

No. 29641

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**UNITED KINGDOM OF GREAT BRITAIN  
AND NORTHERN IRELAND**

**and  
SWEDEN**

**Agreement concerning the restraint and confiscation of the  
proceeds of crime. Signed at Stockholm on 14 December  
1989**

*Authentic texts: English and Swedish.*

*Registered by the United Kingdom of Great Britain and Northern Ireland  
on 22 March 1993.*

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**ROYAUME-UNI DE GRANDE-BRETAGNE  
ET D'IRLANDE DU NORD**

**et  
SUÈDE**

**Accord relatif à la retenue et à la confiscation des revenus  
provenant du crime. Signé à Stockholm le 14 décembre  
1989**

*Textes authentiques : anglais et suédois.*

*Enregistré par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord  
le 22 mars 1993.*

AGREEMENT<sup>1</sup> BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF THE KINGDOM OF SWEDEN CONCERNING THE RESTRAINT AND CONFISCATION OF THE PROCEEDS OF CRIME

The Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Sweden;

Desiring to provide the widest measure of mutual assistance in the investigation, restraint and confiscation of the proceeds of crime;

Have agreed as follows:

ARTICLE 1

**Scope of Application**

- (1) The Parties shall, in accordance with this Agreement and to the extent permitted under their national laws, grant to each other assistance in the restraint and confiscation of the proceeds of crime and in investigations connected with the tracing and recovery of such proceeds.
- (2) This Agreement shall not derogate from other obligations between the Parties whether pursuant to other treaties or arrangements or otherwise, nor prevent the Parties or their law enforcement agencies from providing assistance to each other pursuant to other treaties or arrangements or as otherwise appropriate.

ARTICLE 2

**Definitions**

For the purposes of this Agreement:

- (a) proceedings are instituted
- (i) in the United Kingdom, when a person is charged with an offence;
  - (ii) in Sweden, when a public prosecutor has established that there are reasonable grounds to suspect that a person has committed an offence and accordingly the prosecutor is obliged under the Code of Judicial Procedure to notify the person of the suspicion;
- (b) proceeds of crime means any property that is derived or realised, directly or indirectly, by any person from an offence under the law of one of the Parties which corresponds to an offence under the law of the other Party, or the value of any such property;

<sup>1</sup> Came into force on 1 April 1992, i.e., the first day of the month following the expiration of one calendar month after the date of the last of the notifications by which the Parties had notified each other of the completion of their respective requirements, in accordance with article 12 (1).

- (c) property includes money and all kinds of moveable or immovable and tangible or intangible property;
- (d) the restraint of property means seizure, attachment or other measures for the prevention of dealing in or transfer or disposal of property.

### ARTICLE 3

#### Central Authorities

- (1) Requests for assistance under this Agreement shall be made through the central authorities of the Parties.
- (2) In the United Kingdom the central authority is the Home Office. In Sweden the central authority is the Ministry for Foreign Affairs.

### ARTICLE 4

#### Execution of Requests

- (1) To the extent permitted by its national law, the Requested Party shall take whatever steps it deems to be necessary to give effect to requests received from the Requesting Party.
- (2) A request for assistance may be refused:
  - (a) if execution of the request would not be permitted under national law;
  - (b) if the request concerns an offence which the Requested Party considers a political offence;
  - (c) if the Requested Party is of the opinion that the request, if granted, would seriously impair its sovereignty, security, national interest or other essential interests.
- (3) The Requested Party may refuse a request or delay its execution if provision of the assistance sought could prejudice any other investigation or proceedings, prejudice the safety of any person or impose a disproportionate burden on the resources of that Party.
- (4) Before refusing to grant a request for assistance the Requested Party shall consider whether assistance may be granted subject to such conditions as it deems necessary. If the Requesting Party accepts assistance subject to these conditions, it shall comply with the conditions.
- (5) If the Requested Party considers that the information contained in a request is not sufficient to enable the request to be dealt with, that Party may request that additional information be furnished.
- (6) The rights of third parties under the law of the Requested Party shall be respected.
- (7) The Requested Party shall inform the Requesting Party of the outcome of the request.
- (8) The Requesting Party shall promptly inform the Requested Party of any circumstances, including any other enforcement action, which may affect the request or its execution or which may make it inappropriate to proceed with giving effect to it; and the Requesting Party shall if necessary withdraw the request.