COUNCIL OF
THE EUROPEAN UNION

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EUROJUST 20

NOTE
From: Council Secretariat
To: Delegations
No. prev. doc.: 11569/05 COPEN 120
No. Cion prop.: COM(20040664 final (13742/04 COPEN 128)
Subject: Council Decision on the exchange of information extracted from criminal records
– Manual of Procedure

MANUAL OF PROCEDURE

The Council Decision on the exchange of information extracted from the criminal record aims at facilitating the transmission of information retained in the national criminal records of the Member States of the European Union.

Information will be forwarded using the Form provided for in the Annex to the Council Decision. The competent authority in the Member State should, in filling out the Form for requesting information extracted from the criminal record, take note of the Manual of Procedure. The Manual is intended to be a factual document to assist practitioners in making requests for information extracted from the criminal record of another Member State.
Delegations will find attached in the Annex, the draft Manual of Procedure, consisting of the replies submitted by the Member States and containing practical information for completing their request.
# ANNEX

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Belgium comments on manual on procedure

MEMBER STATE FICHE FOR THE MANUAL OF PROCEDURE

To assist requesting authorities in the completion and submission of the request form annexed to the Council Decision on the exchange of information extracted from the criminal record

MEMBER STATE: Belgium

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: Casier judiciaire central / Centraal Strafregister
Postal address:
Avenue de la Porte de Hal, 5/8
1060 Bruxelles
Belgique
Telephone number: 00 32 2 542 72 86
Fax number: 00 32 2 542 72 97
Email address: claud.e.dosogne@just.fgov.be
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name Yes / No*
  Format:

- Mother’s name Yes / No*
  Format:

- Residence or known address Yes / No*
  Format:

- Fingerprints Yes / No*
  Format

- Other
  - national register number Yes / No*
    Format:

  - social security number Yes / No*
    Format:

  - other (please specify) Yes / No*
    Format:

Documents or their copies to be attached to the request (please specify): none
## PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

### REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS

Requests should specify the purpose for which the information is sought: Yes / No*

If yes, the request should include details of: reason of the request

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

### Request from a competent administrative authority

Requests should specify the purpose for which the information is sought Yes / No*

If yes, the request should include details of: reason for the request

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

### REQUEST FROM THE PERSON CONCERNED

Requests should specify the purpose for which the information is sought Yes / No*

If yes, the request should include details of: reason for the request

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*
Requests can be accepted in the following languages in addition to the official languages of Belgium: none

Any other information about the national law, regulations or practice of Belgium which would assist a requesting authority in making a request for information extracted from a criminal record.

* delete as appropriate
General Remarks: Czech Republic has not enacted legislation implementing the Council Decision 2005/876/JHA of 21 November 2005 on exchange of information extracted from the criminal record (hereinafter “Decision”) yet. The draft legislation envisages the Penal Register as the central authority designated under Article 1 of the Decision. Until the Czech Republic notifies the General Secretariat of the Council and the Commission of the authority designated in accordance with Article 1(1) of the Decision, requests made in accordance with Article 13 of the European Convention on Mutual Assistance in Criminal Matters shall continue to be addressed to the Supreme Public Prosecutor’s Office of the Czech Republic before the case is brought before a court and to the Ministry of Justice of the Czech Republic after it has been brought before a court. Information communicated according to Article 22 of the European Convention on Mutual Assistance in criminal matters shall be addressed to the Ministry of Justice of the Czech Republic.

**MEMBER STATE:** Czech Republic

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

**Authority Name / Title:** Rejstřík trestů / Penal Register  
Postal address: Soudní 1, 140 66 Praha 4, Czech Republic

Telephone number: +420 244 006 111  
Fax number: +420 244 006 260  
Email address: rejstrik@rejtr.justice.cz

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:
(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name Yes
  Format: FIRST NAME / SURNAME

- Mother’s name Yes
  Format: FIRST NAME / SURNAME / BIRTH NAME

- Residence or known address Yes
  Format: STREET NAME / STREET NUMBER / CITY / POSTAL CODE

- Fingerprints OPTIONAL
  Format

- Other
  - national register number Yes, if available
  Format:

  - social security number OPTIONAL
  Format:

  - other (please specify) OPTIONAL
  Format:

Documents or their copies to be attached to the request (please specify): DOCUMENTS OR THEIR COPIES NOT REQUESTED
<table>
<thead>
<tr>
<th>PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)</th>
</tr>
</thead>
<tbody>
<tr>
<td>REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS</td>
</tr>
<tr>
<td>Information from criminal records can be provided solely for the purpose of the criminal proceedings.</td>
</tr>
</tbody>
</table>

Requests should specify the purpose for which the information is sought: Yes
If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases?

<table>
<thead>
<tr>
<th>Request from a competent administrative authority</th>
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<tr>
<td>Information from criminal records can be provided solely for the purpose of the criminal proceedings.</td>
</tr>
</tbody>
</table>

Requests should specify the purpose for which the information is sought.
If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases?
**REQUEST FROM THE PERSON CONCERNED**

*Czech Republic does not provide information from the criminal records made on behalf of an individual (Article 3, paragraph 1, subparagraph 2).* Requests should specify the purpose for which the information is sought.

If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases?

Requests can be accepted in the following languages in addition to the official language(s) of Czech Republic:

*Slovak*

Any other information about the national law, regulations or practice of Czech Republic which would assist a requesting authority in making a request for information extracted from a criminal record.
MEMBER STATE FICHE FOR THE MANUAL OF PROCEDURE

To assist requesting authorities in the completion and submission of the request form annexed to the Council Decision on the exchange of information extracted from the criminal record

MEMBER STATE: Denmark

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: Rigspolitichefen
Postal address: Politiafdelingen (Kommunikationscenter),
Anker Heegaards Gade 5, 4. th., 1572 København V

Telephone number: + 45 33 43 06 00
Fax number: + 45 33 32 27 71
Email address: nec@politi.dk
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name  No
  Format:

- Mother’s name  No
  Format:

- Residence or known address  Yes
  Format:

- Fingerprints  No
  Format

- Other
  - national register number  Yes
    Format:

  - social security number  No
    Format:

  - other (please specify)  No
    Format:

Documents or their copies to be attached to the request (please specify):

Copy of identity documents when the request is from the person concerned.
### PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

#### REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS

Requests should specify the purpose for which the information is sought: Yes
If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes

#### Request from a competent administrative authority

Requests should specify the purpose for which the information is sought Yes
If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes
**REQUEST FROM THE PERSON CONCERNED**

Requests should specify the purpose for which the information is sought No
If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes

Requests can be accepted in the following languages in addition to the official language(s) of Denmark:

English

Any other information about the national law, regulations or practice of Denmark which would assist a requesting authority in making a request for information extracted from a criminal record.

Own-initiative information on convictions according to Article 2 will be forwarded and received by Det Centrale Kriminalregister, Postboks 93, 2650 Hvidovre, Phone: +45 46 33 14 78, fax: +45 46 33 14 76, mail: rpchd-kr@politi.dk

* delete as appropriate
# MEMBER STATE FICHE FOR THE MANUAL OF PROCEDURE

To assist requesting authorities in the completion and submission of the request form annexed to the Council Decision on the exchange of information extracted from the criminal record

**MEMBER STATE:** Federal Republic of Germany

Central Authority designated to **receive** requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

<table>
<thead>
<tr>
<th><strong>Authority Name / Title:</strong></th>
<th>Bundesamt für Justiz - Bundeszentralregister</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Postal address:</strong></td>
<td>Adenauerallee 99-103 53113 Bonn Germany</td>
</tr>
<tr>
<td><strong>Telephone number:</strong></td>
<td>+ 49 228 99 410 40</td>
</tr>
<tr>
<td><strong>Fax number:</strong></td>
<td>+ 49 228 99 410 5050</td>
</tr>
<tr>
<td><strong>Email address:</strong></td>
<td><a href="mailto:bzf-international@bfj.bund.de">bzf-international@bfj.bund.de</a></td>
</tr>
</tbody>
</table>
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name Yes / No*
  Format:

- Mother’s name Yes / No*
  Format:

- Residence or known address Yes / No*
  Format: Street, house number, postal code, town, state

- Fingerprints Yes / No*
  Format

- Other
  - national register number Yes / No*
    Format:

  - social security number Yes / No*
    Format:

  - other (please specify) Yes / No*
    Format:

Documents or their copies to be attached to the request (please specify):

None
### PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

#### Request from a Judicial Authority Outside the Context of Criminal Proceedings

Requests should specify the purpose for which the information is sought: Yes / No

If yes, the request should include details of:

The purpose must be described clearly. For example: For use in civil proceedings.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes / No

#### Request from a Competent Administrative Authority

Requests should specify the purpose for which the information is sought Yes / No

If yes, the request should include details of:

The purpose must be described clearly. For example: For a naturalization procedure; for the granting of a gun license. Requests from a competent administrative authority can be answered only in certain cases. Usually this is the case, where rights of the person concerned are to be interfered with. In all other cases the certificate of good conduct (for official purposes) is to be requested by the person concerned (see under “Any other information....”).

