

PORTUGAL – national procedures for transfer of sentenced persons
Updated 05/09/2014

The information contained in this table should be updated on a yearly basis.

<p>The Central Authority (name of the institution, address, telephone, fax and e-mail where available) responsible for the transfer of sentenced persons:</p>	<p>Prosecutor General's Office ; Rua da Escola Politécnica nº140, 1269-269 Lisboa - Portugal Tel: 21 392 19 00 * Fax: 21 397 52 55 E-mail: mailpgr@pgr.pt ; joana.ferreira@pgr.pt</p>
<p>If different from the Central Authority, the authority to which the request should be sent (name of the institution, address, telephone, fax and e-mail where available):</p>	
<p>If different from the Central Authority, the Authority/ies in charge of coordinating and/or implementing the physical transfer of the person concerned (name of the institutions, address, telephone, fax and e-mail where available):</p>	<p>Gabinete Nacional da Interpol, rua Gomes Freire, nº213 1150-178 Lisboa ; Tel: +351213595800 ; Fax: +351213304254 ; email : uci.gni@pj.pt</p>
<p>Channels of communication for the request for the transfer of sentenced persons (directly, through diplomatic channels or other):</p>	<p>Requests and pertaining documents may be sent directly to the central authority ; diplomatic channel should only be used in case of absence of bilateral or multilateral instrument. In any case direct contacts with the central authority are always admissible.</p>

Means of communication (e.g. by post, fax, e-mail ¹):	In case of urgency requests shall be transmitted by post, by electronic means, by telegraph or by any other means allowing for a written record provided that it is admitted by the Portuguese law. Encryption is not required.

Language requirements:	In principle requests and pertaining documents should be addressed in Portuguese (article 21 of Law 144/99 from August 31st). According with the declaration made French can be used as a language to apply to the translation of requests and pertaining documents. English became a common working language for all procedural communications.

Documentation required:	Request signed by the convicted person ; certified copy of the conviction with an express mention of the date when it became final ; information on the time served under detention in the convicting State ; copy of the legal dispositions that were the the base for the conviction ; copy of document that demonstrates the Portuguese nationality of the requesting person ; when needed medical reports.

Continued enforcement or conversion of the sentence ² :	Portugal will continue to enforce a foreign judgment on the basis of a judgment of a Portuguese court declaring it enforceable, following review and prior confirmation.

General rules on early release:	Early release will take place mandatorily when 5/6 of a prison term of more then 6 years has been elapsed. Early release can take place when ½ or 2/3 of the prison term, provided that at least 6 months have been executed, have been elapsed by décision taken by a Judge, on a case by case basis and depending on the social rehabilitation of the person concerned
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¹ Please indicate if encryption or electronic signature is required.

² In case the sentence is converted, please specify whether this is done before or after the transfer has taken place.

	and his or her behaviour while in prison.
Scope of application with regard to transfer of mentally disordered persons:	The transfer of mentally disordered persons can be considered but they must have been considered responsible for the facts committed, declared criminally irresponsible due to mental illness and convicted to a security measure.
Scope of application with regard to nationals and/or residents:	Portugal accepts this form of cooperation for all Portuguese citizens irrespective of the way in which nationality was acquired. Portugal is able to accept the transfer of foreigners and stateless persons usually resident in its territory as administering state.
Other particularly relevant information (such as practice regarding time limits or revocation of consent):	Portuguese law does not establishes a delay after the end of which consent cannot be revoked. The procedure of transfer of sentenced persons is by force of Law an urgent procedure.
Links to national legislation, national guides on procedure:	Domestic Law in English version Practical handbook on transfer of sentenced persons by application of the Convention on Transfer of sentenced persons between the States of the CPLP in Portuguese only.
Link to information about the Convention (according to Article 4) in the official language(s) of the State Party (see also Rec. R (84) 11 of the Committee of Ministers concerning information about	

ETS°112 and PC-OC INF 12):	
For Parties to the Additional Protocol	
Information on the implementation of Article 2 (e.g. interpretation of “by fleeing to”):	
Information on the implementation of Article 3 (e.g. interpretation of the requirement of a consequential link between the decision on expulsion and the sentence):	
Documentation required:	
Other relevant information:	