



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 27 September 2012

14283/12

**DROIPEN 129
COPEN 213
EJN 73
EUROJUST 90**

NOTE

from:	General Secretariat
to:	Delegations
Subject :	Framework Decision of the Council of the European Union of 26 February 2009 (2009/299/JHA) amending Framework Decisions 2002/584/JHA, 2005/214/JHA, 2006/783/JHA, 2008/909/JHA and 2008/947/JHA, thereby enhancing the procedural rights of persons and fostering the application of the principle of mutual recognition to decisions rendered in the absence of the person concerned at the trial

Delegations will find attached information about the implementation of Framework Decision 2009/299/JHA of the Council of 26 February 2009 amending Framework Decisions 2002/584/JHA, 2005/214/JHA, 2006/783/JHA, 2008/909/JHA and 2008/947/JHA, thereby enhancing the procedural rights of persons and fostering the application of the principle of mutual recognition to decisions rendered in the absence of the person concerned at the trial ("in absentia").

The information provided in the table is up-to-date as at 27 September 2012.

Council Framework Decision of 26 February 2009 (2009/299/JHA) amending Framework Decisions 2002/584/JHA, 2005/214/JHA, 2006/783/JHA, 2008/909/JHA and 2008/947/JHA, thereby enhancing the procedural rights of persons and fostering the application of the principle of mutual recognition to decisions rendered in the absence of the person concerned at the trial

	Member States	Notifications	Date	
1	BELGIUM	NO		
2	BULGARIA	YES	01/09/2011	
3	CZECH REPUBLIC	NO		
4	DENMARK	YES	18/05/2011	
5	GERMANY	NO		
6	ESTONIA	NO		
7	GREECE	NO		
8	SPAIN	NO		
9	FRANCE	NO		
10	IRELAND	NO		

Council Framework Decision of 26 February 2009 (2009/299/JHA) amending Framework Decisions 2002/584/JHA, 2005/214/JHA, 2006/783/JHA, 2008/909/JHA and 2008/947/JHA, thereby enhancing the procedural rights of persons and fostering the application of the principle of mutual recognition to decisions rendered in the absence of the person concerned at the trial

11	ITALY	NO		
12	CYPRUS	NO		
13	LATVIA	YES	04/09/2012	
14	LITHUANIA	NO		
15	LUXEMBOURG	NO		
16	HUNGARY	NO		
17	MALTA	NO		
18	THE NETHERLANDS	YES	13/10/2011	
19	AUSTRIA	NO		
20	POLAND	NO		

Council Framework Decision of 26 February 2009 (2009/299/JHA) amending Framework Decisions 2002/584/JHA, 2005/214/JHA, 2006/783/JHA, 2008/909/JHA and 2008/947/JHA, thereby enhancing the procedural rights of persons and fostering the application of the principle of mutual recognition to decisions rendered in the absence of the person concerned at the trial

21	PORTUGAL	NO		
22	ROMANIA	NO		
23	SLOVENIA	NO		
24	SLOVAKIA	NO		
25	FINLAND	NO		
26	SWEDEN	NO		
27	UNITED KINGDOM	NO		