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes / No
REQUEST FROM THE PERSON CONCERNED

Requests should specify the purpose for which the information is sought Yes / No*
If yes, the request should include details of:

Requests from the person concerned cannot be answered (see under “Any other information...”).

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

Requests can be accepted in the following languages in addition to the official language(s) of Germany:

English
Any other information about the national law, regulations or practice of Germany which would assist a requesting authority in making a request for information extracted from a criminal record.

**Local competence and form of application**

Anyone resident outside the Federal Republic of Germany who has reached the age of 14 can make a written application - (no special form is required) - for a (private) certificate of good conduct or a certificate of good conduct (for official purposes). The application can be made with the registration authority direct and should be sent to the following address:

- Bundesamt für Justiz
- Bundeszentralregister
- Sachgebiet IV 21
- 53094 Bonn
- Germany

The applicant is required to furnish proof of his/her identity and, if he/she is acting as a legal representative, to furnish proof of his/her authority to represent. The person to whom the application refers may neither be represented by an attorney-in-fact nor by an attorney at law (§ 30 subsection 2 BZRG - Law on the Federal Central Register). The application must contain the full personal details of the person to whom it refers and be signed by him/her personally. The address to which the certificate of good conduct is to be sent is to be named. Personal details and signature must be confirmed officially. Such official confirmation can be provided by a German embassy or consulate, or by a foreign public authority or a notary public. Submission of an officially certified photocopy of official identity papers showing the personal details of the person to whom the application refers will also suffice. The copy is to be signed by the applicant prior to certification. A note is to be made if the name at birth is not the same as the family name.

**Charges**

The charge for each certificate of good conduct is €13. Payment can be made by cheque or transfer to the following account of the Bundesamt für Justiz:
Deutsche Bundesbank - Filiale Bonn -  
Bank code 380 000 00  
Account No.: 380 010 05  
IBAN-Nr.: DE24 3800 0000 0038 001005  
BIC/swift-Nr.: MARKDEF1380  
Purpose: (reference number - if known -, or first and last names of the applicant)

Cheques from European countries must be made out in Euro. Cheques from non-European countries must be made out in Euro and drawn on a German bank. 

Cheques from Denmark, the United Kingdom, the Czech Republic and Israel can be made out in the respective domestic currency or in Euro. They must be drawn on a German bank if they are made out in Euro. 

In the case of a transfer of the sum in question, the copy of the transfer order is - if possible - to be sent to the registration authority - together with the application for a certificate of good conduct. 

The certificate of good conduct will not be issued until receipt of the charge or of proof of payment (§ 7 subsection 2 JVKostO - Cost Ordinance of Justice Agencies).

General information

A (private) certificate of good conduct can only be sent to the applicant personally at his/her private address. A certificate of good conduct that has been applied for official purposes for submission to a German public authority will be sent to the authority in question direct. For this reason, the address of the authority as well as the purpose of use and/or reference number of the recipient authority is to be indicated on an application for a certificate of good conduct for official purposes. Certificates of good conduct are issued in the German language only. The applicant must arrange for any translation required himself/herself. The contents of the certificate of good conduct are based on the provisions of the Law on the Federal Central Register (BZRG). The application form as a Word-document or a PDF-file can be downloaded on 

http://www.bundesjustizamt.de

and may be used to make an application.

* delete as appropriate
Estonian comments on manual on procedure

**MEMBER STATE:** Estonia

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: **Ministry of Justice**
Postal address: **Tõnismägi 5a; 15191 Tallinn, ESTONIA**

Telephone number: +372 620 81 90/81 00
Fax number: +372 620 81 09/91
Email address: central.authority@just.ee

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name Yes
  Format: *no special format*

- Mother’s name No
  Format:

* Residence or known address Yes
  Format:

- Fingerprints No
**PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)**

**REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS**

Requests should specify the purpose for which the information is sought: **Yes**
If yes, the request should include details of: **short description of the case**

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No**
### Request from a competent administrative authority

Requests should specify the purpose for which the information is sought: **Yes**  
If yes, the request should include details of: **short description of the case**

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No**

### Request from the person concerned

Requests should specify the purpose for which the information is sought: **Yes**  
If yes, the request should include details of: **short description, why such information is needed.**

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases?

Requests can be accepted in the following languages in addition to the official language(s) of Estonia: Estonian or/and English

Any other information about the national law, regulations or practice of *Estonia* which would assist a requesting authority in making a request for information extracted from a criminal record.
Greek comments on manual on procedure

MEMBER STATE FICHE FOR THE MANUAL OF PROCEDURE

To assist requesting authorities in the completion and submission of the request form annexed to the Council Decision on the exchange of information extracted from the criminal record

MEMBER STATE: Greece

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: Department of Criminal Records of Ministry of Justice
Postal address: 96, Messogion Avenue, 11527 Athens

Telephone number: ++30210 7787428
Fax number: ++30210 7483326
Email address:

---

1 The department in question keeps criminal records for the individuals born abroad. At the time of transposition of the Council Decision into national legislation our country intends to designate this department as Central Authority for the purposes of the Council Decision.
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name  Yes
  Format:

- Mother’s name  Yes
  Format:

- Residence or known address  No
  Format:

- Fingerprints  No
  Format:

- Other
  - national register number  No
    Format:

  - social security number  No
    Format:

  - other (please specify)  No
    Format:

Documents or their copies to be attached to the request (please specify):
### PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

#### REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS

Requests should specify the purpose for which the information is sought: Yes / No*

If yes, the request should include details of:

*It should be noticed that in the Greek legal system there is no such provision. Extracts from criminal records cannot therefore be provided in these cases.*

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

#### Request from a competent administrative authority

Requests should specify the purpose for which the information is sought: Yes

If yes, the request should include details of:

*In the Greek legal system extracts from criminal records are issued to the competent administrative authorities only in cases expressly permitted by law. In such case the purpose for which the information is sought, as well as the relevant law, must be specified.*

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? No, *in most cases*
**REQUEST FROM THE PERSON CONCERNED**

Requests should specify the purpose for which the information is sought Yes
If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes

Requests can be accepted in the following languages in addition to the official language(s) of *Greece*:

Any other information about the national law, regulations or practice of *Greece* which would assist a requesting authority in making a request for information extracted from a criminal record.

*The requesting authority should be responsible for the verification of the identity of the person concerned.*

* delete as appropriate
**Spanish comments on manual on procedure**

<table>
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<tr>
<th><strong>MEMBER STATE:</strong></th>
<th>Spain</th>
</tr>
</thead>
</table>

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: Registro Central de Penados y Rebeldes, Ministerio de Justicia  
Postal address: San Bernardo 19 Madrid 28071

Telephone number: 913904248  
Fax number: 915594810  
Email address: rcpr.oficinacoordinacion@mju.es

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name  Yes  
  Format:  

- Mother’s name  Yes  
  Format:  

- Residence or known address  No  
  Format:  

- Fingerprints  No*
Format

- Other
  - national register number Yes
  Format:

  - social security number No
  Format:

  - other (please specify) Yes Second birth name
  Format:

Documents or their copies to be attached to the request (please specify):

**PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)**

**REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS**

Requests should specify the purpose for which the information is sought: Yes
If yes, the request should include details of: name of the requesting authority, procedure and reason for the request

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? No
### Request from a competent administrative authority

Requests should specify the purpose for which the information is sought Yes
If yes, the request should include details of: name of the requesting authority, procedure and reason for the request

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes

### REQUEST FROM THE PERSON CONCERNED

Requests should specify the purpose for which the information is sought Yes
If yes, the request should include details of: name of the administrative procedure and reason for the request

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes

Requests can be accepted in the following languages in addition to the official language(s) of Spain:

<table>
<thead>
<tr>
<th>Language(s)</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>none</td>
<td></td>
</tr>
</tbody>
</table>

Any other information about the national law, regulations or practice of Spain which would assist a requesting authority in making a request for information extracted from a criminal record.

