MEMORANDUM OF COOPERATION

BETWEEN

THE SWEDISH PRISON AND PROBATION SERVICE

AND

THE ESTONIAN MINISTRY OF JUSTICE AND DIGITAL AFFAIRS

ON THE IMPLEMENTATION AND PRACTICAL APPLICATION OF THE AGREEMENT

BETWEEN

THE KINGDOM OF SWEDEN

AND

THE REPUBLIC OF ESTONIA

ON THE ENFORCEMENT OF SWEDISH SENTENCES OF IMPRISONMENT IN ESTONIA

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Whereas an Agreement between the Kingdom of Sweden and the Republic of Estonia on the enforcement of Swedish sentences of imprisonment in Estonia was concluded in Stockholm on 18 June 2025, and

Whereas the Swedish Prison and Probation Service and the Estonian Ministry of Justice and Digital Affairs (hereinafter referred to as the Parties) pursuant to Article 4 of the Agreement desire to set forth the further terms and conditions with a view to the implementation and practical application of the Agreement;

THE PARTIES HAVE AGREED AS FOLLOWS:

PART I
GENERAL PROVISIONS

Article 1
Use of terms

All terms used in this Memorandum of Cooperation (MoC) have the same meaning as set forth in Article 1 of the Agreement on 18 June 2025 between the Kingdom of Sweden and the Republic of Estonia on the Enforcement of Swedish Sentences of Imprisonment in Estonia (the Agreement), unless specifically provided otherwise.

Article 2
Status under international law

This MoC constitutes a legally binding instrument under international law and is governed by the Vienna Convention on the Law of Treaties (1969).

Article 3
Necessary adjustments to the Prison

1. The Estonian Prison and Probation Service shall ensure that all premises in the Prison are adjusted in equivalence to Estonian standard for convicted prisoners.

2. The Estonian Prison and Probation Service shall ensure that the premises for occupational activities are divided in appropriate security zones in accordance with Article 12.1 and in relation to the number of Prisoners who will use them.

3. The Estonian Prison and Probation Service shall ensure that there are a sufficient number of cells in the Prison dedicated for solitary confinement outside of the living sections.

4. The Estonian Prison and Probation Service shall ensure that there are sufficient rooms in the Prison for audio transmission as well as audio and video transmission in accordance with Article 8, 21, 23, 24 and 32.

5. The Estonian Prison and Probation Service shall inform the designated contact person of the Swedish Prison and Probation Service when planning any renovation or rebuilding of the Prison premises.

Article 4
Applicable law

In accordance with Estonian law and regulations, prisoners in Estonian prisons are not provided with separate insurance coverage in the event of a work-related accident. In the event of such

an accident, prisoners have the right to submit a claim for compensation for damages on the grounds and in accordance with the procedures established under applicable law.

Article 5

Competences and responsibilities of the Swedish Prison and Probation Service

1. The Swedish Prison and Probation Service shall, when necessary, support the Estonian Prison and Probation Service with its professional knowledge and experience, including, inter alia, training and advising the Estonian staff. The further content, scope and arrangements for the training shall be agreed upon by the Estonian Prison and Probation Service Academy and the Swedish Prison and Probation Service in a joint Education Plan.

2. In exercising its right to monitor the implementation of the Agreement in accordance with Article 7.1.a of the Agreement, the Swedish Prison and Probation Service shall have the right to send supervisors with regular placement in Sweden to the Prison.

3. When monitoring the implementation of the Agreement the Swedish Prison and Probation Service shall have the opportunity, inter alia, to access protocols or reports from Estonian supervisory and monitoring authorities as well as risk assessments and follow-ups and to hold interviews with Prisoners and Estonian staff.

4. The Swedish Prison and Probation Service shall make identified remarks about Estonia's compliance with the Agreement in accordance with Article 7.2 of the Agreement to the designated contact person of the Estonian Prison and Probation Service. The Estonian Prison and Probation Service shall investigate the circumstances giving rise to the remarks and, when deemed necessary, take action to remedy the issue raised.

5. When making a request to the Estonian Prison and Probation Service in accordance with Article 7.3 of the Agreement, the designated contact person of the Swedish Prison and Probation Service shall inform the designated contact person of the Estonian Prison and Probation Service about the circumstances giving rise to the request.

6. The Swedish staff shall have the right to serve Prisoners with documents from Swedish authorities, notify Prisoners of decisions from Swedish authorities and receive declarations of satisfaction from Prisoners.

7. The Swedish Prison and Probation Service shall conduct a background check on Swedish staff, for the purpose of determining their suitability to work in Estonia.

Article 6

Competences and responsibilities of the Estonian Prison and Probation Service

1. When fulfilling its responsibility in accordance with Article 8.1.a of the Agreement, the Estonian Prison and Probation Service shall take into account the concept of dynamic security.

2. In order to enable the effective implementation of the Agreement, the Estonian Prison and Probation Service shall provide its staff with necessary education and training, including English language courses.

3. The responsibility in accordance with Article 8.1.f of the Agreement shall also apply for communication between a Prisoner and a lay supervisor, representative or trustee appointed by the Swedish Prison and Probation Service.

4. The Estonian Prison and Probation Service shall assist the Swedish Prison and Probation Service in arranging the Prisoner's participation in general elections in Sweden, by way of providing appropriate premises for voting, practical arrangements and means for the Prisoners to prepare their votes in private.

5. When fulfilling its obligations under Article 8.4 of the Agreement, the Estonian Prison and Probation Service shall inform the designated contact person of the Swedish Prison and Probation Service of the preliminary assessment that has been made, including the measures that are intended to be taken. The designated contact person of the Swedish Prison and Probation Service shall, without delay, inform the designated contact person of the Estonian Prison and Probation Service of his or her assessment of the matter.

