



**COUNCIL OF
THE EUROPEAN UNION**

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COVER NOTE

from :	Ms. Katja REJEC LONGAR, Director-General, Ministry of Justice, Republic of Slovenia
dated:	22 February 2008
to :	Mr. Ivan BIZJAK, Director-General, DGH, Justice and Home Affairs, General Secretariat of the Council of the EU

Subject :	Implementation of Council Framework Decision 2006/783/JHA of 6 October 2006 on the application of the principle of mutual recognition of confiscation orders - notification by the Republic of Slovenia
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Dear Mr. BIZJAK,

In accordance with our obligation to transmit to the General Secretariat of the Council of the EU the text of the provisions which transposes into our national law the relevant provisions of the specific instruments, we are sending the information on the implementation of Council Framework Decision of 6 October 2006 on the application of the principle of mutual recognition of confiscation orders.

(complimentary close)

(signed) Katja Rejec Longar

**DECLARATIONS OF THE REPUBLIC OF SLOVENIA
TO THE GENERAL SECRETARIAT OF THE COUNCIL
REGARDING THE IMPLEMENTATION OF
THE COUNCIL FRAMEWORK DECISION OF 6 OCTOBER 2006
ON THE PRINCIPLE OF MUTUAL RECOGNITION TO CONFISCATION ORDERS**

The Republic of Slovenia herewith notifies – in accordance with the Council Framework Decision of 6 October 2006 on the application of the principle of mutual recognition of confiscation orders and the Act on International Co-operation in Criminal Matters between the Member States of the European Union adopted by the National Assembly of the Republic of Slovenia on 25 October 2007 (published in the Official Gazette of the Republic of Slovenia, no. 102/2007, hereinafter ZSKZDČEU), which sets up transposition of the mentioned Council Framework Decision in legal system of the Republic of Slovenia – the following attached declarations to the General Secretariat of the Council.

Article 3(1)

According to the Article 100 of ZSKZDČEU judicial authorities in the Republic of Slovenia competent to decide on the recognition of a confiscation order of another Member State are investigating judges at district courts.

According to the Article 109 of ZSKZDČEU judicial authorities in the Republic of Slovenia competent to issue the decision on confiscation are District courts and Local courts.

The territorial jurisdiction of the court shall be determined according to the place where the property which is the subject of the enforcement, is located. If more resources or objects are indicated in the proposal concerning the property, the court with territorial jurisdiction shall be the court competent according to the first indicated means of execution. If the territorial jurisdiction can not be determined as stated, it shall be determined according to the permanent or temporary residence of the person subject to the confiscation and for a legal person, according to the registered office, and if it has a branch office, according to the place of such branch office.

If the competent court can not be determined as stated, the District Court in Ljubljana shall be competent.

There are eleven district courts in Slovenia:

Okrožno sodišče v Celju
Prešernova 22
SLO-3000 Celje
Tel: (+386) 3 427 51 00
Fax: (+386) 3 427 51 73

Okrožno sodišče v Kopru
Ferrarska 9
SLO-6000 Koper
Tel: (+386) 5 668 30 00
Fax: (+386) 5 639 52 47

Okrožno sodišče v Novi Gorici
Kidričeva 14
SLO-5000 Nova Gorica
Tel: (+386) 5 335 17 00
Fax: (+386) 5 335 16 97

Okrožno sodišče v Kranju
Zoisova 2
SLO-4000 Kranj
Tel: (+386) 4 271 12 00
Fax: (+386) 4 271 12 03

Okrožno sodišče v Krškem
Cesta krških žrtev 12
SLO-8270 Krško
Tel: (+386) 7 488 17 00
Fax: (+386) 7 488 17 68

Okrožno sodišče v Ljubljani
Tavčarjeva 9
SLO-1000 Ljubljana
Tel: (+386) 1 366 44 44
Fax: (+386) 1 366 45 18

Okrožno sodišče v Novem mestu
Jerebova ulica 2
SLO-8000 Novo mesto
Tel: (+386) 7 338 11 00
Fax: (+386) 7 332 20 58

Okrožno sodišče na Ptuj
Krempljeva ulica 7
SLO-2250 Ptuj
Tel: (+386) 2 748 08 00
Fax: (+386) 2 748 08 10

Okrožno sodišče v Mariboru
Sodna ulica 14
SLO-2000 Maribor
Tel: (+386) 2 234 71 00
Fax: (+386) 2 234 73 06

Okrožno sodišče v Murski Soboti
Slomškova 21
SLO-9000 Murska Sobota
Tel: (+386) 2 535 29 00
Fax: (+386) 2 535 29 45

Okrožno sodišče v Slovenj Gradcu
Kidričeva 1
SLO-2380 Slovenj Gradec
Tel: (+386) 2 884 69 08
Fax: (+386) 2 884 69 10

Article 7 (5)

The Republic of Slovenia declares that Slovenian competent authorities will not recognize and execute confiscation orders under circumstances where confiscation of the property was ordered under the extended powers of confiscation referred to in article 2(d)(iv) of the Council Framework Decision of 6 October 2006 on the application of the principle of mutual recognition of confiscation orders.

Article 19 (2)

According to Article 101 of ZSKZDČEU Slovenian judicial authorities accept the certificate translated into Slovenian or in English language.