* delete as appropriate
### MEMBER STATE: France

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

**Authority Name / Title:** Casier judiciaire national

**Postal address:** 107, rue du Landreau – 44317 Nantes Cedex 3

**Telephone number:** (00) (33) 2.51.89.89.51  
**Fax number:** (00) (33) 2.40.50.52.63  
**Email address:** cjn@justice.gouv.fr
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person's name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father's name *Yes/ No*()
  Format:

- Mother's name *Yes/ No*()
  Format:

- Residence or known address *Yes/ No*
  Format:

- Fingerprints *Yes/ No*
  Format

- Other
  - national register number *Yes/ No*
    Format:

  - social security number *Yes/ No*
    Format:

  - other (please specify) *Yes/ No*
    Format:

(*) Subject to information included in the section entitled "any information about the national law, regulations or practice of France which would assist a requesting authority in making a request for information extracted from a criminal record".

Documents or their copies to be attached to the request (please specify) : none
**PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)**

**REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS**

Requests should specify the purpose for which the information is sought: Yes / No*

If yes, the request should include details of:

The specific reason for the request in order to establish whether the requesting authority is entitled to make the request for the reason in question, in accordance with the provisions of Article 13(2) of the 1959 Convention, on the understanding that the record issued in those circumstances is more restricted than that issued for criminal proceedings.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

**Request from a competent administrative authority**

Requests should specify the purpose for which the information is sought Yes / No*. 

If yes, the request should include details of:

The specific reason for the request is order to establish whether the requesting authority is entitled to make the request for the reason in question in accordance with the provisions of Article 13(2) of the 1959 Convention.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*
REQUEST FROM THE PERSON CONCERNED

Requests should specify the purpose for which the information is sought Yes/ No*
If yes, the request should include details of :

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

The question has no relevance in France insofar as the request may come only from the person concerned and the information may be issued only to that person (it is in fact a criminal offence for an individual to request information concerning the criminal convictions of another person).

Requests can be accepted in the following languages in addition to the official language(s) of France : none

Any other information about the national law, regulations or practice of France which would assist a requesting authority in making a request for information extracted from a criminal record.

For French nationals born outside French territory, information on the parents should be supplied (father's and mother's surnames and given names). There are separate criminal registers for French nationals born in the Overseas Territories and Collectivities: French Polynesia, New Caledonia, Wallis and Futuna, St Pierre and Miquelon and Mayotte; extra time should be allowed for processing requests sent to the central authority concerning such people.
Irish comments on manual on procedure

MEMBER STATE: Ireland

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title:
Central Authority for Mutual Assistance

Postal address:
Mutual Assistance and Extradition Division
Department of Justice, Equality and Law Reform
St. Stephen’s Green
Dublin 2
IRELAND

Telephone number: 00 353 1 602 8548 / 00 353 1 602 8605
Fax number: 00 353 1 602 8606
Email address: mutual@justice.ie

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name Yes / No*
  Format: Last Name/First Name/Date of Birth

- Mother’s name Yes / No*
  Format: Last Name/First Name/Date of Birth
- Residence or known address  Yes / No*
  Format: House (Number)/Street/Town or City/County

- Fingerprint  Yes / No*  In some instances.
  Format

- Other
  - national register number  Yes / No*
    Format:

  - social security number  Yes / No*
    Format:

  - other (please specify)  Yes / No*  Photograph, in some instances.
    Format: Electronic

Documents or their copies to be attached to the request (please specify):

- Copy of original report from requesting Authority.
- Copy of reasons for which request is sought.
### PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

#### REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS

Requests should specify the purpose for which the information is sought: Yes / No*

If yes, the request should include details of:

- The title of the judicial authority making the request.
- The basis for making the request.
- An undertaking that the information will be used only for the purpose set out in the request.
- Information regarding data protection rules.
- Information concerning the date, location and type of event(s) giving rise to the record and the date of recording of the event(s).

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

Permission is not necessary where the information is provided to a foreign police force for transmission to the relevant judicial authority in accordance with the scheme for mutual legal assistance.

#### Request from a competent administrative authority

Requests should specify the purpose for which the information is sought Yes / No*

If yes, the request should include details of:

- The title of the authority making the request.
- The basis for making the request.
- An undertaking that the information will be used only for the purpose set out in the request.
- Information regarding data protection rules.
- Information concerning the date, location and type of event(s) giving rise to the record and the date of recording of the event(s).

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

Permission is not necessary where the information is provided to a foreign police force for transmission to the relevant judicial authority in accordance with the scheme for mutual legal assistance.
force for transmission to the relevant authority in accordance with the scheme for mutual legal assistance.

**REQUEST FROM THE PERSON CONCERNED**

Requests should specify the purpose for which the information is sought Yes / No*

However,

- There should be sufficient information provided to enable the Central Authority and An Garda Siochana (National Police Force) to be satisfied that the requester is the person to whom the record relates.
- Information concerning the date, location and type of event(s) giving rise to the record and the date of recording of the event(s) should be provided where possible.

If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

Requests can be accepted in the following languages in addition to the official language(s) of Ireland:

**Requests may be in English or Irish**

Any other information about the national law, regulations or practice of Ireland which would assist a requesting authority in making a request for information extracted from a criminal record.

At the time of ratification of the Council of Europe Convention on Mutual Assistance in Criminal Matters (Strasbourg, 1959) Ireland entered a reservation with respect to Article 22. This reservation stated:

*The Government of Ireland will not notify criminal convictions or subsequent measures under Article 22 except insofar as the organisation of its judicial records*
"allows of so doing."

The Council Decision allows Member States to maintain their reservations on Article 22, but requires them to lift their reservations on Article 13 at least in their dealings with each other.

Article 2 of the Council Decision requires each Central Authority, without delay, to inform other Central Authorities of convictions and subsequent measures recorded against nationals of those Member States.

Article 3 allows a Central Authority to request information, from the criminal record of another Member State. It also permits an individual to request information on his or her own criminal record.

Because the organization of its judicial records does not yet allow Ireland to remove its reservation on Article 22 of the 1959 Convention, Ireland will not be in a position to provide the information referred to in Article 2, nor to respond to requests made under Article 3.

Accordingly, where Ireland does receive a request under Article 3 of the Council Decision it is very likely that the information will not be available. It is possible that partial replies, based on enquiries to An Garda Síochána (National Police Force), could be provided. But these could probably not be certified as representing the full record related to any particular individual. In addition, the deadlines set out for providing the information may be too short.

* delete as appropriate
**Italian comments on manual on procedure**

**MEMBER STATE:** Italy

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

<table>
<thead>
<tr>
<th>Authority Name / Title</th>
<th>Ministero della Giustizia – Ufficio del casellario centrale</th>
</tr>
</thead>
<tbody>
<tr>
<td>Postal address:</td>
<td>Piazza di Firenze 27 Roma</td>
</tr>
<tr>
<td>Telephone number:</td>
<td>(+00 39) 6 681891</td>
</tr>
<tr>
<td>Fax number:</td>
<td>(+00 39) 6 68807558</td>
</tr>
<tr>
<td>Email address:</td>
<td><a href="mailto:casellario.centrale@giustizia.it">casellario.centrale@giustizia.it</a></td>
</tr>
<tr>
<td></td>
<td>daniela.piccioniò@giustizia.it</td>
</tr>
</tbody>
</table>
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

**Identification code (if Italian, tax code):**
Surname: max 35 characters
Forename: max 35 characters
Date of birth: DD/MM/YYYY
Place of birth: for those born in Italy, name of the commune in Italian
Country of birth: max 35 characters
Sex: M=male F=female

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name Yes / No* YES Format:
- Mother’s name Yes / No* YES Format:
- Residence or known address Yes / No* NO Format:
- Fingerprint(s) Yes / No YES but not yet, until 2007
- Format : alphanumeric

- Other
  - national register number Yes / No* NO Format:
  - social security number Yes / No* NO Format:
  - other (please specify) Yes / No* NO Format:

Documents or their copies to be attached to the request (please specify):