PART II
JURISDICTION

Article 7
Investigation by Estonia of alleged criminal offences

The Estonian Prison and Probation Service shall as soon as possible notify the designated contact person of the Swedish Prison and Probation Service on ongoing investigations and the outcome of criminal proceedings concerning a Prisoner or the Swedish staff.

Article 8
Hearings and participation through audio transmission or audio and video transmission

The Estonian Prison and Probation Service shall provide suitable rooms, without the presence of other Prisoners, for hearings and participation in proceedings before Swedish authorities or courts through audio transmission or audio and video transmission in the Prison in a way that fulfils the obligations under Article 12 of the Agreement.

PART III
THE PRISON

Article 9
Prison capacity and conditions

1. The Swedish staff are allowed to use tobacco/black nicotine pouches (snus) in the Prison, unless this would jeopardise order or security in the Prison.

2. Prisoners are allowed to use white nicotine pouches (tobacco-free snus) and nicotine patches. If a Prisoner misuses these products in a way that constitutes a violation, appropriate measures may be taken in accordance with Estonian law and prison regulations, including, where necessary and legally permissible, restricting or prohibiting further use.

3. The Estonian Prison and Probation Service shall ensure that Prisoners have the opportunity to purchase white nicotine pouches and nicotine patches through authorised sales channels in prison.

4. A Prisoner's cell shall be equipped in such a way as to minimize the risk of suicide.

5. A Prisoner's cell shall, in addition to what is regulated in Article 13.3 of the Agreement, be equipped with towels for personal hygiene.

6. A Prisoner shall be given the opportunity to shower daily.

7. Electricity shall always be available in Prisoners' cells, unless this would jeopardise order and security in the Prison.

8. In the event of significant changes in the internal regulations of the Prison concerning prison conditions or the rights and duties of the Prisoners, the Parties agree to hold consultations in accordance with Article 44.

Article 10
Language and the right to information

1. The Parties shall agree on an information material to be provided to the Prisoners in accordance with Article 14.4. of the Agreement. The information material shall include, inter alia, information about Estonian and Swedish proceedings, laws, regulations and other rules applicable to the enforcement in Estonia.

2. The Parties shall ensure that the Prisoners have access in the Prison to the laws, regulations and other rules that are applicable to the enforcement of the Swedish sentence in Estonia.

Article 11

Staff

1. Estonia shall provide sufficient staff at the Prison in the categories of management, administration, security, healthcare, pastoral care, rehabilitation, occupational activities and any other staff category necessary to ensure the fulfilment of the Agreement.

2. The Estonian Prison and Probation Service shall provide office space and suitable furniture for the Swedish staff in the Prison, including lockable spaces for confidential information.

Article 12

Security of the Prison

1. In order to avoid disorderly conduct and incidents, the Estonian Prison and Probation Service shall ensure that specific groups of Prisoners are kept separated from other groups during occupational activities, leisure time and during transports within the Prison, unless it is manifestly unnecessary.

2. Prison staff shall not carry electric shock weapons while performing their normal duties in the Prison. Electric shock weapons may only be used as a last measure to avert an increased or immediate threat, including in the event of mass riots or other serious security incidents, in accordance with the applicable law and regulations of Estonia.

3. Camera surveillance in cells is only allowed in isolation cells and may only be used if it is necessary due to the existence of a risk to the life or health of the Prisoner. If camera surveillance is used, the Prisoner must be informed of this in advance.

4. The lights in a Prisoner's cell may only be switched on by the staff during night-time rest if it is necessary due to the existence of a risk to the life or health of the Prisoner. Night-time rest is regulated by the Rules of Procedure of the Prison.

Article 13

Food in the Prison

1. A Prisoner's right to prepare or receive hot beverages in accordance with Article 17.4 of the Agreement shall also apply during occupational activities.

2. The serving of the Prisoner's meals shall be further regulated in the Rules of Procedure of the Prison.

Article 14

Evacuation of the Prison in the event of an emergency

1. Each Party shall have the right, on its own initiative, to decide whether an evacuation shall take place and on what grounds such evacuation is justified.

2. The Estonian Prison and Probation Service shall, without delay, notify the Swedish Prison and Probation Service of any planned evacuation of the Prison. The Swedish Prison and Probation Service shall ensure the reception of the Prisoners at a designated location within a certain time frame agreed upon by the Parties and shall arrange for their further transport to Sweden. Likewise, when the Swedish Prison and Probation Service decides to evacuate the Prison, it shall notify the Estonian Prison and Probation Service without delay and shall ensure the reception of the Prisoners and arrange for their transport.

3. In the event of an emergency, including riots or other major disturbance, procedures shall be carried out in accordance with the Evacuation Principles of the Prison. The Swedish Prison and Probation Service shall be informed of any amendments or revisions of the Evacuation Principles.

4. The frequency of exercises to test and practice the procedures for evacuation shall be agreed upon by the Parties.

5. If the circumstances leading to an evacuation prevent the partial or complete fulfilment of this MoC, this situation shall be handled in accordance with Article 45.

PART IV
PROCEDURES

Article 15
Request for enforcement

1. The Prisons Department of the Estonian Ministry of Justice and Digital Affairs shall ensure the transmission of the information referred to in Article 19.7 of the Agreement to the Swedish Prison and Probation Service.

2. The form for a request for enforcement of a Swedish prison sentence in Estonia is provided in Annex A, which forms an integral part of this MoC.

