

Basic information	
<b>1999/0821(CNS)</b>  CNS - Consultation procedure Decision	Procedure completed
Euro: protection by penal sanctions against counterfeiting and falsification. Framework Decision	
Repealed by <a href="#">2013/0023(COD)</a> Amended by <a href="#">2001/0823(CNS)</a>	
<b>Subject</b>  5.20.02 Single currency, euro, euro area 7.30.30.10 Action against counterfeiting 7.40.04 Judicial cooperation in criminal matters	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<b>LIBE</b> Citizens' Freedoms and Rights, Justice and Home Affairs	CEDERSCHIÖLD Charlotte (PPE-DE)	23/11/1999
	<b>ECON</b> Economic and Monetary Affairs	GASÒLIBA I BÖHM Carles-Alfred (ELDR)	30/11/1999
Council of the European Union	Committee for opinion	Rapporteur for opinion	Appointed
	<b>ECON</b> Economic and Monetary Affairs	GASÒLIBA I BÖHM Carles-Alfred (ELDR)	30/11/1999
	Council configuration	Meetings	Date
	Economic and Financial Affairs ECOFIN	2245	2000-02-28
	Justice and Home Affairs (JHA)	2266	2000-05-29
Justice and Home Affairs (JHA)		2251	2000-03-27
Justice and Home Affairs (JHA)		2229	1999-12-02

Key events			
Date	Event	Reference	Summary
05/10/1999	Initial legislative proposal published	11302/1999	<a href="#">Summary</a>
02/12/1999	Debate in Council		
09/12/1999	Legislative proposal published	05116/1999	<a href="#">Summary</a>
17/01/2000	Committee referral announced in Parliament		
27/01/2000	Vote in committee		<a href="#">Summary</a>

27/01/2000	Committee report tabled for plenary, 1st reading/single reading	A5-0020/2000	
16/02/2000	Debate in Parliament		
17/02/2000	Decision by Parliament	T5-0060/2000	Summary
28/02/2000	Debate in Council		
29/05/2000	Act adopted by Council after consultation of Parliament		
29/05/2000	End of procedure in Parliament		
14/06/2000	Final act published in Official Journal		

Technical information	
Procedure reference	1999/0821(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Decision
Amendments and repeals	Repealed by <a href="#">2013/0023(COD)</a> Amended by <a href="#">2001/0823(CNS)</a>
Legal basis	Treaty on the European Union (after Amsterdam) M 034-p2 Treaty on the European Union (after Amsterdam) M 031
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/5/12254

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A5-0020/2000 OJ C 309 27.10.2000, p. 0004	27/01/2000	
Text adopted by Parliament, 1st reading/single reading		T5-0060/2000 OJ C 339 29.11.2000, p. 0163-0237	17/02/2000	Summary
Council of the EU				
Document type	Reference	Date	Summary	
Initial legislative proposal	11302/1999 OJ C 322 10.11.1999, p. 0006	05/10/1999	Summary	
Legislative proposal	05116/1999	09/12/1999	Summary	

Additional information			
Source	Document	Date	

**Final act**

Justice and Home Affairs act 2000/0383  
OJ L 140 14.06.2000, p. 0001

[Summary](#)

## **Euro: protection by penal sanctions against counterfeiting and falsification. Framework Decision**

1999/0821(CNS) - 29/05/2000 - Final act

PURPOSE: to increase protection by penal sanctions against counterfeiting in connection with the introduction of the euro.

COMMUNITY MEASURE: Council Framework Decision 2000/383/JHA on increasing protection by criminal penalties and other sanctions against counterfeiting in connection with the introduction of the euro.

CONTENT: on the initiative of the Federal Republic of Germany, the Council has approved this framework decision that seeks to combat the counterfeiting and falsification of euro banknotes and coins before they are put into circulation on 01.01.2002. To this end, the Member States are invited to accede to the International Convention of 1929 on the Suppression of Counterfeiting Currency and its Protocol so as to ensure that the conduct referred to in the Convention is punishable by effective, proportionate and dissuasive criminal penalties from the moment at which they apply to the single currency.

