

Question for written answer E-000051/2015
to the Commission
Rule 130
Ulla Tørnæs (ALDE)

Subject: Framework decision on mutual recognition of custodial sentences

On 27 November 2008 the Council adopted a framework decision for the mutual recognition of judgments in criminal matters imposing custodial sentences or measures involving deprivation of liberty for the purpose of their enforcement in the European Union (2008/909/JHA). The framework decision should have been implemented in all EU Member States by 5 December 2011. In April 2014 10 EU countries had still not taken the necessary action to comply with the framework decision. In connection with this, the Commission wrote the following in a reply to MEP Bendt Bendtsen:

‘The Commission cannot initiate infringement proceedings for failure to comply until December 2014, when the transitional period ends, see Article 10(1) of protocol 36 on transitional provisions, which is annexed to the Treaty on the Functioning of the European Union.’

Can the Commission please give an account of progress on implementing the framework decision in the EU and what action the Commission is taking to initiate infringement proceedings for failure to comply in the EU Member States which are still not complying with the framework decision?