the prosecutor or the body in charge of execution of the provisional arrest warrant or the decision imposing the detention order;

(d) during the execution stage, by the judge designated by the president of the executing court, ex officio or upon referral by the prosecutor or the body in charge of executing the warrant of execution in relation to a sentence to life imprisonment or imprisonment or the decision imposing the detention order.’

2. Romania designates the Ministry of Justice and the prosecutor’s offices attached to the courts of appeal as authorities competent to receive a European arrest warrant. If the requested person’s whereabouts are not known, the European arrest warrant is forwarded to the prosecutor’s office attached to the Bucharest Court of Appeal.

An updated list of the 15 prosecutor’s offices attached to the courts of appeal can be found in Annex 1.

3. Romania designates the courts of appeal as judicial authorities competent to execute a European arrest warrant (executing judicial authorities) issued by a judicial authority of another Member State of the European Union.

There are 15 courts of appeal in Romania. An updated list of the contact details for the courts of appeal can be found in Annex 2.

Statement regarding Article 7:

Romania updates its statement as follows:

The central authority designated by Romania to assist the judicial authorities is the Ministry of Justice.

The central authority is competent to receive a European arrest warrant issued by a judicial authority in another Member State of the European Union and to forward it to the Romanian executing judicial authority if the issuing judicial authority does not succeed in transmitting the European arrest warrant directly to the competent Romanian judicial authority.

The central authority is competent to forward a European arrest warrant issued by a Romanian judicial authority if the latter is unable to transmit it directly to the foreign executing judicial authority or when the executing Member State has designated the Ministry of Justice as the receiving authority.

In addition, the central authority keeps a record of European arrest warrants issued or received by the Romanian judicial authorities, for statistical purposes.

The central authority carries out any task designed to assist and support the Romanian judicial authorities in connection with a European arrest warrant.

The contact details of the central authorities are as follows:

*Ministerul Justiției, Direcția Drept Internațional și Cooperare Judiciară,
Serviciul de cooperare judiciară internațională în materie penală,*

*(Ministry of Justice, Directorate for International Law and Judicial Cooperation,
Division for judicial cooperation in criminal matters)*

Str. Apolodor 17, Sector 5, București, Romania

Tel.: 0040 37 204 10 77

Fax: 0040 37 204 10 79/84

Email: dreptinternational@just.ro or

ewaw@just.ro

Statement regarding Article 8(2):

A European arrest warrant transmitted to the Romanian authorities for execution must be translated into Romanian or into either English or French.

Statement regarding Article 25(2):

Romania designates the Ministry of Justice as the authority responsible for receiving transit requests and the necessary documents, as well as any other official correspondence relating to transit requests.

Contact details:

Ministerul Justiției, Direcția Drept Internațional și Cooperare Judiciară,
Serviciul de cooperare judiciară internațională în materie penală,

*(Ministry of Justice, Directorate for International Law and Judicial Cooperation,
Division for judicial cooperation in criminal matters)*

Str. Apolodor 17, Sector 5, București, Romania

Tel.: 0040 37 204 10 77

Fax: 0040 37 204 10 79/84

Email: dreptinternational@just.ro or

eaw@just.ro

Statement regarding Article 27(1):

Romania declares that, in its relations with those Member States that have given the same notification to the General Secretariat of the Council, consent is presumed to have been given for the prosecution, trial, sentencing or detention of a person for other offences committed prior to his or her surrender on the basis of a European arrest warrant, unless in a particular case the Romanian executing judicial authority states otherwise in its decision on surrender.

Statement regarding Article 28(1):

Romania declares that, in its relations with those Member States which have given the same notification to the General Secretariat of the Council, consent for subsequent surrender to another Member State is presumed to have been given, unless in a particular case the Romanian executing authority states otherwise in its decision on surrender.