**passport or equivalent document**
### PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

<table>
<thead>
<tr>
<th>REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Requests should specify the purpose for which the information is sought: Yes / No* <strong>YES</strong></td>
</tr>
<tr>
<td>If yes, the request should include details of:</td>
</tr>
<tr>
<td><em>The specific reason for the request in order to establish whether the requesting authority is entitled to make the request for the reason in question, in accordance with the provisions of Article 13(2) of the 1959 Convention.</em></td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No* <strong>NO</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Request from a competent administrative authority</th>
</tr>
</thead>
<tbody>
<tr>
<td>Requests should specify the purpose for which the information is sought Yes / No* <strong>YES</strong></td>
</tr>
<tr>
<td>If yes, the request should include details of:</td>
</tr>
<tr>
<td><em>The specific reason for the request in order to establish whether the requesting authority is entitled to make the request for the reason in question, in accordance with the provisions of Article 13(2) of the 1959 Convention, and in accordance with the provisions of Articles 28 and 39 of DPR 313/2002 (T.U. concerning criminal records in Italy) in order to release criminal record certificate to the Italian administrative authority.</em></td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No* <strong>NO</strong></td>
</tr>
</tbody>
</table>
**REQUEST FROM THE PERSON CONCERNED**

Requests should specify the purpose for which the information is sought Yes / No* **NO**

*Note: it is not compulsory to give reasons for the request*

If yes, the request should include details of:

*If the request comes from the person concerned, there is the problem of payment of the stamp duty and fees*

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No* **NO**

Requests can be accepted in the following languages in addition to the official language(s) of *Italy*: English and French

Any other information about the national law, regulations or practice of *Italy* which would assist a requesting authority in making a request for information extracted from a criminal record.

* delete as appropriate

________________________
## Cyprus comments on manual on procedure

**MEMBER STATE:** Cyprus

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

<table>
<thead>
<tr>
<th>Authority Name / Title</th>
<th>Criminal Registry Office</th>
</tr>
</thead>
<tbody>
<tr>
<td>Postal address</td>
<td>Criminal Investigation Department</td>
</tr>
<tr>
<td></td>
<td>Police Headquarters</td>
</tr>
<tr>
<td></td>
<td>Nicosia, 1478</td>
</tr>
<tr>
<td></td>
<td>Cyprus</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Telephone number</th>
<th>22808386</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fax number</td>
<td>22808653</td>
</tr>
<tr>
<td>E-mail address</td>
<td><a href="mailto:ekoutsofti@police.gov.cy">ekoutsofti@police.gov.cy</a></td>
</tr>
</tbody>
</table>

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format it which is should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- **Father’s name**
  - Format: Birth name Surname
  - Yes

- **Mother’s name**
  - Format: Birth name Surname
  - No

- **Residence or known address**
  - Format: No

- **Fingerprints**
  - Format: No

- **Other**
  - national register number
    - Format: Six Digit Number
    - Yes
  - social security number
    - Format: No
    - Six Digit Number
  - other (please specify)
    - Format: No
<table>
<thead>
<tr>
<th>Documents or their copies to be attached to the request (please specify):</th>
</tr>
</thead>
<tbody>
<tr>
<td>Documents or copies including articles of national law of the requesting state which specify the legitimate purpose for which the information is sought.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>PURPOSE OF THE REQUEST (other than criminal proceedings)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Request from a judicial authority outside the context of criminal proceedings</td>
</tr>
</tbody>
</table>

**Requests should specify the purpose for which the information is sought:** Yes

**If yes, the request should include details of:**

A specific, explicit and legitimate purpose for which the information is sought according to the national legislation of the requesting Member State.

**Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases?** Yes

<table>
<thead>
<tr>
<th>Request from a competent administrative authority</th>
</tr>
</thead>
</table>

**Requests should specify the purpose for which the information is sought** Yes

**If yes, the request should include details of:**

A specific, explicit and legitimate purpose for which the information is sought according to the national legislation of the requesting Member State.

**Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases?** Yes
**Request from the person concerned**

Requests should specify the purpose for which the information is sought  No
If yes, the request should include details of:

<table>
<thead>
<tr>
<th>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes/No Not applicable since it is the person concerned that is making the request</td>
</tr>
</tbody>
</table>

Requests can be accepted in the following languages in addition to the official languages(s) of (name of Member State):

| English |

Any other information about the national law, regulations or practice of (name of Member State) which would assist a requesting authority in making a request for information extracted from a criminal record.

Please find attached

(a) The Rehabilitation of Convicted Persons Law 70/81  
(b) Article 6 & Article 12 of the Processing of Personal Data (Protection of Individuals) Law 138(I)2001
Latvian comments on manual on procedure

**MEMBER STATE:** Latvia

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

<table>
<thead>
<tr>
<th>Authority name/title:</th>
<th>The Information Centre of Ministry of Interior of the Republic of Latvia</th>
</tr>
</thead>
<tbody>
<tr>
<td>Postal address:</td>
<td>Bruninieku street 72b, Riga, LV-1009</td>
</tr>
<tr>
<td>Telephone number:</td>
<td>(+371) 7208218</td>
</tr>
<tr>
<td>Fax number:</td>
<td>(+371) 7208219</td>
</tr>
<tr>
<td>Email address:</td>
<td><a href="mailto:kanceleja@ic.iem.gov.lv">kanceleja@ic.iem.gov.lv</a></td>
</tr>
</tbody>
</table>

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person's name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name: **Yes**
  Format: CHAR (50)

- Mother’s name: **No**
  Format:
  - Residence or known address: **Yes**
    Format: State – *codificator (state code)* and address – text
  - Fingerprints: **No**
Documents or their copies to be attached to the request (please specify):
If request is from the person concerned: copy of the passport (data page)

**PURPOSE OF THE REQUEST (other than criminal proceedings)**

Request from a judicial authority outside the context of criminal proceedings

Requests should specify the purpose for which the information is sought: **Yes**
If yes, the request should include details of: **Purpose of information usage (necessity of obtaining)**, **statement of reasons (reference to laws or regulations (including the article)**
which define the right to obtain the information and the amount of data to obtain),
**reference to the state (country) and institution where the information (the certificate)**
will be submitted.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No** (because the right of the authority to obtain the information (regarding all possible cases) is defined in the relevant legal act and the consent of the person concerned follows from the relevant legal act)
### Request from a competent administrative authority

Requests should specify the purpose for which the information is sought: **Yes**

If yes, the request should include details of: **Purpose of information usage (necessity of obtaining), statement of reasons (reference to laws or regulations (including the article) which define the right to obtain the information and the amount of data to obtain), reference to the state (country) and institution where the information (the certificate) will be submitted.**

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No** (because the right of the authority to obtain the information (regarding all possible cases) is defined in the relevant legal act and the consent of the person concerned follows from the relevant legal act)

### Request from the person concerned

Requests should specify the purpose for which the information is sought: **Yes**

If yes, the request should include details of: **Purpose of information usage (necessity of obtaining), reference to the necessary amount of information (i.e., how much information is needed), reference to the state (country) and institution where the information (the certificate) will be submitted.**

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No**

Requests can be accepted in the following languages in addition to the official language(s) of Latvia (Latvian): **de facto English, Russian**
Any other information about the national law, regulations or practice of Latvia which would assist a requesting authority in making a request for information extracted from a criminal record.

MEMBER STATE: Lithuania

Central authority designated to receive requests for information extracted from the criminal records:

1) Information technology and communications department under the Ministry of the Interior;
2) The Republic of Lithuania Ministry of Justice.

Authority Name/Title: Information technology and communications department under the Ministry of the Interior.
Postal address: Dventaragio str. 2, LT- 01510, Vilnius, Lithuania
Telephone number: +(370) 5 2717177
Fax number: +(370) 5 2718921
E-mail: ird@vrm.lt

• Father’s name : Yes
• Mother’s name : No
• Residence or known address : Yes
• Fingerprints : Yes
• Other
  - national register number : Yes
  - social security number : No
  - other : No

Purpose of the request is only to submit information about criminal proceedings.
**Request from a judicial authority outside the context of criminal proceedings**

Requests should specify the purpose for which the information is sought: Yes.

Information can be released only to the country in which the legal proceedings take place, to ensure law and order.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? No.

---

**Request from a competent administrative authority**

Request should specify the purpose for which the information is sought: Yes.

It depends who asks for information: public institution or private institution. Such information is submitted only for public, not private institutions.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes.

The person should state in writing that he agrees to the release of information concerning him to the Central Authority.

---

**Request from the person**

If the person asks for information about himself, he must submit a certified notarised copy of his passport.