Article 16
Convicted persons excluded from enforcement of a Swedish sentence in Estonia

1. Prisoners with the following medical conditions or treatments are excluded from enforcement in accordance with Article 20.1.c of the Agreement, unless the Parties have agreed otherwise:

a. Prisoners receiving opioid agonist treatment;
b. Individuals with active cancer treatment and/or who needs continuous contact with specialist clinic due to active cancer (ICD-10 codes C00–D48);
c. Prisoners requiring planned surgical and/or inpatient treatment, those already on a surgery waiting list, or whose disease progression suggests they are likely to require surgical treatment;
d. Prisoners for whom inpatient treatment is planned with in the coming three (3) months;
e. Prisoners with severe physical conditions requiring long-term rehabilitation by physiotherapist, occupational therapist or comparable healthcare profession; and
f. Prisoners receiving biological treatment including monoclonal antibodies, cell therapies or gene therapies.

2. If a Prisoner is scheduled for an elective surgery by specialist care, the Prison medical department shall contact the medical designated contact person of the Swedish Prison and Probation Service.

Article 17
Commencement of enforcement in Estonia

1. It shall be made possible to commence the enforcement of a Swedish sentence in the Prison within ten (10) days after a request for enforcement in accordance with Article 19.6 of the Agreement has been granted.

2. In connection with the commencement of the enforcement in Estonia a Prisoner shall be given the opportunity to notify a relative about his whereabouts, unless there are special reasons against it.

Article 18

Cease of enforcement in Estonia

1. A request in accordance with Article 22.3 of the Agreement shall be handled by the Swedish Prison and Probation Service as soon as possible. If the request is granted, the Swedish Prison and Probation Service shall arrange the return of the Prisoner to Sweden, unless the Parties have agreed otherwise. If the request is granted the Prisoner shall be returned as soon as possible, and no later than ten (10) days from the date the request was granted, unless there are special reasons against it.

2. When making a request based upon a changed assessment of whether a person should be considered a high security risk according to Article 20.2.e of the Agreement, the Estonian Prison and Probation Service shall notify the Swedish Prison and Probation Service of the grounds for this assessment.

Article 19

Transport of Prisoners

1. The Party to which the Prisoner is to be handed over is considered responsible for the further detention and transport of the Prisoner from the moment the Prisoner passes through the aircraft door.

2. When an air transport from Estonian territory is carried out, the Prisoner shall, immediately upon getting on the aircraft, be identified by the Swedish staff in accordance with the established procedure and confirmed ready for further transport.

3. When an air transport to Estonian territory is carried out, the Prisoner shall, immediately upon getting off the aircraft, be identified by the Estonian staff in accordance with the established procedure and confirmed ready for further transport unless circumstances require that the identification shall be carried out on board the aircraft. The Estonian Prison and Probation Service shall, without delay, inform the Swedish Prison and Probation Service if the Estonian staff, due to any unforeseen event, is prevented from receiving the air transport upon landing. The Estonian Prison and Probation Service shall make the necessary arrangements to ensure that the transport and the handover of the Prisoners can be completed upon landing and inform the Swedish staff about how the procedure shall be carried out.

4. When the Estonian Prison and Probation Service carries out an air transport in accordance with Article 24.5 of the Agreement from Estonia to Sweden, the Prisoner shall be identified by the Swedish staff before getting off the aircraft in accordance with the established procedure and confirmed ready for further transport.

5. The Swedish Prison and Probation Service shall provide the Estonian Prison and Probation Service with an annual plan of the planned air transports of Prisoners. The plan shall include, where possible, the indicative dates of transport. Any confirmed or updated transport arrangements, including any changes to flight arrivals, shall be notified to the Estonian Prison and Probation Service as soon as possible following the notification made in accordance with Article 19.6 of the Agreement.

6. In exercising its right to participate as observers in transports in accordance with Article 24.7 of the Agreement, the Swedish Prison and Probation Service shall have the right to make remarks about Estonia's compliance with the Agreement to the designated contact person of the Estonian Prison and Probation Service. The Estonian Prison and Probation Service shall investigate the circumstances giving rise to the remarks and, when deemed necessary, take action to remedy the issue raised.

Article 20

Escape

1. The Estonian Prison and Probation Service shall, without undue delay, notify the Swedish Prison and Probation Service of the duration of the period between the Prisoner's escape and the resumption of the enforcement of the sentence.

2. In the event of an escape of a Prisoner the Swedish Prison and Probation Service shall, upon the return of the Prisoner to the Prison, have the opportunity to hold a hearing with the Prisoner.

PART V
CONDITIONS FOR THE ENFORCEMENT

Article 21
Occupational activities

1. If the Estonian Prison and Probation Service requests assistance from the Swedish Prison and Probation Service in accordance with Article 26.1 of the Agreement, the Estonian Prison and Probation Service shall provide the necessary premises for the occupational activities concerned. If the Swedish Prison and Probation Service carries out programmes related to crime and misuse, the Estonian Prison and Probation Service shall also provide suitable rooms for the Prisoners' participation through audio and video transmission.

2. The Estonian Prison and Probation Service shall consult the designated contact person of the Swedish Prison and Probation Service concerning the security arrangements during occupational activities in accordance with Article 26.1 of the Agreement.

Article 22
Prisoners' leisure time

1. The Estonian Prison and Probation Service shall ensure that Prisoners have access to Swedish television and radio channels, based on the technical capabilities and the security of the Prison.

2. The Estonian Prison and Probation Service shall provide premises for a library and means for the Prisoners to borrow books on regular intervals. The Swedish Prison and Probation Service shall ensure that the Prison has a sufficient quantity and variety of literature that meet the needs of the Prisoners.

3. The Estonian Prison and Probation Service shall ensure that the Prisoners have access to exercise equipment for strength and cardio training during leisure time.

Article 23
Prisoners' electronic communication

1. The Swedish Prison and Probation Service shall provide information to the Estonian Prison and Probation Service concerning which persons the Prisoner have been permitted having contact with through electronic communication prior to the enforcement in Estonia.

