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NOTE

From: General Secretariat of the Council
To: Delegations

Subject: Improving Mutual Recognition of European Arrest Warrants through
Common Practical Guidelines (*ImprovEAW*)

Delegations will find attached information on the above-mentioned project.



Funded by the
European Union



Improving Mutual Recognition of European Arrest Warrants through Common Practical Guidelines (*ImprovEAW*)

1 June 2020 – 30 June 2022

Consortium

Service Federale de Justice (BE): Jan Van Gaever
National Judicial Office (HU): László Angyal Szürös
Court of Appeal Dublin (IE): John Edwards
District Court of Amsterdam (NL): Vincent Glerum and Hans Kijlstra
Maastricht University (NL): Renata Barbosa, Christina Peristeridou and André Klip
John Paul II Catholic University Lublin (PL): Małgorzata Wąsek-Wiaderek and Adrian Zbiciak
Ministry of Justice (RO): Mariana Radu

MS covered

BE, EL, HU, IE, NL, PL and RO

Abstract

Context & overall objectives

An EAW does not always contain the necessary information or is perceived to lack that information. In such cases, the executing JA (judicial authority) will request supplementary information, which leads to inevitable delays and extra costs, to possible non-compliance with the time limits and to a possible refusal of surrender if the request is not honoured completely or in a timely fashion.

(Perceived) defects in the information provided by an EAW can have a negative impact on the EAW's objectives of simplifying and accelerating judicial cooperation and on the mutual trust which should exist between JAs/MS.

This project intends to identify the causes of (perceived) defects in EAWs and to prevent, as far as possible, those (perceived) defects from occurring, by providing for common practical (cp) guidelines for filling in and assessing EAWs. In this way, the project strives to achieve the overall objectives of

- improving issuing/execution of EAWs
- improving mutual recognition of EAWs
- improving mutual trust between JAs/MS.

Work planned & main achievements

Activities

- formulating/answering questionnaire
- analysing answers, identifying common problems, formulating solutions
- holding meetings with partners
- developing practical tools and best practices, making recommendations to MS and Union legislator
- organising a European symposium

These activities will attain the following main achievements:

- research report
- common practical Guidelines for issuing and executing EAWs
- proposal for digital interactive cp Guidelines and e-learning
- European symposium
- recommendations
- Proposal for dissemination, evaluation, implementation

Results & Impacts Expected results

- faster procedures
- lower costs
- fewer refusals
- increased mutual understanding/better communication
- strengthened position requested persons

Benefitting (impact)

- issuing/executing JAs of all MS
- requested persons
- MS/Union legislator
- Union itself

Project website

www.improvEAW.eu

Main ‘deliverables’

- Country reports ([BE](#), [EL](#), [HU](#), [IE](#), [NL](#), [PL](#), [RO](#)); the reports for Greece, the Netherlands and Poland were also published as a book (*European Arrest Warrant, Practice in Greece, the Netherlands and Poland* (2022, Eleven), Maastricht Law Series 23)
- [Research report](#) (including recommendations); to be published as a book in the Maastricht Law Series in November/December 2022; the research report was written by Renata Barbosa, Vincent Glerum, Hans Kijlstra, Christina Peristeridou and André Klip
- [Common Practical Guidelines](#)