

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

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English only

EUROPEAN COMMITTEE ON CRIME PROBLEMS
(CDPC)

COMMITTEE OF EXPERTS
ON THE OPERATION OF EUROPEAN CONVENTIONS
ON CO-OPERATION IN CRIMINAL MATTERS
(PC-OC)

Draft questionnaire

**on the application of the Second Additional Protocol to the European Convention on
Mutual Assistance in Criminal Matters (ETS No. 182)**

1. If your country is not a Party to ETS No. 182, is its ratification being considered? Please explain.

If you country is a Party to this Protocol,

2. Did your country experience any benefit from the new channels and methods of communication mentioned under Article 4? Please explain the extent and nature of the benefit.
3. Do you have any experience with requests for assistance including formalities or procedures that are unfamiliar in your jurisdiction, or in that of the requested country (Article 8)? If so, please explain whether the requests were successful or not.
4. What has been your experience in conducting hearings of witnesses and experts by video or telephone conferences (Articles 9 and 10) as a requesting state? and in organising them as a requested state?
5. Did you frequently receive or send spontaneous information on the basis of Article 11? Please explain your experience in this.
6. Has the service by post of procedural documents and judicial decisions, directly addressed to persons living in another State Party (Article 16) become usual practice? Please explain.
7. What has been your experience in the application of special investigative techniques as mentioned under Articles 17, 18, 19 both as a requesting and requested Party?
8. Have you ever organised a JIT on the basis of Article 20? If so, please explain your experience.
9. Have you encountered any other legal or practical obstacle in the application of ETS 182? Please explain.
10. If your country, by virtue of Article 33 para 2, has made reservations to Articles 16,17,18,19 or 20, is a (partial) withdrawal of these reservations being considered? Please explain.
11. Do you have any other comments or proposals related to ETS No. 182?