



## **WORKSTREAM WS5.5 “Training courses materials**



**Best practices for EUROpean COORDination on investigative measures and evidence gathering**



## **QUESTIONNAIRE**

1. Has the Directive on the European Investigation Order (DEIO) been fully transposed into the Spanish, Italian and Polish legal systems?
2. Does Art. 34 § 2 of the DEIO provide the automatic abolition of all the previous normative instruments adopted in the field of judicial assistance in criminal matters?
3. Which “judicial authority” can issue or validate the EIO in the Spanish, Italian and Polish legal systems?
4. Does the administrative authority have any role in the issuance of an EIO?
5. Are there any significant provisions on the participation of a defence lawyer or of private parties at the stage of execution of an EIO? If the answer is affirmative, in which countries?
6. In what types of proceedings can an EIO be issued?
7. Does the DEIO contain a definition of coercive measure?
8. How have the grounds for non-recognition or non-execution of the EIO been implemented? As mandatory or optional?
9. Are there any remedies at national level against the decision to execute an EIO?
10. Regarding the interception of communications without technical assistance which are main issues?
11. Are there specific rules regarding the admissibility of evidence obtained through an EIO?