2. If a Prisoner has requested to contact a person through electronic communication, the Estonian Prison and Probation Service may request that the person concerned provides an extract from his or her criminal record and a population registration certificate, if necessary for security purposes and for assessing the authorisation of the contact.

3. When assessing a Prisoner´s request for electronic communication in accordance with Article 28.2 of the Agreement, the Estonian Prison and Probation Service shall consult the designated contact person of the Swedish Prison and Probation Service.

4. The fees charged to Prisoners for electronic communication services shall not exceed the corresponding fees applied in prisons in Sweden. The Swedish Prison and Probation Service shall provide the Estonian Prison and Probation Service with information on current fees.

Article 24

Visits

1. The Swedish Prison and Probation Service shall provide information to the Estonian Prison and Probation Service concerning which persons the Prisoner have been permitted to have contact with through visits prior to the enforcement in Estonia.

2. The Estonian Prison and Probation Service may request a visitor to provide an extract from their criminal record and a population registration certificate, if necessary for security purposes and for assessing the authorisation of a visit. This applies, inter alia, to meetings conducted via audio and video transmission.

3. When assessing a Prisoner´s request for a short- or long-term visit, the Estonian Prison and Probation Service shall consult the designated contact person of the Swedish Prison and Probation Service. The designated contact person of the Swedish Prison and Probation Service shall, without delay, inform the designated contact person of the Estonian Prison and Probation Service of his or her assessment of the matter. The final decision shall be made by the Estonian Prison and Probation Service.

4. When assessing the frequency of long-term visits, the best interest of the child shall be a primary consideration.

5. If a Prisoner has been granted short-term visits with a relative via audio and video communication, the Prisoner shall be given the opportunity to conduct such visits at least once a week, or more often if there are special reasons.

Article 25

Prisoners' correspondence and parcels

1. The Swedish Prison and Probation Service shall ensure the forwarding and delivery of Prisoners' correspondence and parcels to and from Sweden. The Estonian Prison and Probation Service shall assist in handling and forwarding such correspondence and parcels without delay, including the delivery of outgoing correspondence and parcels to the Estonian Postal Service. When correspondence is handled on the territory of the Republic of Estonia, the confidentiality and protection of messages arising from the Constitution of the Republic of Estonia shall be guaranteed.

2. The Estonian Prison and Probation Service shall provide means for the Prisoners to communicate with the Swedish staff in writing without delay.

Article 26

Prisoners' personal belongings

1. The Swedish Prison and Probation Service and the Estonian Prison and Probation Service shall agree upon which personal belongings a Prisoner is entitled to bring to the Prison in a joint list of approved items.

2. The Swedish Prison and Probation Service shall, prior to the transportation to the Prison, ensure that the total weight of the Prisoner's personal belongings does not exceed 23 kilograms. A detailed inventory list of the personal belongings shall be attached to the parcels. Upon receipt, the Estonian Prison and Probation Service shall verify, in the presence of the Prisoner, that the inventory corresponds to the contents of the parcel.

3. The total weight of a Prisoner's personal belongings inside the Prison may not exceed 30 kilograms. If the total weight of a Prisoner's personal belongings exceeds the maximum permitted limit, the Prisoner may be required to return or send back any items exceeding the allowed weight at their own choice and expense.

4. The Prisoners' personal belongings shall be weighed upon arrival at the Prison and, if necessary, at other times in accordance with the procedure established by the Estonian Prison and Probation Service.

5. The Estonian Prison and Probation Service shall, prior to the transportation from the Prison to Sweden, ensure that the total weight of the Prisoners' personal belongings does not exceed 23 kilograms. A detailed inventory list of the personal belongings shall be attached to the parcels.

Article 27

Clothing

1. The Swedish Prison and Probation Service shall provide the Prison with prison clothing. The Estonian Prison and Probation Service shall provide the Prisoners with towels, outerwear and shoes suitable for the season as well as shoes for recreational activities. If specific clothing or shoes are necessary for safety reasons during occupational activities, the Estonian Prison and Probation Service shall also provide such clothing.

2. The prison clothing shall remain the property of the Swedish Prison and Probation Service. The Estonian Prison and Probation Service shall provide premises for storage of prison clothing and is responsible for the distributing thereof.

3. A Prisoner shall be given the opportunity to hand in their prison clothing for laundry once a week and bedding and towels once every other week. A Prisoner shall also be given the opportunity to hand in private clothing for laundry in connection with departure from the Prison.

4. The Estonian Prison and Probation Service shall provide a Prisoner with private clothing suitable for the season upon departure from the Prison if the Prisoner lacks such clothing and also lacks sufficient funds for purchasing it.

PART VI
PRISONERS' FUNDS AND REMUNERATION

Article 28
Administration of Prisoners' funds

1. During the enforcement of a Swedish sentence in the Prison, the Swedish Prison and Probation Service may make deposits to a Prisoner's account with the Swedish Prison and Probation Service to compensate for costs for fees that the Prisoner is charged for in the Prison. Such deposits shall be handled in accordance with Article 31.4 of the Agreement.

2. The Estonian Prison and Probation Service shall, no later than the second working day of each month, provide the Swedish Prison and Probation Service with reports on adjustments of the balance of the Prisoner's accounts due to:

a. funds made available corresponding to deposits in accordance with paragraph 1 and Article 31.4 of the Agreement, and
b. transfers of funds in accordance with Article 31.5 of the Agreement.

