

(Übersetzung)

Declarations and notifications provided by the Republic of Austria upon ratification of the Council of Europe Convention on laundering, search, seizure and confiscation of the proceeds from crime and on the financing of terrorism

Declaration pursuant to Art. 3 para. 2 subpara. a:

„Pursuant to Art. 53 para. 1 read in conjunction with Art. 3 para. 2 subpara. a, Austria declares that proceeds from tax offences within the meaning of Art. 3 may be subject to confiscation both nationally and through international cooperation, under national and international tax-debt recovery legislation.”

Communication regarding Art. 9 para. 2 subpara. b:

“Austria informs with regard to Art. 9 para. 2 subpara. b that the offences set forth in Art. 9 para. 1 do not fully apply to the persons who committed the predicate offence.”

Declaration pursuant to Art. 9 para. 4:

„Pursuant to Art. 53 para. 1 read in conjunction with Art. 9 para. 4, Austria declares that Art. 9 para.1 applies only to certain predicate offences, namely pursuant to Art. 9 para. 4 subpara. a to predicate offences punishable by deprivation of liberty for a maximum of more than one year and pursuant to Art. 9 para. 4 subpara. b to a list of specified predicate offences.

Declaration pursuant to Art. 17 para. 4:

“Pursuant to Art. 17 para. 4, Austria declares that it makes the execution of information requests on bank accounts dependant on the same conditions as it applies in respect of requests for search and seizure.”

Declaration pursuant to Art. 17 para. 5:

“Pursuant to Art. 53 para. 1 read in conjunction with Art. 17 para. 5, Austria declares that it applies Art. 17 only to the categories of offences specified in the list contained in the appendix to this Convention.”

Communication regarding to Art. 18 para. 4:

„Austria informs with regard to Art. 18 para. 4 that it makes the execution of information requests on banking transactions dependant on the same conditions as it applies in respect of requests for search and seizure.”

Notification pursuant to Art. 33:

„The Austrian central authority responsible for sending and answering requests is the Federal Ministry of Constitutional Affairs, Reforms, Deregulation and Justice.”