

No. 403

**DENMARK, NORWAY
and
SWEDEN**

**Convention regarding the recognition and enforcement of
judgments in criminal matters. Signed at Copenhagen,
on 8 March 1948**

*Danish, Norwegian and Swedish official texts communicated by the Permanent
Representative of Denmark to the United Nations. The registration took
place on 11 April 1949.*

**DANEMARK, NORVEGE
et
SUEDE**

**Convention relative à la reconnaissance et à l'exécution des
décisions judiciaires en matière pénale. Signée à Copen-
hague, le 8 mars 1948**

*Textes officiels danois, norvégien et suédois communiqués par le représentant
permanent du Danemark auprès de l'Organisation des Nations Unies.
L'enregistrement a eu lieu le 11 avril 1949.*

TRANSLATION — TRADUCTION

No. 403. CONVENTION¹ BETWEEN THE GOVERNMENTS OF DENMARK, NORWAY AND SWEDEN REGARDING THE RECOGNITION AND ENFORCEMENT OF JUDGMENTS IN CRIMINAL MATTERS. SIGNED AT COPENHAGEN, ON 8 MARCH 1948

His Majesty the King of Denmark, His Majesty the King of Norway and His Majesty the King of Sweden, having agreed to conclude a convention relating to the recognition and enforcement of judgments in criminal matters, have appointed as their plenipotentiaries:

His Majesty the King of Denmark:

Mr. Neils Carl Gustav Magnus Rasmussen, Minister for Foreign Affairs;

His Majesty the King of Norway:

Mr. August Wilhelm Stjernstedt Esmarch, Ambassador Extraordinary and Plenipotentiary at Copenhagen;

His Majesty the King of Sweden:

Mr. Gustaf Fredrik Nils von Dardel, Gentleman of the Court, Ambassador Extraordinary and Plenipotentiary at Copenhagen;

who, being duly authorized for the purpose, have agreed on the following articles:

Article 1

Valid judgments given in criminal matters in one of the Contracting States shall, in so far as they impose a fine, confiscation or legal costs, have effect and be enforceable on demand in the other States.

Decisions or orders which, in accordance with the law of the State concerned, have the same effect as a valid judgment and valid decisions regarding the attachment of the goods of an accused person as security for a fine, confiscation, damages or legal costs, shall be regarded as valid judgments.

¹ Came into force on 22 July 1948 between Denmark and Norway, and on 1 January 1949 between Denmark and Sweden and between Norway and Sweden, in accordance with article 9.

The convention of 16 March 1932 regarding the recognition and execution of judgments shall apply to decisions in criminal matters relating to damages.

Article 2

A decision may not be enforced if its enforcement is barred by lapse of time or on other grounds in accordance with the law of the State in which it was rendered or would have been executed.

Article 3

Requests for enforcement shall be made in Denmark by the Ministry of Justice, in Norway by the Department of Justice, and in Sweden by the Chancellor of Justice, and addressed to the competent authority in the other State.

A request shall be accompanied by:

1. The decision in the original or a copy certified correct by the competent authority;
2. A certificate by the authority making the request to the effect that the decision is of the kind mentioned in article 1, and is valid, and is enforceable in the State in which it was rendered.

Article 4

The request may be rejected if the authority to which it is addressed finds that it relates to a political offence or to an offence committed for political ends.

The request may also be rejected if respect for a third State so requires.

Article 5

Enforcement shall take place in each State in accordance with the law in force therein, save that imprisonment in lieu of a fine may not be enforced.

Article 6

Costs not covered by the enforcement shall be borne by the State in which the judgment is enforced.

Article 7

The provisions of article 4, paragraph 1, regarding political offences or other offences committed for political ends shall not apply to proceedings in Denmark and Norway, in connexion with the 1939-1945 war, against persons guilty of treason or other acts to the detriment of the country.

Article 8

This convention shall apply also to decisions rendered prior to the entry into force of the convention.

Article 9

The convention shall be ratified and the instruments of ratification shall be deposited in the archives of the Danish Ministry of Foreign Affairs.

The convention shall come into force between the ratifying States as soon as they have fulfilled the requirements necessary for its mutual application.

Any of the States may denounce the convention to any of the other States at six months' notice.

IN FAITH WHEREOF the respective plenipotentiaries have signed the present convention and have thereto affixed their seals.

DONE at Copenhagen in one copy in each of the following languages: Danish, Norwegian and Swedish, on 8 March 1948.

(Signed) Gustav RASMUSSEN
Aug. ESMARCH
G. v. DARDEL
[L. S.]