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NOTE

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| from: | Christian Danielsson, Permanent Representative, Permanent Representation of Sweden to the European Union |
| date of receipt: | 4 March 2009 |
| to: | Javier Solana, Secretary-General/High Representative, Council of the European Union |
| Subject: | Council Framework Decision on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions - Declaration by Sweden |

Delegations will find attached a declaration by Sweden concerning the above Framework Decision.

Permanent Representation of Sweden
to the European Union

Brussels, 23 February 2009

The Ambassador

Javier Solana, Secretary-General
Council of the European Union
Rue de la Loi 175
1048 Brussels

Declaration by Sweden in accordance with Article 23(4) of the Framework Decision on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions

Sir,

In accordance with Article 23(2) of the Framework Decision, Member States may continue to apply bilateral or multilateral agreements or arrangements in force after 6 December 2008, insofar as they allow the objectives of the Framework Decision to be extended or enlarged and help to simplify or facilitate further the procedures for the supervision of probation measures and alternative sanctions. Under Article 23(4), any Member State wishing to continue to apply existing agreements and arrangements referred to in Article 23(2) is to notify the Council and the Commission of those agreements and arrangements by 6 March 2009. In approving the Framework Decision, the Swedish Parliament also approved notification by Sweden, under Article 23(4), of its intention to continue to apply Nordic cooperation on the transfer of non-custodial sentences.

Sweden hereby makes the following declaration in accordance with Article 23(4) of the Framework Decision on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions:

In relation to Denmark and Finland, Sweden intends to continue to apply Nordic cooperation on the transfer of non-custodial sentences, as laid down for Sweden by the Act (1963:193) on cooperation with Denmark, Finland, Iceland and Norway concerning enforcement of punishment etc., insofar as such cooperation allows the objectives of the Framework Decision to be extended or enlarged and helps to simplify or facilitate further the procedures for the supervision of probation measures and alternative sanctions.

(Complimentary close)

(s.) Christian Danielsson