ANNEX I

	Adresa	Cod	Telefon	Fax	E-mail
Parchetul de pe lângă Curtea de Apel Alba Iulia	Str. I.C. Brătianu nr. 1 județul Alba	510118	+40-258-810278 +40-258-810964	+40- 258-810291	pca_alba@mpublic.ro
Parchetul de pe lângă Curtea de Apel Bacău	Str. Mihai Eminescu nr. 2, județul Bacău	600258	+40- 234-515280	+40-234- 512021	pca_bacau@mpublic.ro
Parchetul de pe lângă Curtea de Apel Brașov	Str. Republicii nr. 45,. Județul Brașov	020921	+40-268-412689 +40- 268-412597	+40-268-471481	pca_brasov@mpublic.ro
Parchetul de pe lângă Curtea de Apel București	Str. Scaune nr. 1-3, sector 3	030243	+40- 21-3193833 +40- 21-3193856	+40-21-3124553	pca_bucuresti@mpublic.ro
Parchetul de pe lângă Curtea de Apel Constanța	Str. Smârdan nr. 10 C, Județul Constanța	900664	+40-241-618440	+40-241-618463	pca_constanta@mpublic.ro
Parchetul de pe lângă Curtea de Apel Craiova	Str. Înfrățirii nr. 5, Craiova, Județul Dolj	20050	+40-251-533523 +40-251-533522	+40 - 251-534483 +40 - 251-522695 +40-251-533289	pca_craiova@mpublic.ro
Parchetul de pe lângă Curtea de Apel Cluj	P-ța Ștefan cel Mare nr. 1, Județul Cluj	400133	+40-264-431049 +40-264- 431732	+40-264-431044	pca_cluj@mpublic.ro
Parchetul de pe lângă Curtea de Apel Galați	Str. Traian Nr. 203, Corp Clădire C5, Galați, Județul Galați		+40-236-460253 +40-236-410037	+40-236-316422	pca_galati@mpublic.ro
Parchetul de pe lângă Curtea de Apel Iași	Str. V. Conta nr. 28, Județul Iași	700106	+40-232-212510	+40-232-212510 +40-232-212578	pca_iasi@mpublic.ro
Parchetul de pe lângă Curtea de Apel Oradea	Str. Aurel Lazăr nr. 12, Județul Bihor	410043	+40-259-426728	+40-259-426780	pca_oradea@mpublic.ro
Parchetul de pe lângă Curtea de Apel Pitești	B-dul Eroilor nr. 47, Județul Argeș	110416	0248-221.534; 0248-212.536	+40-248-215313	pca_pitesti@mpublic.ro pca_pitesti@yahoo.com
Parchetul de pe lângă Curtea de Apel Ploiești	Str. Buna Vestire nr. 1 A, Județul Prahova	100576	+40-244-541008 +40-244-540451	+40-244-546544 +40-244-541008	pca_ploiesti@mpublic.ro
Parchetul de pe lângă Curtea de Apel Suceava	Str. Ștefan cel Mare nr. 29, Județul Suceava	720062	+40-230-523995	+40-230-222029	pca_suceava@mpublic.ro
Parchetul de pe lângă Curtea de Apel Târgu Mureș	Str. Justiției nr. 1, Județul Mureș	540069	+40-265-260742	+40-265-269834	pca_tg.mures@mpublic.ro
Parchetul de pe lângă Curtea de Apel Timișoara	Str. Eugeniu de Savoya nr. 2 A, Județul Timiș	300055	+40-256-498230 +40-256-498499	+40-256-492125	pca_timisoara@mpublic.ro