The transport, export, transfer and purchase of false euros by a third party will also be liable to penal sanctions.

Likewise, all operations leading to the falsification of the single currency, in particular, the constitution of holograms and other components of currency which serve to protect against counterfeiting, as well as computer programmes and other means specially adapted for the counterfeiting or altering of the euro.

Provision is also made for the introduction of the appropriate measures to ensure that the prosecution of counterfeiting, at least in respect of the euro, is possible, independently of the nationality of the offender and the place where the offence has been committed.

Member States shall take the necessary measures to comply with this framework Decision by 31.12.2000.

ENTRY INTO FORCE: 14.06.2000.

## **Euro: protection by penal sanctions against counterfeiting and falsification. Framework Decision**

1999/0821(CNS) - 09/12/1999 - Legislative proposal

In a text established by Direction H of the Secretariat- General of the Council of the European Union, the Council proposes an amended version of the proposal for a decision on the framework proposal aiming to reinforce the penal framework for the protection against counterfeiting in view of the circulation of the Euro. This new version mainly focuses on the offence committed by legal persons on the subject of counterfeiting. The Council insists in particular on the responsibility of legal persons in the matter, as well as on the sanctions to which they will be liable in the event of fraudulent acts. In addition, the Council clarifies the text of the framework decision notably concerning the description of general offences liable for sanctions (by adding in particular the incitement of counterfeiting). It also more clearly describes the type of sanctions to apply in case of fraud : the prison terms should be at least 8 years. Lastly, the Council believes that this text should be applicable from 31.12.2000 at the latest for the effective combat of counterfeiting of notes and coins denominated in Euro, and from now on until 31.03.2001 for the whole of the proposed measure.

## **Euro: protection by penal sanctions against counterfeiting and falsification. Framework Decision**

1999/0821(CNS) - 17/02/2000 - Text adopted by Parliament, 1st reading/single reading

Under the consultation procedure, the European Parliament approved its report drafted by Ms. Charlotte Cederschiöld (EPP/ED, Sw) regarding the Commission's proposal subject to a few amendments. One of these lays down that a person whose trial has been finally disposed of in one Member

State may not be prosecuted in another Member State in respect of the same facts. Another amendment relates to former legal tender, and requires Member States to take the necessary measures to ensure that conduct referred to in Articles 3 and 4 is also punishable if it relates to banknotes and coins which, as a result of the introduction of the euro, are no longer legal tender. A new Article has been included which provides that the jurisdiction for prosecution shall lie as a matter of priority with the Member State in which the offence has been committed. Where this criterion is not met, jurisdiction shall lie with the Member State of which the offender is a citizen, or else the place which the perpetrators have been arrested.

## **Euro: protection by penal sanctions against counterfeiting and falsification. Framework Decision**

1999/0821(CNS) - 05/10/1999 - Initial legislative proposal

**PURPOSE:** to increase protection by penal sanctions against counterfeiting with the introduction of the euro. **CONTENT:** on the initiative of the Federal Republic of Germany, the Council has proposed a framework decision that seeks to combat the counterfeiting and falsification of euro banknotes and coins before they are put into circulation on 01.01.2002. To this end, the Member States are invited to accede to the International Convention of 1929 on the Suppression of Counterfeiting Currency and its Protocol so as to ensure that the conduct referred to in the Convention is punishable by effective, proportionate and dissuasive criminal penalties from the moment at which they apply to the single currency. The transport, export, transfer and purchase of false euros by a third party will also be liable to penal sanctions. Likewise, all operations leading to the falsification of the single currency, in particular, the constitution of holograms and other components of currency which serve to protect against counterfeiting, as well as computer programmes and other means specially adapted for the counterfeiting or altering of the euro. Provision is also made for the introduction in each Member State of competence in the event that offences are committed with respect to the euro outside the territory of the State and where it has not extradited the offender. In addition, all measures shall be implemented in order to follow the offenders in one Member State when they have committed an offence in more than one Member State. The draft framework decision shall be applicable from 31.12.2000. An evaluation of the application of the framework decision is provided for by 31.12.2004 at the latest.