

Denmark – national procedures for mutual legal assistance in criminal matters

Updated 15/04/2016

States Parties are requested to fill in this table with the necessary information and return it to the Secretariat of the PC-OC. The information contained in this table should be updated on a yearly basis.

The Central Authority (name of the institution, address, telephone, fax and e-mail where available) responsible for mutual legal assistance:	The Director of Public Prosecutions Frederiksholms Kanal 16 1220 København K Denmark Telephone: + 45 72 68 90 00 Fax: + 45 72 68 90 04 E-mail: <a href="mailto:rigsadvokaten@ankl.dk">rigsadvokaten@ankl.dk</a>
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):	
Channels of communication for the request for mutual legal assistance (directly, through diplomatic channels or other):	Directly, through diplomatic channels or through INTERPOL/SIS.
Means of communication (eg. by post, fax, e-mail <sup>1</sup> ):	Post, fax or encrypted e-mails
Language requirements:	In accordance with Article 16 of the European Convention on Mutual Legal Assistance in Criminal Matters, Denmark has declared that requests for mutual legal assistance and annexed documents from countries other than Austria, France, the Federal Republic of Germany, Ireland, Norway, Sweden or the United Kingdom must be accompanied by a translation into either Danish or one of the official languages of the Council of Europe. With regard to longer documents, Denmark has reserved the right, in any specific

<sup>1</sup> Please indicate if encryption or electronic signature is required.

	case, to require a Danish translation or to have one made at the expense of the requesting State.
Double criminality requirement, if applicable:	Dual criminality is generally required for assistance that requires a court order.
Limitation of use of evidence obtained:	It follows from basic legal principles that evidence obtained through a request for mutual legal assistance can only be used for other purposes with the consent of the Danish authorities.
Other particularly relevant information (e.g. documentation required for special types of assistance):	
Links to national legislation, national guides on procedure:	There is no national legislation on mutual legal assistance.
Parties to the Second Additional Protocol: Link to database with contact details of competent authorities for the purpose of direct transmission of MLA requests	<p>There is no such database in Denmark. However, the contact information on the competent authorities can be found via the following link:</p> <p><a href="http://www.justitsministeriet.dk/generelt/english">http://www.justitsministeriet.dk/generelt/english</a></p> <p>The competent authorities are the courts, the Independent Police Complaints Authority and prosecution authorities, which under the Danish Administration of Justice Act include the Ministry of Justice, the Director of Public Prosecutions, the state prosecutors and the police commissioners.</p> <p>The Director of Public Prosecutions can be contacted with questions concerning contact details of the competent authorities.</p>