ANNEX II

	<i>Adresa</i>	<i>Cod</i>	<i>Telefon</i>	<i>Fax</i>	<i>E-mail</i>
Curtea de Apel Alba Iulia	<i>Alba Iulia str. I.C. Bratianu nr. 1, Alba Iulia (Alba)</i>	<i>510181</i>	<i>+40 258810289</i>	<i>+40 258810286</i>	ca-albaiulia@just.ro
Curtea de Apel Bacau	<i>Bacau, Str. Cuza Voda, nr. 1, Bacau (Bacau)</i>	<i>600266</i>	<i>+40 234513296</i>	<i>+40234/525.502</i>	ca-bacau@just.ro
Curtea de Apel Brasov	<i>Brasov, Bd. Eroilor nr. 5, Brasov (Brasov)</i>	<i>500007</i>	<i>+00400268 41 41 14</i> <i>+40 0268 41 40 54</i> <i>+40 0268 47 79 61</i>	<i>+40 0268 41 42 16</i>	cabrasov@just.ro
Curtea de Apel Bucuresti	<i>Bucuresti, Splaiul Independentei, nr. 5, Bucuresti - Sector 5</i>	<i>050091</i>	<i>+40 319.51.80, +40</i> <i>021/319.51.81, +40</i> <i>021/319.51.83, +40</i> <i>0372.125.300</i>	<i>+40 021/319.16.74</i>	infocabuc@just.ro relatiicab@just.ro
Curtea de Apel Cluj	<i>Cluj-Napoca, P-ta Stefan cel Mare nr. 1, Cluj-Napoca (Cluj)</i>	<i>400133</i>	<i>+40-264.504.300; +40-</i> <i>264.504.301; +40-</i> <i>264.504.302; +40-</i> <i>264.504.303</i>	<i>+40-264.50.43.13</i>	curtecluj@just.ro
Curtea de Apel Constanta	<i>Constanta, str. Traian nr. 35c, Constanta (Constanta)</i>	<i>900743</i>	<i>+40 241606597</i> <i>+40 241606591</i>	<i>+40 241616003</i>	ca.constant@just.ro
Curtea de Apel Craiova	<i>Craiova, Str. Constantin Brâncuși Nr. 5A, Craiova (Dolj)</i>	<i>200136</i>	<i>+40 251418568</i>	<i>+40 251415600</i>	cacraiova@just.ro
Curtea de Apel Galati	<i>Galati, str. Brailei nr. 153, Galati (Galati)</i>	<i>800319</i>	<i>+40 236 460.027</i>	<i>+40 236460227</i>	cagalati@just.ro
Curtea de Apel Iasi	<i>Iasi, str. Elena Doamna, Nr. 1a, Iasi (Iasi)</i>	<i>700398</i>	<i>+40 0232-235033, 0332-</i> <i>403827, 0332-403828, 0332-</i> <i>403829</i>	<i>+40 232255907</i>	ca-iasi@just.ro
Curtea de Apel Oradea	<i>Oradea, Parcul Traian nr. 10, Oradea (Bihor)</i>	<i>410033</i>	<i>+40 259426881</i>	<i>+40 259415903</i>	registraturaCAO@just.ro arhivaCAO@just.ro
Curtea de Apel Pitesti	<i>Pitesti, str. Victoriei nr. 22, Pitesti (Arges)</i>	<i>110017</i>	<i>+40 248219374</i>	<i>+40 0372 249 816</i>	ca-pitesti@just.ro
Curtea de Apel Ploiesti	<i>Ploiesti, str. Emil Zola nr. 4, Ploiesti (Prahova)</i>	<i>100043</i>	<i>+40 244522445</i>	<i>+40 244522452</i>	ca-ploiesti-info@just.ro
Curtea de Apel Suceava	<i>Suceava, str. Stefan cel Mare nr. 62, Suceava (Suceava)</i>	<i>720062</i>	<i>+40 230216321</i>	<i>+40 230524022</i>	curteapel-suceava@just.ro
Curtea de Apel Targu Mures	<i>Targu Mures, str. Justitiei nr. 1, Targu Mures (Mures)</i>	<i>540069</i>	<i>+40 265269363</i>	<i>+40 265269199</i>	cams-registratura@just.ro
Curtea de Apel Timisoara	<i>Timisoara, Piata Tepes Voda nr. 2, Timisoara (Timis)</i>	<i>300055</i>	<i>+40 0256-498.392</i>	<i>+40 256 401194</i>	ca-tm-secretariat@just.ro catm.registratura@just.ro