---

Requests can be accepted in the following languages in addition to the official language(s) of *Lithuania*: Lithuanian, English, German.
MEMBER STATE FICHE FOR THE MANUAL OF PROCEDURE

To assist requesting authorities in the completion and submission of the request form annexed to the Council Decision on the exchange of information extracted from the criminal record

<table>
<thead>
<tr>
<th>MEMBER STATE:</th>
<th>Luxembourg</th>
</tr>
</thead>
<tbody>
<tr>
<td>Central Authority designated to <strong>receive</strong> requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):</td>
<td></td>
</tr>
<tr>
<td><strong>Authority Name / Title:</strong>  Procureur Général d’Etat</td>
<td></td>
</tr>
<tr>
<td><strong>Postal address:</strong>  Parquet Général, Casier judiciaire</td>
<td></td>
</tr>
<tr>
<td>18, Côte d’Eich</td>
<td></td>
</tr>
<tr>
<td>L-1450 LUXEMBOURG</td>
<td></td>
</tr>
<tr>
<td><strong>Telephone number:</strong> (00352) 475982 346/347</td>
<td></td>
</tr>
<tr>
<td><strong>Fax number:</strong> 475981 248</td>
<td></td>
</tr>
<tr>
<td><strong>Email address:</strong> <a href="mailto:Pgcaj@justice.etat.lu">Pgcaj@justice.etat.lu</a></td>
<td></td>
</tr>
</tbody>
</table>
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name (Yes) / No
  Format:

- Mother’s name (Yes) / No
  Format:

- Residence or known address Yes / (No)
  Format:

- Fingerprints (Yes) / No
  Format

- Other
  - national register number (Yes) / No
    Format:

  - social security number Yes / (No)
    Format:

  - other (please specify) (Yes) / No
    Format:

Documents or their copies to be attached to the request (please specify): none
### PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

#### REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS

Requests should specify the purpose for which the information is sought: **Yes** / (No)
If yes, the request should include details of:  
reason of the request

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **(Yes) / No**

#### Request from a competent administrative authority

Requests should specify the purpose for which the information is sought **Yes** / No
If yes, the request should include details of:  
reason of the request

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **(Yes) / No**

#### REQUEST FROM THE PERSON CONCERNED

Requests should specify the purpose for which the information is sought **(Yes) / No**
If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **Yes / No** *

* The question has no relevance in Luxembourg since the request may only be introduced by the concerned person and the information may only be issued to that person.
Requests can be accepted in the following languages in addition to the official languages of *Luxembourg*: French, German

Any other information about the national law, regulations or practice of *Luxembourg* which would assist a requesting authority in making a request for information extracted from a criminal record: *none*
### Hungarian comments on manual on procedure

**MEMBER STATE:** Hungary

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

**Authority Name / Title:** Ministry of the Interior Central Data Processing, Registration and Election Office, Criminal Registration  
**Postal address:** Hungary, 1097, Budapest, Vaskapu street 30/A.,  
**Telephone number:** +36/1/455-2102  
**Fax number:** +36/1/455-2103  
**Email address:** bunugyinyil.osztaly@mail.ahiv.hu
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name Yes / No*
  Format:

- Mother’s name Yes / No*
  Format: birth surname, birth forename(s)

- Residence or known address Yes / No* if available
  Format: country, postcode, name of the town or village, name and type of public place (road, street, square, etc.), number

- Fingerprints Yes / No*
  Format:

- Other
  - national register number Yes / No* if available
    Format:
    - social security number Yes / No*
      Format:
    - other (please specify) Yes / No*
      Format:

Documents or their copies to be attached to the request (please specify):
If available, the copy of the passport or identification card should be provided and be attached.
### PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

**REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS**

Requests should specify the purpose for which the information is sought: **Yes / No**
If yes, the request should include details of:

The request should include the name of the requesting Authority, the aim and legal basis for transmitting the requested data handled in the criminal record.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **Yes/ No**

**Request from a competent administrative authority**

The provisions of Act LXXXV of 1999 on the Criminal Records and Certificates on Criminal Record do not enable the administrative authorities to obtain the data handled in the criminal record.
REQUEST FROM THE PERSON CONCERNED

Requests should specify the purpose for which the information is sought Yes/No*

If yes, the request should include details of:

The request should include the identification data of the person concerned (birth surname and forename(s), marital name, sex, place and date of birth, mother’s birth surname and forename(s)), signature, postal address, date of the application.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/No*

Requests can be accepted in the following languages in addition to the official language(s) of Hungary: English

Any other information about the national law, regulations or practice of Hungary which would assist a requesting authority in making a request for information extracted from a criminal record.

The following are entitled to have access to the information on the criminal database – containing the data of the person who has committed a crime and therefore has already been convicted (res judicata):

- a) Minister of Justice, for arranging the request for judicial assistance (legal aid) in criminal matters, and for fulfilment of the obligation in accordance with the legal instruments (Acts) on legal aid and other relevant international conventions and agreements.
- b) Foreign investigating authorities, prosecutor’s offices (state attorneys), courts, and international judicial and criminal investigation bodies, according to the obligations arising from the legal Acts on international cooperation of the law enforcement agencies and from other relevant international conventions and agreements.
c) Providing and forwarding (transmitting) data for bodies under point b), the International Criminal Co-operation Centre, and other bodies of the Republic of Hungary authorized by international conventions.

The following are entitled to have access to the information on the coercive measures database – containing preliminary arrest; temporary, involuntary treatment in a mental institution; house arrest; ban on leaving the residence:

a) Minister of Justice, for arranging the request for judicial assistance (legal aid) in criminal matters, and for fulfilment of the obligation in accordance with the legal instruments (Acts) on legal aid and with other relevant international conventions and agreements.

b) Foreign investigating authorities, prosecutor’s offices (state attorneys), courts, and international judicial and criminal investigation bodies, according to the obligations arising from the legal Acts on international cooperation of the law enforcement agencies and from other respective international conventions and agreements.

c) Providing and forwarding (transmitting) data for bodies under point b), the International Criminal Co-operation Centre, and other bodies of the Republic of Hungary authorized by international conventions.

The following are entitled to have access to the information on the coercive measures database – containing preliminary arrest; temporary, involuntary treatment in a mental institution; house arrest; ban on leaving the residence:

The following are entitled to have access to the information on the prosecution database – containing the data of the person investigated by the police and the prosecutor’s office – are the followings:

a) Minister of Justice, for arranging the request for judicial assistance (legal aid) in criminal matters, and for the fulfillment of the obligation in accordance with the legal instruments (Acts) on legal aid and with other respective international conventions and agreements.

b) Foreign investigating authorities, prosecutor’s offices (state attorneys), courts, and international judicial and criminal investigation bodies, according to the obligations derived from the legal Acts on international cooperation of the law enforcement agencies and from other respective international conventions and agreements.

c) Providing and forwarding (transmitting) data for bodies under point b), the International Criminal Co-operation Centre, and other bodies of the Republic of Hungary authorized by international conventions.

The following are entitled to have access to the information on the dactyloscopy – fingerprint – and photograph database:

a) Foreign investigating authorities, prosecutor’s offices (state attorneys), courts, and international judicial and criminal investigation bodies, according to the obligations derived from the legal Acts on international cooperation of the law enforcement agencies and from other relevant international conventions and agreements.
agreements.

b) Providing and forwarding (transmitting) data for bodies under point a), the International Criminal Co-operation Centre, and other bodies of the Republic of Hungary authorized by international conventions.

The following are entitled to have access to the information on the DNA database:

a) Foreign investigating authorities, prosecutor’s offices (state attorneys), courts, and international judicial and criminal investigation bodies, according to the obligations arising from the legal Acts on international cooperation of the law enforcement agencies and from other relevant international conventions and agreements.

b) Providing and forwarding (transmitting) data for bodies under point a), the International Criminal Co-operation Centre, and other bodies of the Republic of Hungary authorized by international conventions.

