



Latvijas Republikas pastāvīgā pārstāvniecība Eiropas Savienībā

*Permanent Representation of the Republic of Latvia to the European Union*

23, Avenue des Arts, 1000 Brussels, Belgium, phone +32 (0) 2 238 3100, fax +32 (0) 2 238 3250,  
e-mail [permrep.eu@mfa.gov.lv](mailto:permrep.eu@mfa.gov.lv), [www.mfa.gov.lv](http://www.mfa.gov.lv)  
Brussels

9 December 2020

No. EU-24560

**European Commission**

Directorate-General for Justice and Consumers

1049 Brussels

Belgium

[JUST-B2@ec.europa.eu](mailto:JUST-B2@ec.europa.eu)

Dear Sir/Madam,

According to the Regulation (EU) 2018/1805 of the European Parliament and of the Council of 14 November 2018 on the mutual recognition of freezing orders and confiscation orders, I have the honour to forward to you the statements, declarations and notifications of Latvia regarding the implementation of the abovementioned Regulation.

For any further information, please do not hesitate to contact justice counsellor Ms Vineta Krutko, [Vineta.Krutko@mfa.gov.lv](mailto:Vineta.Krutko@mfa.gov.lv).

*Enc. 2 pages.*

Yours sincerely,

Sanita Pavļuta-Deslandes  
Permanent Representative



Tieslietu ministrija

*Ministry of Justice of the Republic of Latvia*

Brīvības bulvāris 36, Rīga, LV-1536, Latvia; phone: +371 67036801, +371 67036716, +371 67036721;  
fax: +371 67210823, +371 67285575; e-mail: [tm.kanceleja@tm.gov.lv](mailto:tm.kanceleja@tm.gov.lv); [www.tm.gov.lv](http://www.tm.gov.lv)

Rīga

04-12-2020

No.

1-20/3973

**European Commission**  
Directorate-General  
for Justice and Consumers  
B - 1049, Brussels, Belgium

*Statements and declarations of the Republic of Latvia  
on the implementation of Regulation (EU) 2018/1805  
on the freezing order and the confiscation order*

The Ministry of Justice hereby informs you about statements and declarations of Latvia concerning implementation of the European Parliament and of the Council Regulation (EU) 2018/1805 of 14 November 2018 on the mutual recognition of freezing orders (hereinafter referred to as "the Regulation"):

1. In accordance with the second paragraph of Article 4 and the second paragraph of Article 14 of the Regulation, when transmitting a freezing order and a confiscation order for enforcement to the Republic of Latvia, the issuing authority must transmit the original of the freezing order and confiscation order or a certified copies thereof together with the freezing and confiscation certificate.
2. In accordance with the point eight of Article 2 of the Regulation "issuing authorities" – the competent authorities of the Republic of Latvia entitled to decide on the freezing of property are the following:
  - In pre-trial proceedings, the decision to seize property is taken by the person conducting the proceeding, in particular, the investigator of the investigating authority or, in some cases, the prosecutor, and the decision shall be approved by the investigation judge;
  - At the trial stage, the decision to seize property is taken by the court in which the criminal case is pending.

The competent authorities of the Republic of Latvia entitled to make a decision on confiscation a property are the following:

- In pre-trial proceedings, the decision on confiscation of property in certain cases is made by the person conducting the proceeding and a prosecutor.
  - At the trial stage, the decision to confiscate property is made by the court.
3. In accordance with the point nine of Article 2 of the Regulation, the 'executing authority' in the Republic of Latvia competent to recognize a decision of a Member State of the

European Union to seize property is the Office of the Prosecutor General. In turn, a district (city) court recognizes a decision on confiscation of property received from a Member State of the European Union.

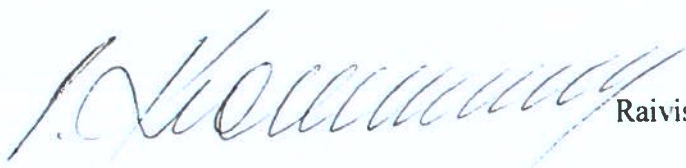
**4. In accordance with the second paragraph of Article 24 of the Regulation:**

- The Prosecutor General's Office is the central authority responsible for transmitting and receiving decisions on seizure of property to and from the Member States of the European Union. Contact details: Prosecutor General's Office, International Cooperation Division of the Department of Analysis and Management, phone number: +371 6704 444, fax number: +371 6704 4449, e-mail [darbdep@lrp.gov.lv](mailto:darbdep@lrp.gov.lv), address O.Kalpaka bvld. 6, Riga, postal code 1801;
- The Ministry of Justice is the central authority responsible for the transmission and receipt of decisions on confiscation of property to and from the Member States of the European Union. Contact details: Ministry of Justice of the Republic of Latvia, Department of International Cooperation, phone number: +371 67036824; +37167036842 ; +371 67 210823; e-mail: [tm.kanceleja@tm.gov.lv](mailto:tm.kanceleja@tm.gov.lv) Address Brivibas bvld. 36, Riga, postal code 1536.

The Ministry of Justice expresses assurances of highest considerations to the European Commission and is looking forward to further successful co-operation.

Sincerely Yours

State Secretary



Raivis Kronbergs