

**Denmark**

**National Procedures for Transfer of sentenced persons**

<b>The Central Authority responsible for the transfer of sentenced persons</b>	<p><b>Transfer of sentenced persons <u>from</u> Denmark</b> Department of Prisons and Probation Strandgade 100 DK 1401 Copenhagen K Denmark Telephone: +45 72268400 Fax: +45 7255 5555 E-mail: <a href="mailto:dfk@krfo.dk">dfk@krfo.dk</a></p> <p><b>Transfer of sentenced persons <u>to</u> Denmark</b> 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></p>
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If different from the Central Authority, the authority to which the request should be sent:	
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If different from the Central Authority, the <b>Authority/ies in charge of coordinating and/or implementing the physical transfer</b> of the person concerned:	<p><b>Transfer of sentenced persons <u>from</u> Denmark:</b> Danish National Police, Aliens Centre North Zealand, Birkerød Kongevej 2, 3460 Birkerød, tel. no. (+45) 33 14 88 88, e-mail: <a href="mailto:ucn@politi.dk">ucn@politi.dk</a>.</p> <p><b>Transfer of sentenced persons <u>to</u> Denmark:</b> The authority in charge is the relevant police district. However, any contact can be made to: Danish National Police, International Communication, phone: +45 4515 4200, email: <a href="mailto:spoc.siu@politi.dk">spoc.siu@politi.dk</a>.</p>
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<b>Channels of communication</b> for the request for the transfer of sentenced persons:  (directly, through diplomatic channels or other)	Directly
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<b>Means of communication</b> (eg. by post, fax, e-mail <sup>1</sup> ):	Mail, e-mail or fax
<b>Language requirements:</b>	Danish or English
<b>Documentation required:</b>	Name, date and place of birth of the sentenced person The persons address in Denmark state - if applicable a certified copy of the judgment and the law on which it is based, a statement indicating the length of the sentence already served, a declaration containing the consent to the transfer by the sentenced person if applicable, whenever appropriate any medical or social reports on the sentenced person
<b>Continued enforcement or conversion of the sentence<sup>2</sup>:</b>	<p>The general rule in Denmark regarding the enforcement of foreign court decisions shall take place according to the Convention's Article 9(1) (b) and Article 11 on conversion of sentence. Conversion of the sentence will most often be done prior the transfer has taken place and will be decided by a court of law.</p> <p>If the transfer to Denmark of a sentenced person would otherwise prove impossible, the Director of Public Prosecutions can decide to allow continued enforcement according to the Convention's Article 9(1) (a) and Article 10 provided that certain conditions are fulfilled.</p>
<b>General rules on early release:</b>	<p>According to section 38 of the Danish Criminal Code, a sentenced person may be released on parole after serving twothirds of the sentence imposed.</p> <p>Furthermore, a sentenced person may under special circumstances be released on parole earlier if half the term of imprisonment has been served and this constitutes a period of at least two months.</p>
<b>Scope of application with regard to transfer of</b>	Transfer of mentally disordered persons is possible if the

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

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

<b>mentally disordered persons:</b>	sentence involves deprivation of liberty.
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<b>Scope of application with regard to nationals and/or residents:</b>	The rules apply to both persons with Danish nationality and persons having their permanent residence on the territory of the Kingdom of Denmark (including the Faroe Islands and Greenland).
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<b>Other relevant information:</b> (such as practice regarding time limits or revocation of consent)	
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<b>Links</b> to national legislation, national guides on procedure:	Danish act on international execution of sentences (in Danish only): <a href="https://www.retsinformation.dk/forms/r0710.aspx?id=2160">https://www.retsinformation.dk/forms/r0710.aspx?id=2160</a>
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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):	
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#### For Parties to the Additional Protocol

<b>Information on the implementation of Article 2:</b> (e.g. interpretation of “by fleeing to”)	-
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<b>Information on the implementation of Article 3</b> (e.g. interpretation of the requirement of a consequential link between the decision on expulsion and the sentence)	
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<b>Documentation required:</b>	Same documentation as mentioned above and if applicable a declaration containing the opinion of the sentenced person as to his or her proposed transfer, a copy of the expulsion or deportation order or any other order having the effect that the sentenced person will no longer be allowed to remain in the territory of the sentencing State once he or she is released from prison.
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<b>Other relevant information:</b>	
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