



Permanent Representation
of the Czech Republic to the EU

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Martin Šustr
Head of Justice and Home Affairs Unit

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Declarations and notification of competent authorities under 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

Dear Ms Director-General,

I send you attached the declarations pursuant to Articles 4 (2), 6 (3), 14 (2) and 17 (3) and notification of competent authorities pursuant to Article 24 (1) and (2) of 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 would also like to inform you that the International Criminal Law Department of the Ministry of Justice of the Czech Republic can be contacted for the purpose of consultation on technical and practical issues of the adopted national legislation.

Ministerstvo spravedlnosti České republiky
Mezinárodní odbor trestní
Tel.: +420 221 997 435
Email: mot@msp.justice.cz

Yours Sincerely

Dear Ms

Salla Saastamoinen

Acting Director-General

DG Justice and Consumers

European Commission

Brussels



Annexes:

Annex 1 (příloha č. 1) – Declaration pursuant to Article 4 (2) of the Regulation

Annex 2 (příloha č. 2) – Declaration pursuant to Article 6 (3) of the Regulation

Annex 3 (příloha č. 3) – Declaration pursuant to Article 14 (2) of the Regulation

Annex 4 (příloha č. 4) – Declaration pursuant to Article 17 (3) of the Regulation

Annexes 5 and 6 (příloha č. 5 a 6) – Notifications pursuant to Article 24 (1) and (2) of the Regulation

Annex 1

Notification by the Czech Republic in accordance with Article 4(2) of 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

The Czech Republic gives notice in accordance with Article 4(2) that when a freezing certificate is transmitted to it with a view to the recognition and execution of a freezing order, the issuing authority is to transmit the original freezing order or a certified copy thereof together with the freezing certificate.

Annex 2

Notification by the Czech Republic in accordance with Article 6(3) of 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

The Czech Republic gives notice in accordance with Article 6(3) that it will accept freezing certificates drawn up in Czech or Slovak or translated into Czech or Slovak.

Annex 3

Notification by the Czech Republic in accordance with Article 14(2) of 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

The Czech Republic gives notice in accordance with Article 14(2) that when a confiscation certificate is transmitted to it with a view to the recognition and execution of a confiscation order, the issuing authority is to transmit the original confiscation order or a certified copy thereof together with the confiscation certificate.

Annex 4

Notification by the Czech Republic in accordance with Article 17(3) of 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

The Czech Republic gives notice in accordance with Article 17(3) that it will accept confiscation certificates drawn up in Czech or Slovak or translated into Czech or Slovak.

Annex 5

Notification by the Czech Republic in accordance with Article 24(1) and (2) of 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

A) The competent authorities for **freezing orders** are as follows:

1) Where the Czech Republic is the issuing state:

- district courts, local courts, regional courts, Prague Municipal Court and Brno Municipal Court, high courts;
- district prosecutors' offices, local prosecutors' offices, regional prosecutors' offices, Prague Municipal Prosecutor's Office and Brno Municipal Prosecutor's Office, the High Prosecutor's Office.

2) Where the Czech Republic is the executing state:

- the relevant regional public prosecutor's office, if preparatory proceedings are ongoing in another Member State, or alternatively a regional court in whose jurisdiction at least one of the acts of legal assistance is to be carried out, unless otherwise specified below;
- if preparatory proceedings related to criminal proceedings being held in the Czech Republic are underway in another Member State and involve the participation of a public prosecutor from the High Prosecutor's Office, the freezing order or confiscation order may, following the prior approval of the Supreme Prosecutor's Office, be dealt with by the High Prosecutor's Office.

The contact details for the bodies mentioned above are given in Annex 6.

B) The competent authorities for **confiscation orders** are as follows:

1) Where the Czech Republic is the issuing state:

- district courts, local courts, regional courts, Prague Municipal Court and Brno Municipal Court.

2) Where the Czech Republic is the executing state:

- the district court within whose jurisdiction the person against whom a decision is sought by another Member State is staying. If this place cannot be established, then the district court in whose jurisdiction that person has or had their last permanent residence is competent; in the case of a legal person, the district court in whose area the legal person has its registered office is competent. If the jurisdiction of a court cannot be determined in accordance with the first sentence, the district court in whose jurisdiction the property to which the decision relates is situated is competent. Where several courts have competence, the competent court shall be the one which launched recognition and execution proceedings on the earliest date.

C) The Ministry, at the request of a court, and the Supreme Prosecutor's Office, at the request of a public prosecutor, shall cooperate in establishing the information required, in particular in establishing the competent authority in another Member State to which the freezing order or confiscation order is to be sent, or in verifying the conditions for recognition and execution laid down in the law of that Member State. The same cooperation shall be provided by the Ministry or the Supreme Prosecutor's Office at the request of an authority from another Member State in order to establish the information required, if competent authorities of the Czech Republic are involved, or if verification of the conditions laid down by Czech law is sought.

The Ministry of Justice and the Supreme Prosecutor's Office can be contacted at the addresses given in Annex 6.

