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NOTE

From: Council General Secretariat
To: CATS

Subject: Initiative for a Directive of the European Parliament and of the Council on the European Protection Order
- Proposal by Germany

Proposal by Germany

Article 9

Grounds for non-recognition of a European protection order

1. [...]
2. [...]
3. Where giving effect to a European protection order in the executing State implies that measures are to be taken in the context of criminal proceedings, the competent authority of the executing State may also refuse to recognise a European protection order in the following circumstances:

[...]

(f) the protection measure relates to an act that does not constitute a criminal offence under the law of the executing state;

(g) the protection measure relates to a criminal offence which under the law of the executing State is regarded as having been committed wholly or for a major or essential part within its territory.