3. If a Prisoner wishes to transfer funds in accordance with Article 31.5 of the Agreement, the Estonian Prison and Probation Service shall, before notifying the Swedish Prison and Probation Service, make sure that there are sufficient funds on the Prisoner's account with the Estonian Prison and Probation Service for the intended transfer. The Swedish Prison and Probation Service shall report to the Estonian Prison and Probation Service when the transfer is made. The Estonian Prison and Probation Service shall adjust the balance of the Prisoner's account with the Estonian Prison and Probation Service correspondingly.

4. A Prisoner may only transfer funds in accordance with Article 31.5 of the Agreement once a month, unless there are special circumstances.

5. The Estonian Prison and Probation Service shall deposit payment for damages in accordance with Article 56.3 of the Agreement to a private bank account that the Prisoner chooses, or to an account provided by the Swedish Prison and Probation Service.

Article 29
Remuneration for occupational activities

1. The standard remuneration for Prisoners in accordance with Article 32.2 of the Agreement shall be EUR 1.7 per hour. If the standard remuneration rate for Prisoners is changed in the Swedish regulations, the level of the standard remuneration in the Prison shall be adjusted accordingly.

2. The reduced remuneration for Prisoners in accordance with Article 32.3 of the Agreement shall be EUR 1.1 per hour. If the reduced remuneration rate for Prisoners is changed in the Swedish regulations, the level of the reduced remuneration in the Prison shall be adjusted accordingly.

3. A Prisoner is entitled to additional remuneration of EUR 2.5 per hour when participating in or performing assigned occupational activities in accordance with Article 32.6 of the Agreement. If this rate for Prisoners is changed in the Swedish regulations, the level of the remuneration in the Prison shall be adjusted accordingly.

4. For the purpose of this MoC, “public holiday” in accordance with Article 32.6 of the Agreement refers to “Swedish public holiday”.

5. In cases referred to in Article 32.8 of the Agreement, a Prisoner is entitled to remuneration of EUR 0.9 per hour for each hour that occupational activities cannot be assigned. If this rate for Prisoners is changed in the Swedish regulations, the level of the remuneration in the Prison shall be adjusted accordingly.

6. The remuneration of Prisoners shall be paid once a month for the corresponding accounting period. The Prisoner shall be informed in writing at each payment event of the amount earned and how it has been calculated.

7. A Prisoner who lacks funds in connection with commencement with the enforcement in Estonia may receive an advance payment of remuneration of a maximum of EUR 80. Repayment shall be made on one or more occasions by deduction from remuneration for occupational activity.

PART VII
LEAVE AND OTHER TEMPORARY STAYS AWAY FROM THE PRISON

Article 30
Applications for leave

1. The Estonian Prison and Probation Service shall inform the designated contact person of the Swedish Prison and Probation Service of its conclusion on an application for leave from a Prisoner in accordance with Article 35 of the Agreement. The Estonian Prison and Probation Service shall provide the grounds for its conclusion and the relevant documents supporting it. The documentation shall include, but is not limited to, the risk assessment under Article 36.1.b of the Agreement.

2. The Estonian Prison and Probation Service shall inform the designated contact person of the Swedish Prison and Probation Service of any appeals against its decision not to grant an application for leave, and of the outcome of the appeal.

3. When informing the Estonian Prison and Probation Service of its different conclusion in accordance with Article 35.2.b of the Agreement, the Swedish Prison and Probation Service shall provide the grounds for its conclusion and, if applicable, any relevant documents supporting it.

Article 31
Managing temporary stays away from the Prison

The Estonian Prison and Probation Service shall inform the designated contact person of the Swedish Prison and Probation Service of the details of the enforcement of the decision regarding temporary stay outside the Prison in order to appear before an Estonian public authority, e.g. where and when it shall take place and other relevant information.

Article 32
Appearance before a court or other public authority

The Estonian Prison and Probation Service shall inform the designated contact person of the Swedish Prison and Probation Service of the details of the enforcement of a decision regarding a Prisoners' appearance before a Swedish or Estonian public authority through audio transmission or audio and video transmission, e.g. when it shall take place and other relevant information.

PART VIII
MEDICAL CARE AND DEATH OF A PRISONER

Article 33
Medical care

1. The medical examination in accordance with Article 41.2 of the Agreement shall be conducted on a voluntary basis, and no samples or tests shall be taken by coercion in the Prison.

2. Upon admission to the Prison, screening with the purpose of suicide prevention shall be carried out in accordance with the suicide prevention guidelines in use at the Estonian Prison and Probation Service.

3. The list of required medical data to be sent to Estonian Prison and Probation Service upon transfer of a Prisoner to the Prison is provided in Annex B, if applicable, which forms an integral part of this MoC.

4. Sharing of a Prisoner's medical record in accordance with Article 41.10 of the Agreement requires that this is in accordance with the Swedish Public Access to Information and Secrecy Act, such as obtaining consent of the Prisoner.

5. The Swedish Prison and Probation Service shall, if necessary, prior to the transfer of Prisoners, provide a relevant list of the Prisoners' prescribed medication to the Estonian Prison and Probation Service.

Article 34
Death of a Prisoner

1. In the event of the death of a Prisoner, the Swedish Prison and Probation Service shall carry out the necessary notifications about the death in accordance with the law and regulations of Sweden.

2. The Estonian Prison and Probation Service shall, without prejudice of Article 42.3 of the Agreement, hand over the remains of the deceased to the Swedish Prison and Probation Service. The Estonian Prison and Probation Service shall ensure the safekeeping of the remains of the deceased until the Swedish Prison and Probation Service arranges for their collection.

3. The Swedish Prison and Probation Service shall ensure that the remains are forwarded to Sweden or to a third country, unless the Parties have agreed otherwise in writing.

PART IX
INFORMATION EXCHANGE

Article 35
Information in connection with the commencement of the enforcement in Estonia

1. The security-related and other information necessary for conducting background checks on convicted persons, as provided for in Article 19 of the Agreement, is described in Annex C, which forms an integral part of this MoC.

