

dels for en ikke-politisk forbrydelse, skal udlevering for så vidt angår den politiske forbrydelse naturligvis afslås efter udleveringslovens § 5. Såfremt Danmark har indgået en udleveringsaftale med det udleveringsbegærende land og der ikke foreligger andre afslagsgrunde, vil Danmark derimod ikke kunne afslå at udlevere den pågældende person til strafforfølgning for den ikke-politiske forbrydelse. Det følger imidlertid af den i besvarelsen af spørgsmål 27 og 29 omtalte specialitetsregel, at den pågældende person efter at være blevet udleveret ikke vil kunne strafforfølges for den politiske forbrydelse i det land, hvortil han er udleveret.

Det skal tilføjes, at der i tilfælde af den drøftede karakter vil være særlig anledning til at overveje, om udleveringsanmodningen vedrørende den ikke-politiske forbrydelse må anses for fræmsat med det formål at tiltale eller straffe den pågældende person på grund af hans politiske overbevisning, eller om hans stilling efter en eventuel udlevering kan blive forringet af denne grund. Er der vægtige grunde til at antage, at dette er tilfældet, skal udleveringsanmodningen afslås også for så vidt angår den ikke-politiske forbrydelse, jfr. den europæiske udleveringskonventions artikel 3, stk. 2, og terrorismekonventionens artikel 5.

Spørgsmål 36:

ad besvarelse af spørgsmål 25. »Udvalget udbeder sig ministerresolutionen af 31. maj 1977.«

Svar:

Som anført i justitsministeriets besvarelse af spørgsmål 25 drøftede man på det nævnte ministermøde i London den 31. maj 1977 ikke spørgsmål vedrørende udlevering af terrorister, ligesom der heller ikke på mødet blev truffet nogen beslutninger herom.

På det pågældende ministermøde drøftede man de spørgsmål vedrørende terrorbekæmpelse m. v., som er nævnt i vedlagte pressemeddelelse fra mødet.

Justitsministeriet ser sig ikke i stand til at udlevere den under mødet vedtagne resolution, idet selve resolutionen er klassificeret som fortrolig.

Conference of Ministers of the Interior Press Communiqué

At their meeting in Luxembourg in June 1976 Ministers of the Interior, and Ministers of Justice having similar responsibilities, of the Member States of the European Community agreed on a programme of work to be carried out by officials to strengthen co-operation on matters arising in the field of their responsibilities, in particular with regard to law and order. Ministers held a second meeting in London on 31st May in order to review progress and commission further work. Ministers noted with satisfaction that existing co-operation between Member States had been greatly strengthened through the activities of the Working Groups of experts that had been set up to implement the programme agreed at Luxembourg. They endorsed proposals by officials for developing practical and effective measures to cope with problems which transcend national boundaries, taking due account of the activities of other international bodies.

Ministers reached the following conclusions on the areas under consideration by officials:

1. Ministers reaffirmed that terrorism is a crime, from whatever motive it is practised, and should be treated as such; but they recognised that it posed special problems for law enforcement and security agencies. They welcomed arrangements proposed to strengthen and develop the exchange of information about terrorist activities and techniques for handling major terrorist incidents. Ministers stressed the importance of the closest possible co-operation between the relevant agencies in each country in the exchange of information about activities of terrorist and subversive groups. Ministers agreed that in the event of an imminent threat of terrorist action, the authorities in the countries concerned should take immediate co-operative action as necessary.

2. Ministers agreed that representatives of Member States should continue to discuss matters of common concern in combating international terrorism (a number of which, such as traffic in arms, were specifically identified during the course of the meeting) and to evaluate the experience gained by