* delete as appropriate
Maltese comments on manual on procedure

MEMBER STATE: Malta

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

**Authority Name / Title:** Criminal Investigation Department  
**Postal address:** Police General Headquarters, Floriana CMR 02, Malta

Telephone number: +356 21 22 4001; +356 2294 2042  
Fax number: +356 21 247 794  
Email address: cid.police@gov.mt
Information, **if available**, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name  *Yes*
  Format: `Xxxxxxx`

- Mother’s name  *Yes*
  Format: `Xxxxxxx`

Residence or known address  *Yes*
Format: `N/A`

- Fingerprint  *Yes*
  Format: `N/A`

- Other
  - national register number  *Yes*
    Format: `N/A`

  - social security number  *Yes*
    Format: `N/A`

  - other (please specify)  *Yes*
    Format: `Previous known addresses, Passport Number, nicknames, Aliases`

Documents or their copies to be attached to the request (please specify): `N/A`
### PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

<table>
<thead>
<tr>
<th>REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Requests should specify the purpose for which the information is sought: Yes</td>
</tr>
<tr>
<td>If yes, the request should include details of: The Authority concerned, and reasons for the request.</td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? If it is possible then yes. If the Authority is by law authorised to make such requests, then a reference to the legal instrument authorising the Authority to make such requests is required.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Request from a competent administrative authority</th>
</tr>
</thead>
<tbody>
<tr>
<td>Requests should specify the purpose for which the information is sought. Yes.</td>
</tr>
<tr>
<td>If yes, the request should include details of: Other Competent Administrative Authority falling outside the Law Enforcement Agency and or the Judicial authorities, are requested to supply a copy of the relative legal instrument authorising them access to such information.</td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? No.</td>
</tr>
</tbody>
</table>
1. **REQUEST FROM THE PERSON CONCERNED**

Requests should specify the purpose for which the information is sought *No.*
If yes, the request should include details of: *N/A.*

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? *Yes.*

Requests can be accepted in the following languages in addition to the official language(s) of *Malta*: *(official languages are Maltese and/or English).*

Any other information about the national law, regulations or practice of *Malta* which would assist a requesting authority in making a request for information extracted from a criminal record.

*The Maltese laws are found on the following website:*

Dutch comments on manual on procedure

**MEMBER STATE:** The Netherlands

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: Centrale Justitiële Documentatie  
Postal address: Postbus 337  
7600 AH Almelo  
the Netherlands

Telephone number: + 31.546 834100  
Fax number: + 31.546 814961  
Email address: servicedesk@cjd.nl

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name **Yes / No**  
  Format:  

- Mother’s name **Yes / No**  
  Format:  

- Residence or known address **Yes / No**  
  Format:
- Fingerprints *Yes/No*
  Format

- Other
  - national register number *Yes/No*
  Format:
  - social security number *Yes/No*
  Format:
  - other (please specify) *Yes/No*
  Format:

Documents or their copies to be attached to the request (please specify):

**PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)**

**Request from a competent administrative authority**

Requests should specify the purpose for which the information is sought *Yes/No*.
If yes, the request should include details of:

- name of authority which issued the request for information
- description of the purpose for which the information is sought
- provisions of the national law on which the request is based (if possible)

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? *Yes/No* but only in the following cases:

if the request is made for the following purposes:
- screening of applicants for certain sensitive posts within the central government
- screening of employees working for administrative authorities who want to obtain certain investigative powers
- screening of applicants who want to become a judge or public prosecutor
- screening of prison visitors
- screening of applicants who want to work for financial institutions
REQUEST FROM THE PERSON CONCERNED

Requests should specify the purpose for which the information is sought Yes/ No*
If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

Please note the following:
Under Dutch law requests made by the person concerned have to be filed in person. This means that such a request cannot be made on his behalf by somebody else except in the case of representation at law. The person concerned can only request access to the criminal records in order to inspect his own record. In such a case the person concerned should go to the local court or the National Criminal Record office in Almelo. He is not entitled to receive a written statement concerning his registration for reasons of privacy protection..

Requests can be accepted in the following languages in addition to the official language(s) of the Netherlands: English
Any other information about the national law, regulations or practice of the Netherlands which would assist a requesting authority in making a request for information extracted from a criminal record.

*Statement of good behaviour*

In the Netherlands we work in general with statements of good behaviour for applicants. Every employer can require the submission of a statement of good behaviour. Such a statement can be requested at the local government office of the person concerned and for persons who do not live in the Netherlands a special desk exists in Almelo. Such requests are therefore not submitted directly to the National Criminal Record office. Usually the statement is requested by the applicant, but employers may request such a statement as well (in certain cases the consent of the applicant is required).

* delete as appropriate
Austrian comments on manual on procedure

MEMBER STATE: Austria

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: Strafregisteramt der Bundespolizeidirektion Wien
Postal address: Wasagasse 22, 1090 Wien

Telephone number: ++431/31310-79231, 79200 or 79201
Fax number: ++431/31310-79209
Email address: bpd-w-strafregisteramt@polizei.gv.at

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name Yes
  Format:

- Mother’s name Yes

- Residence or known address Yes
  Format:

- Fingerprints No
  Format
- Other
  - national register number  No
  Format:

  - social security number  No
  Format:

  - other (please specify)  Yes; The name should consist of first name and last name; previous names should also be indicated; the father’s and the mother’s name should include the first names; it would be helpful to indicate also the State of birth.
  Format: ?

Documents or their copies to be attached to the request (please specify):

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**PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)**

**REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS**

Requests should specify the purpose for which the information is sought: Yes
If yes, the request should include details of:
Authority making the request;
Proceedings in connection with which the request is being made.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? No.

**Request from a competent administrative authority**

Requests should specify the purpose for which the information is sought Yes
If yes, the request should include details of:
Authority making the request;
Proceedings in connection with which the request is being made.
Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? No.

**REQUEST FROM THE PERSON CONCERNED**

It should be noted that requests of the person concerned under Article 3 para. 1, second paragraph, of the Council Decision to the central authority are not yet provided for under Austrian law. However, the person concerned may ask the Austrian Embassy/Representation of his or her State of nationality or State of residence for an information from his or her criminal record.

Requests should specify the purpose for which the information is sought Yes
If yes, the request should include details of:
The purpose of the request.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? No
Is implicit in the case of a request from the person concerned. However, the person has to prove his or her identity.

Requests can be accepted in the following languages in addition to the official language(s) of *Austria*
English

Any other information about the national law, regulations or practice of *Austria* which would assist a requesting authority in making a request for information extracted from a criminal record.
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**Member State:** Poland

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: Ministerstwo Sprawiedliwości  
Biuro Informacyjne Krajowego Rejestru Karnego

Postal address: 03-398 Warszawa, ul. Zwycięzców 34

Telephone number: +48 22 51 88 207, +48 22 672 82 72  
Fax number: +48 22 672 82 76  
Email address: krk@ms.gov.pl
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name  Yes
  Format: IMIĘ OJCA

- Mother’s name  Yes
  Format: IMIĘ I NAZWISKO RODOWE MATKI

- Residence or known address  Yes
  Format: MIEJSCOWOŚĆ (town), ULICA (street), NR DOMU (number), PAŃSTWO (state)

- Fingerprints  No
  Format

- Other
  - national register number  No
    Format:

  - social security number  No
    Format:

  - other (please specify)  Yes

**Numer Ewidencyjny Powszechnego Elektronicznego Systemu Ewidencji Ludności PESEL** (personal identification number)
  Format: 11 cyfr (11 digits)

Documents or their copies to be attached to the request (please specify): not required
### PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

#### REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS

Requests should specify the purpose for which the information is sought: **Yes**
If yes, the request should include details of:

**Indication of the proceedings in relation to which there is a need to obtain personal data**

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No**

#### Request from a competent administrative authority

Requests should specify the purpose for which the information is sought **Yes**
If yes, the request should include details of:

**Indication of the proceedings in relation to which there is a need to obtain personal data**

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No**
**REQUEST FROM THE PERSON CONCERNED**

Requests should specify the purpose for which the information is sought **No**
If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases?

**Please note the following:**
In accordance with Polish law a natural person may only ask for his/her own entries in the criminal record.

Requests can be accepted in the following languages in addition to the official language(s) of Poland:

**POLISH ONLY**

Any other information about the national law, regulations or practice of *Poland* which would assist a requesting authority in making a request for information extracted from a criminal record.