2. The Swedish Prison and Probation Service shall provide information concerning a Prisoner's risk and need assessment and general sentence plan, as described in Annex D, which forms an integral part of this MoC.

3. If necessary for the Estonian Prison and Probation Service to meet its obligations in accordance with Article 41.1 of the Agreement, the Swedish Prison and Probation Service shall provide information regarding the medicines that should be made available upon the arrival of the Prisoners, provided that this is in accordance with applicable regulations.

Article 36
Information during the enforcement in Estonia

1. Each Party shall designate an official as a contact person responsible for the day-to-day coordination, communication and management under this MoC. The designated contact person may authorise other persons to perform these duties on their behalf, subject to appropriate notification to the other Party.

a. The designated contact person for the Estonian Prison and Probation Service: The Prison director;
b. The designated contact person for the Swedish Prison and Probation Service: Head of Contingent.

2. The Estonian Prison and Probation Service shall provide the Swedish Prison and Probation Service with monthly operational reports in accordance with the established follow-up plan.

3. The Estonian Prison and Probation Service shall continuously provide the Swedish Prison and Probation Service with information concerning incidents involving Prisoners that constitute a violation in accordance with § 63 of the Estonian Imprisonment Act. Such information shall, where applicable, include:

a. a description of the underlying incident, including a description of the underlying regulation that the Prisoner has violated and the date on which the violation occurred;
b. any incident report or equivalent documentation;
c. information on whether the Prisoner was given an opportunity to be heard and, if so, a summary of the Prisoner's statement;
d. the decision taken regarding a reprimand, the date of the decision and whether the decision is final;

e. information on any subsequent revocation, annulment or mitigation of the reprimand, and
f. if a Prisoner refuses or fails to participate in assigned occupational activities.

A revocation, annulment or mitigation of a reprimand under Estonian law shall not affect the Estonian Prison and Probation Service´s obligation to report the underlying incident to the Swedish Prison and Probation Service, nor limit Sweden's right to independently assess the conduct and its consequences in accordance with Swedish law.

4. If requested by the Swedish Prison and Probation Service, the Estonian Prison and Probation Service shall provide information regarding a Prisoner's sentence planning, as described in Annex E, which forms an integral part of this MoC.

5. The Estonian Prison and Probation Service shall, without delay, inform the designated contact person of the Swedish Prison and Probation Service if a Prisoner is injured during the enforcement in Estonia.

6. Estonia is not obligated to disclose, pursuant to this MoC, any information that is classified or otherwise subject to access restrictions under the laws of Estonia.

7. Estonia shall not disclose information obtained through whistleblowing channels (including anonymous reporting) or to which Directive (EU) 2019/1937 of the European Parliament and of the Council on the protection of persons reporting on breaches of Union law (the Whistleblower Protection Directive) or the national legislation transposing it.

8. The Swedish Prison and Probation Service shall immediately notify the Estonian Prison Service if it has any information that may assist in preventing, detecting, obstructing, or processing offences in the Prison.

Article 37

Information in connection with the cease of the enforcement in Estonia

1. When fulfilling its obligation in Article 45.1 of the Agreement, the Estonian Prison and Probation Service shall provide the Swedish Prison and Probation Service with a summary of the enforcement (Annex D and E).

2. The Estonian Prison and Probation Service shall provide the Swedish Prison and Probation Service with the information necessary for the planning and implementation of the transport to Sweden in a secure and efficient manner.

Article 38

Confidentiality

Article 46 of the Agreement shall cover information exchanged under this MoC.

PART X
IMMUNITIES AND PRIVILEGES ETC.

Article 39
Prisoners' supervision, inquiries, complaints and legal actions

1. The Estonian Prison and Probation Service shall notify the designated contact person of the Swedish Prison and Probation Service in advance of any announced visits to the Prison by International bodies or Estonian authorities.

2. A request for contact with a Prisoner in accordance with Article 47.6 of the Agreement shall, without delay, be handed over to the designated contact person of the Swedish Prison and Probation Service. A legal representative in accordance with Article 47.6 of the Agreement means a person who has been appointed as a legal advisor by a Swedish court or authority.

Article 40
Immunity regarding property, assets and other relevant items

1. Premises put at the disposal to the Swedish staff within the Prison, as well as assets used by the Swedish staff in the exercise of their duties in accordance with Swedish laws and regulations or the Agreement and this MoC, such as security cabinets or storage containers for ballot papers, shall not be subjected to searches, seizures or other enforcement measures from Estonian authorities.

2. The immunity provided for in paragraph 1 is granted only in the interests of the proper implementation of this MoC and not for the personal benefit of the Swedish staff.

PART XI
COSTS

Article 41
At full capacity

When calculating the costs in accordance with Article 51.3 of the Agreement, a month shall be calculated based on the actual number of days in the respective calendar month.

PART XII
FINAL PROVISIONS

Article 42
Entry into force and duration of the MoC

This MoC shall enter into force upon signature by both Parties, on the date on which it is signed by the last Party, providing that the Agreement has entered into force.

Article 43
Liability

The Estonian Prison and Probation Service shall, upon request, provide the Swedish Prison and Probation Service with information on claims from Prisoners under Article 56.3 of the Agreement, including relevant circumstances, applicable law, and any related proceedings or decisions, to the extent permitted under Estonian procedural law.

Article 44
Consultations and dispute resolution

1. Any dispute arising from the interpretation and implementation of this MoC shall primarily be solved via consultations between the designated contact persons of the Parties.

2. If a dispute cannot be solved via consultations in accordance with paragraph 1, the Parties shall enter into negotiations on the interpretation or implementation of this MoC.

