

# Infringement Proceedings Against Ireland For Failure to Transpose Several Mutual Recognition Instruments



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European Law Forum: Prevention • Investigation • Prosecution

## News

**Thomas Wahl**

On 25 July 2019, the Commission sent [reasoned opinions to Ireland](#) for having failed to transpose a number of framework decisions strengthening judicial cooperation in criminal matters and implementing the principle of mutual recognition. The instruments concerned are:

- Recognition of judgments imposing custodial sentences ([Framework Decision 2008/909/JHA](#));
- Probation measures and alternative sanctions ([Framework Decision 2008/947/JHA](#));
- Supervision measures ([Framework Decision 2009/829/JHA](#));
- Financial penalties ([Framework Decision 2005/214/JHA](#));
- The exchange of criminal records information ([Framework Decision 2009/315/JHA](#));

The Commission noted that Irish authorities have not provided satisfactory answers on completion of the ongoing legislative implementation procedures. Ireland now has two months to comply with the concerns raised by the Commission. Otherwise, the Commission may refer the case to the European Court of Justice.

As regards the Framework Decision 2008/909 on the recognition of judgments imposing custodial sentences, the Commission also sent a [reasoned opinion to Bulgaria](#) for not having adopted the necessary legislation transposing the FD.

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ISSN: 1862-6947

<https://euclid.eu>

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The project is co-financed by the Union Anti-Fraud Programme (UAF), managed by the European Anti-Fraud Office (OLAF).



**Co-funded by  
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