**USTAWA Z 24 MAJA 2000 R. O KRAJOWYM REJESTRZE KARNYM**
(Law of 24 May 2000 on National Criminal Register)

* delete as appropriate
## Portuguese comments on manual on procedure

**MEMBER STATE:** Portugal

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

**Authority Name / Title:** Direcção de Serviços de Identificação Criminal  
**Postal address:** Av. 5 de Outubro, nº 125, 1069-044 Lisboa, Portugal

**Telephone number:** (351) 21 790 36 00  
**Fax number:** (351) 21 790 36 98  
**Email address:** correio@dgaj.mj.pt
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name Yes ¹
  Format: **Surname(s)**
  **Name(s)**

- Mother’s name Yes ²
  Format: **Surname(s)**
  **Name(s)**

- Residence or known address Yes
  Format: **Unimportant**

- Fingerprints Yes
  Format: **Unimportant**

- Other
  - national register number Yes
    Format: **Unimportant**
  - social security number No
    Format: ******
  - other (please specify) Yes: Passport; Foreigner's residence permit
    Format: **Unimportant**

Documents or their copies to be attached to the request (please specify): None

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¹ As complete as possible; i.e. all surnames and all names should be given.
² As complete as possible; i.e. all surnames and all names should be given.
<table>
<thead>
<tr>
<th>PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)</th>
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<tbody>
<tr>
<td><strong>REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS</strong></td>
</tr>
<tr>
<td>Requests should specify the purpose for which the information is sought: <em>Not applicable</em>¹</td>
</tr>
<tr>
<td>If yes, the request should include details of:</td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*</td>
</tr>
<tr>
<td><strong>Request from a competent administrative authority</strong></td>
</tr>
<tr>
<td>Requests should specify the purpose for which the information is sought: <em>Not applicable</em>²</td>
</tr>
<tr>
<td>If yes, the request should include details of:</td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*</td>
</tr>
<tr>
<td><strong>REQUEST FROM THE PERSON CONCERNED</strong></td>
</tr>
<tr>
<td>Requests should specify the purpose for which the information is sought <em>Not applicable</em>³</td>
</tr>
<tr>
<td>If yes, the request should include details of:</td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*</td>
</tr>
</tbody>
</table>

¹ Under Portuguese law, only requests from judicial authorities in the context of criminal proceedings may be satisfied.
² Under Portuguese law, only requests from judicial authorities in the context of criminal proceedings may be satisfied.
³ Under Portuguese law, only requests from judicial authorities in the context of criminal proceedings may be satisfied.
Requests can be accepted in the following languages in addition to the official language(s) of Portugal:

none

Any other information about the national law, regulations or practice of Portugal which would assist a requesting authority in making a request for information extracted from a criminal record.

Requests to Portugal must indicate the number of the criminal proceeding in the requesting state and the requesting authority.

- delete as appropriate
**Slovenian comments on manual on procedure**

**MEMBER STATE:** Republic of Slovenia

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision): Ministry of Justice

Authority Name / Title: Ministry of Justice, Župančičeva 3
Postal address: 1000 Ljubljana

Telephone number: +386 1 369 52 00
Fax number: +386 1 369 57 83
Email address: gp.mp(at)gov.si
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name **Yes / No**
  Format:

- Mother’s name **Yes / No**
  Format:

- Residence or known address **Yes / No**
  Format:

- Fingerprints **Yes / No**
  Format

- Other
  - national register number **Yes / No**
    Format:

  - social security number **Yes / No**
    Format:

  - other (please specify) **Yes / No**
    Format:

Documents or their copies to be attached to the request (please specify):
### PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)

#### REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS

Requests should specify the purpose for which the information is sought: Yes / No*

If yes, the request should include details of:

- Only the purpose.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*

#### Request from a competent administrative authority

Requests should specify the purpose for which the information is sought Yes / No*

If yes, the request should include details of:

- Only the purpose.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes/ No*
**REQUEST FROM THE PERSON CONCERNED**

Requests should specify the purpose for which the information is sought **Yes / No**

If yes, the request should include details of:

Only the purpose.

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **Yes / No**

Requests can be accepted in the following languages in addition to the official language(s) of *Slovenia*:

Any other information about the national law, regulations or practice of *Slovenia* which would assist a requesting authority in making a request for information extracted from a criminal record.

* delete as appropriate
**MEMBER STATE:** Slovakia

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

<table>
<thead>
<tr>
<th>Authority Name / Title</th>
<th>GENERAL PROSECUTOR’S OFFICE OF THE SLOVAK REPUBLIC</th>
</tr>
</thead>
<tbody>
<tr>
<td>Postal address</td>
<td>ŠTÚROVA 2, 812 85 BRATISLAVA</td>
</tr>
<tr>
<td>Telephone number</td>
<td>+421-2-55410817, +421-2-55425649</td>
</tr>
<tr>
<td>Fax number</td>
<td>+421-2-50216249, +421-2-50216259</td>
</tr>
<tr>
<td>Email address</td>
<td><a href="mailto:jan.stanko@genpro.gov.sk">jan.stanko@genpro.gov.sk</a></td>
</tr>
</tbody>
</table>
Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name  Yes
  Format: FIRST NAME / SURNAME

- Mother’s name  Yes
  Format: FIRST NAME / SURNAME / BIRTH NAME

- Residence or known address  Yes
  Format: STREET NAME / STREET NUMBER / CITY / POSTAL CODE

- Fingerprints  OPTIONAL
  Format

- Other
  - national register number  Yes, if available
    Format:

  - social security number  OPTIONAL
    Format:

  - other (please specify)  OPTIONAL
    Format:

Documents or their copies to be attached to the request (please specify): DOCUMENTS OR THEIR COPIES NOT REQUESTED
<table>
<thead>
<tr>
<th>PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)</th>
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</thead>
<tbody>
<tr>
<td><strong>REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS</strong></td>
</tr>
<tr>
<td>Requests should specify the purpose for which the information is sought: Yes</td>
</tr>
<tr>
<td>If yes, the request should include details of: NOT SPECIFIED</td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes</td>
</tr>
<tr>
<td><strong>Request from a competent administrative authority</strong></td>
</tr>
<tr>
<td>Requests should specify the purpose for which the information is sought Yes</td>
</tr>
<tr>
<td>If yes, the request should include details of: NOT SPECIFIED</td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes</td>
</tr>
</tbody>
</table>
REQUEST FROM THE PERSON CONCERNED

Requests should specify the purpose for which the information is sought. Yes
If yes, the request should include details of: NOT SPECIFIED

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? Yes

Requests can be accepted in the following languages in addition to the official language(s) of Slovak Republic: Czech Language

Any other information about the national law, regulations or practice of Slovak Republic which would assist a requesting authority in making a request for information extracted from a criminal record.

* delete as appropriate
Finnish comments on manual on procedure

**MEMBER STATE:** Finland

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: Ministry of Justice/Legal Register Centre  
Postal address: Linnankatu 3 b  
   P.O.Box 157  
   FI – 13101 Hämeenlinna  
   Finland  
Telephone number: +358 103664600  
Fax number: +358 10366570  
Email address: oikeusrekisterikeskus@om.fi

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name No  
  Format:

- Mother’s name No  
  Format:

- Residence or known address No  
  Format:

- Fingerprints No  
  Format
- Other
  - national register number  No
  Format:

  - social security number  No
  Format:

  - other (please specify)  Yes
  Format:  Personal identity number

Documents or their copies to be attached to the request (please specify):

Data from the criminal records will be delivered in the form of an extract, containing data on a person entered in the records, or stating that the criminal records contain no entries on that person. An extract with equivalent contents will be delivered to a corporation.
<table>
<thead>
<tr>
<th>PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)</th>
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<td><strong>REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS</strong></td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? No</td>
</tr>
<tr>
<td>Information from the criminal records shall be delivered to the authorities of a foreign state only for dealing with criminal matters as provided for in Article 13 of the European Convention on Mutual Assistance in Criminal Matters (TrS 30/1981)</td>
</tr>
<tr>
<td>[Criminal Records Act (770/1993), Section 4, Paragraph 3]</td>
</tr>
<tr>
<td><strong>Request from a competent administrative authority</strong></td>
</tr>
<tr>
<td>Requests should specify the purpose for which the information is sought Yes</td>
</tr>
<tr>
<td>If yes, the request should include details of:</td>
</tr>
<tr>
<td>- to whom and for what purpose the information is sought</td>
</tr>
<tr>
<td>Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? No</td>
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<td>Requests should specify the purpose for which the information is sought Yes</td>
</tr>
<tr>
<td>If yes, the request should include details of:</td>
</tr>
<tr>
<td>- the purpose for which the information is sought</td>
</tr>
</tbody>
</table>
Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? No - with the exception of foreigners (the person concerned)

Information from the criminal records shall be delivered to the authorities of a foreign state only for dealing with criminal matters as provided for in Article 13 of the European Convention on Mutual Assistance in Criminal Matters (TrS 30/1981)

[Criminal Records Act (770/1993), Section 4, Paragraph3]

[Criminal Records Act lays down provisions on delivery of information from the criminal records]

Criminal Records Act:

Section 6

(1) A private individual may obtain an extract of his or her own entries in the criminal records for purposes of acquiring a visa, work permit or residence permit, or for an equivalent reason.