Article 45
Suspension of the MoC

The operation of this MoC may be temporarily suspended in whole or in part at any time by mutual consent of the Parties. Either Party may propose the suspension of this MoC at any time. Such suspension shall apply as agreed by the Parties.

Article 46
Amendment of the MoC

This MoC may be amended by mutual consent of the Parties. Either Party may propose amendments to this MoC at any time. Such amendments shall be in writing and enter into force as set out in Article 42.

Article 47

Termination of the MoC

This MoC shall terminate upon the termination of the Agreement.

IN WITNESS WHEREOF, the undersigned, being duly authorised by their respective Parties, have signed this MoC.

DONE in duplicates, in English, in Tallinn on 5 August 2026.

For the Estonian Ministry of Justice and Digital Affairs,

For the Swedish Prison and Probation Service,

ANNEX A

Request for enforcement of a Swedish prison sentence in Estonia
Framställning om verkställighet av svenskt fängelsestraff i Estland

Reference No. / Diarienummer:	Date / Datum:

1. Information about the convicted person / Uppgifter om den dömde

Name / Namn:	
Swedish Social Security Number / Personnummer:	**Legal gender / Juridiskt kön:**
Current placement / Nuvarande placering:	**Citizenship of the prisoner / Den dömdes medborgarskap:**
The Prisoner´s native language/Den intagnes modersmål	

2. Information about the judgment / Uppgifter om domen

Details / Uppgifter

1. Court / Domstol	2. Case reference / Målnummer
3. Date of judgment / Datum för domen (DD/MM/YYYY)	**4. Date of entry into force / Datum för laga kraft (DD/MM/YYYY)**
5. The time period between the entry into force of the judgement and the commencement of its enforcement is less than 3 years. / Tidsperioden mellan att domen vunnit laga kraft och verkställighet understiger 3 år	
Yes / ja ☐	
6. Offence(s) and applicable chapter/section/law / Brottsrubricering och lagrum (Specify / Ange)	
7. Description of the crime(s) for which the prisoner is serving a sentence / Beskrivning av brottet/brotten som den intagne är dömd för	

8. Length of the prison sentence / Fängelsestraffets längd **(Years / år, months / månader, days / dagar)**
9. Earliest date for conditional release / Tidigaste dag för villkorlig frigivning
(DD/MM/YYYY) (According to the decision based upon the The terms of Punishment act (2018:1251)/ Enligt strafftidsbeslut enligt Strafftidslagen)

10. The latest date on which the enforcement in Estonia will cease /Sista dagen för upphörande av verkställighet i Estland
(DD/MM/YYYY) (No later than 1 month before conditional release. If a Prisoner may be subject to a decision on deferred conditional release under Chapter 26, Section 6a, second paragraph, points 1 or 2 of the Swedish Penal Code, the date shall be set no later than four months before the earliest possible date for conditional release according to the inmate's sentence decision under the Sentence Time Act/ Senast en månad före villkorlig frigivning. Om en intagen kan bli föremål för ett beslut om uppskjuten villkorlig frigivning enligt 26 kap. 6 a § andra stycket 1 eller 2 brottsbalken ska tidpunkten bestämmas till senast fyra månader före den tidigaste dagen för villkorlig frigivning enligt den intagnes strafftidsbeslut enligt strafftidslagen.

3. Eligibility check – exclusion criteria/ kvalificeringskontroll – uteslutningsgrunder

A. Exclusion Criteria / Uteslutningskriterier

(Mark if applicable / Markera om tillämpligt)

☐	11. The person is **not** under 18 years of age. / Personen är **inte** under 18 år.
☐	12. The person does **not** have a confirmed terminal illness or serious physical/mental disorder requiring medical care outside prison. / Personen har **inte** en bekräftad dödlig sjukdom eller allvarlig fysisk/psykisk sjukdom som kräver vård utanför anstalt.
☐	13. The person is **not** sentenced to forensic mental health care or is receiving care under the Swedish Forensic Mental Health Care Act (1991:1129). / Personen är **inte** dömd till rättspsykiatrisk vård eller vårdas enligt lagen (1991:1129) om rättspsykiatrisk vård.
☐	14. The person does **not** receive Swedish retirement pension. / Personen uppbär **inte** svensk ålderspension.
☐	15. The person is **not** an Estonian citizen or permanent resident of Estonia. / Personen är **inte** estländsk medborgare eller stadigvarande bosatt i Estland.
☐	16. The person has **not** to our knowledge been declared a fugitive from justice by an Estonian authority. / Personen har såvitt känt **inte** förklarats vara på flykt undan rättvisan av en estländsk myndighet.
☐	17. The person is **not** to our knowledge *persona non grata* in Estonia or banned from entering Estonia. / Personen är såvitt känt **inte** *persona non grata* i Estland eller har inreseförbud.
☐	18. The person is **not** wanted for extradition/surrender under international law. / Personen är **inte** efterlyst för utlämning/överlämnande enligt internationell rätt.

