

Interpretative Declaration of the Republic of Austria

Concerning Article 15 sub-paragraph 1 (c):

The Republic of Austria considers that the term “appropriation” refers to the offence of (grave) theft as set forth in §§ 127 and 128 sub-paragraph 1 (3) of the Austrian Criminal Code (österreichisches Strafgesetzbuch – StGB).

Concerning Article 16 sub-paragraph 1 (c):

The Republic of Austria considers with regard to the provision of Article 17 paragraph 1 that the obligation under Article 16 sub-paragraph 1 (c) to establish jurisdiction over the serious violations set forth in Article 15 sub-paragraphs (a) to (c) only applies to such cases where the alleged offender cannot be extradited (aut dedere aut judicare).