(2) In addition to what has been provided in paragraph (1), a private individual may obtain an extract on his or her own entries in the criminal records for taking on a job which regularly and to a substantial degree involves working with minors and for which an extract, in accordance with the Act on the Investigation of the Criminal History of Persons Working with Children (504/2002), is to be presented to the employer or authority. Such an extract shall contain data on decisions whereby the person has been convicted of an act of sexual indecency, referred to in chapter 17, section 18 or 19, of the Penal Code; a sex offence, referred to in chapter 20; homicide, referred to in chapter 21, section 1; murder, referred to in chapter 21, section 2; killing, referred to in chapter 21, section 3; aggravated assault, referred to in chapter 21, section 6; aggravated robbery, referred to in chapter 31, section 2; or a narcotics offence referred to in chapter 50 of the Penal Code. The extract shall contain data also on decisions whereby a person has been convicted of an equivalent offence under the legislation previously in force. The extract shall be delivered free of charge.

(3) When requesting an extract referred to in paragraphs (1) and (2), the person shall indicate the purpose for which it is to be used. An extract referred to in paragraph (2) may only be delivered to the person concerned.

(4) What has been provided for the protection of personal data applies to a person’s right to inspect his or her personal data in the criminal records. Furthermore, a person on whom there are entries in the criminal records is entitled to know, on request, to whom and for what purpose data about him or her has been delivered from the computerised records in the course of the past year. A person competent to sign the name of a corporation is similarly entitled, irrespective of the method by which the records are kept, to inspect and obtain information on behalf of the corporation, and the right to obtain an extract from the records regarding the corporation.
Requests can be accepted in the following languages in addition to the official languages of Finland: English

Any other information about the national law, regulations or practice of Finland which would assist a requesting authority in making a request for information extracted from a criminal record.
General Remarks: The Swedish Government is currently working on the necessary changes for the implementation of the Council Decision 2005/876/JHA of 21 November 2005 on the exchange of information extracted from the criminal record. Until the implementation is completed, which is expected in the near future, the existing judicial cooperation in this area, i.e. the mechanisms according to articles 13 and 22 of the European Convention on Mutual Legal Assistance in Criminal Matters of 20 April 1959, will continue.

MEMBER STATE: Sweden

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: Rikspolisstyrelsen, Kirunaenheten
Postal address: S-981 81 KIRUNA, Sweden
Telephone number: +46-8-504 45 104
Fax number: +46-8-504 45 110
Email address: www.mrbr@rps.polisen.se

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name No
  Format:

- Mother’s name No
  Format:
- Residence or known address **No**  
  Format:

- Fingerprints **No**  
  Format:

- Other  
  - national register number **Yes**  
    Format: *yyyyymmdd-xxxx*
  - social security number **No**  
    Format:
  - other (please specify) **No**  
    Format:

Documents or their copies to be attached to the request (please specify):

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**PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)**

**REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS**

Requests should specify the purpose for which the information is sought: **Yes**
If yes, the request should include details of: **Purpose and legal basis for the request**  
(special reasons required)

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No**

**Request from a competent administrative authority**
Requests should specify the purpose for which the information is sought **Yes**
If yes, the request should include details of: **Purpose and legal basis for the request**
(special reasons required)

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No**

**REQUEST FROM THE PERSON CONCERNED**

Requests should specify the purpose for which the information is sought **Yes and No**
If yes, the request should include details of:

A request based on the general right to know what information is registered about oneself does not need a specified purpose.

In three specific cases the purpose must be specified because the record has to be delivered in a special format, stating only convictions for certain crimes:
1. Criminal records extract for the purpose of employment in school or childcare
2. Criminal records extract for the purpose of immigration or employment abroad
3. Criminal records extract for the purpose of occupation as an insurance broker

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No** *(Would be considered as implied in the request, coming from the person concerned)*

Requests can be accepted in the following languages in addition to the official language(s) of **Sweden**: **English**

Any other information about the national law, regulations or practice of **Sweden** which would assist a requesting authority in making a request for information extracted from a criminal record.
**MEMBER STATE:** United Kingdom

Central Authority designated to receive requests for information extracted from the criminal record (as specified in Article 1 of the Council Decision):

Authority Name / Title: **UK Central Authority**

Postal address: **PO Box 481, Winchester, Great Britain, SO23 3BG**

Telephone number: **+44 (0)23 80599711 or +44 (0)23 80744637**
Fax number: **+44 (0)23 80745427**
Email address: **UKCA@hampshire.pnn.police.uk**

Information, if available, that the requested authority would find useful in order to identify the person concerned and the format in which it should be provided, including details of the documents which might be attached to the request:

(This is in addition to the information on the person’s name, sex, nationality and date and place of birth that is required by request form annexed to the Council Decision)

- Father’s name  **Yes**
  Format: **Last Name /First Name**

- Mother’s name  **Yes**
  Format: **Last Name/First Name**

- Residence or known address  **Yes**
  Format: **House (Name / Number)/Street/Town or City/County/Postal Code**

- Fingerprints  **Yes**
  Format: **Paper originals; but electronic images to be discussed**

- Other
  - national register number  **No**
  Format:
- social security number Yes – National insurance number
  Format: **XX YY YY YY X**

- other (please specify) Yes

  - Date of Birth: Format: dd/mm/yyyy
  - Name given at Birth Format: Last Name / First Name
  - Passport number Format: Copy documents or scanned image
  - Driving Licence Format: Copy documents or scanned image

Documents or their copies to be attached to the request (please specify):
**As above**

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**PURPOSE OF THE REQUEST (OTHER THAN CRIMINAL PROCEEDINGS)**

**REQUEST FROM A JUDICIAL AUTHORITY OUTSIDE THE CONTEXT OF CRIMINAL PROCEEDINGS**

Requests should specify the purpose for which the information is sought: **Yes**

If yes, the request should include details of:

1) **The title of the judicial authority making the request.**

2) **The basis for making the request.**

3) **An undertaking that the information will be used only for the purpose set out in the request.**

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No**

**Request from a competent authority**

Requests should specify the purpose for which the information is sought **Yes**

If yes, the request should include details of:
| 1) The title of the competent authority making the request. |
| 2) The basis for making the request. |
| 3) An undertaking that the information will be used only for the purpose set out in the request. |

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases? **No**

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**REQUEST FROM THE PERSON CONCERNED**

Requests should specify the purpose for which the information is sought **No**
If yes, the request should include details of:

Do you require the consent of the person concerned in order to release information about their criminal convictions in such cases?

A Subject Access check may only be conducted by the subject in person under Section 7 of the Data Protection Act 1998. An individual can make a request to discover what information is held on police systems concerning themselves by making a subject access enquiry to the Chief Constable of the police force area within which he or she lives. The person making the application must provide original documentation showing the full name, date of birth and current address.

**The costs associated with subject access can be found at [www.ico.gov.uk](http://www.ico.gov.uk).**

Requests can be accepted in the following languages in addition to the official language(s) of the United Kingdom: **None**
Any other information about the national law, regulations or practice of United Kingdom which would assist a requesting authority in making a request for information extracted from a criminal record.

Notes:

1. **In the UK, there are different jurisdictions across England & Wales, Northern Ireland and Scotland. Some of the practical effects of the separate jurisdictions are: different offences; differing sanctions; and separate criminal history systems with different weeding policies.**

2. **On 31 March 2006, England and Wales introduced changes to the way convictions are managed. These changes will not affect the disclosure of convictions for the purposes of criminal proceedings or for their use by competent administrative authorities.**

3. **The Scottish Criminal Record Office and the Police Service of Northern Ireland are to be designated as Central Authorities for sending out information about EU nationals convicted in Scottish and Northern Irish courts and for replying to requests for information from EU Member States.**

4. **With regard to Employment Vetting:**
   - In England and Wales, employment vetting checks are conducted by authorised organisations (registered bodies). These are undertaken by the Criminal Records Bureau. Details including costs can be found at: [www.crb.gov.uk](http://www.crb.gov.uk).
   - In Scotland, employment vetting checks are undertaken by Disclosure Scotland. Details including costs can be found at [www.disclosurescotland.co.uk](http://www.disclosurescotland.co.uk).
   - In Northern Ireland the employment vetting process is currently undertaken by the Police Service of Northern Ireland.

* delete as appropriate