Annex 6

Notification by the Czech Republic under Article 24(1) and (2) of 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 – list and contact details of the competent judicial authorities in cases where the Czech Republic is the executing State

A) List and contact details of the regional courts:

1. Prague Municipal Court

Spálená 2
112 16 Prague 1
Tel.: +420 221 931 111
Fax: +420 224 947 490
Email: podatelna@msoud.pha.justice.cz

2. Brno Regional Court

Rooseveltova 16
601 95 Brno
Tel.: +420 546 515 411
Fax: +420 546 513 362
Email: podatelna@ksoud.brn.justice.cz

3. Prague Regional Court

nám. Kinských 5
150 75 Prague 5
Tel.: +420 257 005 111
Fax: +420 257 321 528
Email: podatelna@ksoud.pha.justice.cz

4. Ústí nad Labem Regional Court

Národního odboje 1274
400 92 Ústí nad Labem
Tel.: +420 477 047 111
Fax: +420 477 047 118
Email: podatelna@ksoud.unl.justice.cz

5. Ostrava Regional Court

Havlíčkovo nábřeží 34
728 81 Ostrava
Tel.: +420 596 153 222
Fax: +420 569 153 370

Email: podatelna@ksoud.ova.justice.cz

6. České Budějovice Regional Court

Zátkovo nábreží 2

370 84 České Budějovice

Tel.: +420 386 018 111

Fax: +420 386 354 309

Email: podatelna@ksoud.cbu.justice.cz

7. Plzeň Regional Court

Veleslavínova 40

306 17 Plzeň

Tel.: +420 377 868 888

Fax: +420 377 868 000

Email: podatelna@ksoud.plz.justice.cz

8. Hradec Králové Regional Court

Československé armády 218

502 08 Hradec Králové

Tel.: +420 498 016 111

Fax: +420 495 514 021

Email: podatelna@ksoud.hrk.justice.cz

B) List and contact details of the regional public prosecutors' offices:

1. Prague Municipal Prosecutor's Office

Nám. 14. října 2188/9

150 00 Prague 5

Tel.: +420 257 111 611

Fax: +420 257 111 723

Email: podatelna@msz.pha.justice.cz

2. Brno Regional Prosecutor's Office

Mozartova 3

601 52 Brno

Tel.: +420 542 427 427

Fax: +420 542 215 004

Email: podatelna@ksz.brn.justice.cz

3. Prague Regional Prosecutor's Office

Husova 11

110 01 Prague 1

Tel.: +420 222 111 700

Fax: +420 222 220 075

Email: podatelna@ksz.pha.justice.cz

4. Ústí nad Labem Regional Prosecutor's Office

Palác Zdar

Dlouhá 1/12

400 85 Ústí nad Labem

Tel.: +420 475 105 900

Fax: +420 475 105 999
Email: podatelna@ksz.unl.justice.cz

5. Ostrava Regional Prosecutor's Office

Na Hradbách 21
729 01 Ostrava
Tel.: +420 595 131 511
Fax: +420 595 118 544
Email: podatelna@ksz.ova.justice.cz

6. České Budějovice Regional Prosecutor's Office

Goethova 2
370 70 České Budějovice
Tel.: +420 386 798 111
Fax: +420 386 798 140
Email: podatelna@ksz.cbu.justice.cz

7. Plzeň Regional Prosecutor's Office

Veleslavínova 38
306 36 Plzeň
Tel.: +420 377 868 511
Fax: +420 377 868 528
Email: podatelna@ksz.plz.justice.cz

8. Hradec Králové Regional Prosecutor's Office

Zieglerova 189
500 39 Hradec Králové
Tel.: +420 495 054 211
Fax: +420 495 512 946
Email: podatelna@ksz.hrk.justice.cz

C) Contact details of the high courts

Prague High Court

Nám. Hrdinů 1300
140 00 Prague 4
Phone: +420 261 196 111
Fax: +420 261 196 441
Email: podatelna@vsoud.pha.justice.cz

Olomouc High Court

Masarykova třída 1
771 11 Olomouc
Phone: +420 585 532 100
Fax: +420 585 532 371
Email: podatelna@vsoud.olc.justice.cz

D) Contact details of the high prosecutors' offices:

Prague High Prosecutor's Office

Nám. Hrdinů 1300

140 65 Prague 4

Tel.: +420 261 196 111

Fax: +420 261 196 640

Email: podatelna@vsz.pha.justice.cz

Olomouc High Prosecutor's Office

17. listopadu 909/44

779 00 Olomouc

Tel.: +420 585 202 111

Fax: +420 585 202 198

Email: podatelna@vsz.olc.justice.cz

E) The Ministry of Justice can be contacted at the following address:

Ministry of Justice of the Czech Republic

International Criminal Department

Vyšehradská 16

128 10 Prague 2

Tel.: + 420 221 997 435

Fax: + 420 221 997 560

Email: mot@msp.justice.cz

F) The Supreme Prosecutor's Office can be contacted at the following address:

Supreme Prosecutor's Office of the Czech Republic

International Department

Jezuitská 4

660 55 Brno

Tel.: + 420 542 512 330

Fax: + 420 542 512 350

Email: mo@nsz.brn.justice.cz