☐	A) The person is **not** convicted under Chapter 18, 19 or 28 section 3 of the Swedish Penal Code. / Personen är **inte** dömd för brott enligt 18, 19 eller 28 kap. 3 § brottsbalken.
☐	B) The person has no involvement in a case under the Swedish Act on Special Control of Certain Foreign Nationals (2022:700). / Personen är **inte** part i mål enligt lagen (2022:700) om särskild kontroll av vissa utlänningar.
☐	C) The person has not had their fines converted to imprisonment under Section 15 of the Fines Enforcement Act (1979:189)/ Personen har inte fått sina böter förvandlade till fängelse enligt 15 § bötesverkställighetslagen (1979:189).
☐	D) The person is not Subject to review in a security case under the Swedish Aliens Act (2005:716). / Personen är inte föremål för prövning i säkerhetsärende enligt utlänningslagen (2005:716).
☐	E) The person is not, and has not been, a party to a case or matter under the Act (2022:700) on Special Control of Certain Foreign Nationals / Personen är inte eller har inte varit part i ett mål eller ärende enligt lagen (2022:700) om särskild kontroll av vissa utlänningar.
☐	F) The person is not required to undergo an assessment of the risk of recidivism as stipulated in Chapter 12, Section 6 of the Prison Act (2010:610) or Section 10 of the Act (2006:45) on the Commutation of Life Imprisonment / Personen ska inte genomgå en utredning om risk för återfall i brottslighet enligt 12 kap. 6 § fängelselagen (2010:610) eller enligt 10 § lagen (2006:45) om omvandling av fängelse på livstid.
	G) Personen is not wanted for extradition or surrender, nor has a request been made for their extradition or surrender under: / Personen är inte efterlyst för utlämning eller överlämnande eller har begärts utlämnad eller överlämnad enligt à
☐	the Extradiction for Offences Act (1957:668) / lagen (1957:668) om utlämning för brott,
☐	the Act (1994:569) on Sweden's Cooperation with the International Tribunals for Crimes Against International Humanitarian Law, /lagen (1994:569) om Sveriges samarbete med de internationella tribunalerna för brott mot internationell humanitär rätt,
☐	the Act (2002:329) on Cooperation with the International Criminal Court / lagen (2002:329) om samarbete med Internationella brottmålsdomstolen,
☐	the Act (2003:1156) on Surrender from Sweden under a European Arrest Warrant / lagen (2003:1156) om överlämnande från Sverige enligt en europeisk arresteringsorder,
☐	the Act (2006:615) on Cooperation with the Special Court for Sierra Leone/ lagen (2006:615) om samarbete med Specialdomstolen för Sierra Leone,
☐	the Trade and Cooperation Agreement between the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part./ lagen (2011:1165) om överlämnande från Sverige enligt en nordisk arresteringsorder, eller – avtalet om handel och samarbete mellan Europeiska unionen och Europeiska atomenergigemenskapen, å ena sidan, och Förenade konungariket Storbritannien och Nordirland, å andra sidan,

B.

☐	18. The person is **not** considered a high security risk based on: / Personen bedöms **inte** utgöra en allvarlig säkerhetsrisk baserat på:
☐	A) The person is **not** convicted under the Swedish Terrorist Offences Act (2022:666). / Personen är **inte** dömd enligt terroristbrottslagen (2022:666).
☐	B) The person has **not** committed any serious misconduct during the enforcement of this sentence / Personen har **inte** gjort sig skyldig till allvarlig misskötsamhet under verkställigheten av detta straff.

☐	C) Other reasons (specify) / Annan orsak (ange):

C. Suitability Assessment / Lämplighetsbedömning

(Mark if applicable / Markera om tillämpligt)

☐	19. The persons opportunities for occupational activities and release planning in Estonia are assessed as equally good. / Personens möjligheter till sysselsättning och frigivningsplanering i Estland bedöms som likvärdiga.	
	20. The decision to request for enforcement of the prison sentence in Estonia is based on the convicted person's social and cultural ties to Swedish society – including family, friends, education, and employment – and assessed to be proportionate in relation to the extent to which the inmate's freedoms and rights may be assumed to be affected by temporary enforcement of a prison sentence in a prison abroad/ Vid bedömningen av om det ska göras en framställning om verkställighet av fängelsestraffet i Estland har hänsyn tagits till den intagnes anknytning till Sverige (såsom sociala och kulturella band till det svenska samhället i form av familj, vänner, utbildning och arbete). Det har även bedömts att beslutet är proportionerligt med hänsyn till i vilken utsträckning den intagnes fri- och rättigheter kan antas påverkas av en tillfällig verkställighet av ett fängelsestraff i en anstalt utomlands.	
	Yes / Ja	No / Nej
	☐	☐
☐	21. Other circumstances (specify)/ Övriga omständigheter (ange):	

4. Decision / Beslut

☐	The Swedish Prison and Probation Service requests temporary enforcement of the sentence in Estonia. / Kriminalvården gör framställning om tillfällig verkställighet av straffet i Estland.

Justification / Motivering:

Decision-maker / Beslutsfattare:	

Position / Befattning:	
Signature / Underskrift:	
Date / Datum:	

5. Attachments / Bilagor

(List any attached documents / Ange bifogade handlingar)

☐	Other (specify) / Annat (ange):

Annex B

Upon transfer of the Prisoner to Estonia, the Swedish Prison and Probation Service shall forward the following medical records of the Prisoner pursuant to this provision

First name	
Last name	
Name of the detention centre	
Detention centre telephone number and e-mail address	
Personal identification code *(also date, month and year of birth)*	
Clinical diagnoses	
Summary of important tests and procedures performed	
Current treatment regimen (based on active substance)	
Vaccinations during the imprisonment (type and date)	
Regime-related recommendations (if any), whether special conditions or assistive devices are needed	
Special menu requirement	
Known allergies	
Date of epicrisis preparation and first and last name of who prepared the epicrises *(e-mail)*	

ANNEX C

The security-related information and other data necessary for conducting a background check on the convicted person

The following information, which shall be machinereadable, is required for the purpose of conducting a background check:

Identifiers	
Identification photographs	*Not older than 6 months*
First name	*Including former names*
Last name	*Including former names*
Date of birth of the prisoner	
Citizenship(s)	
Passport data	*Number, issuer, expiration date, copy*
Swedish personal identification number	
Legal basis for stay in Sweden	*Residence permit (work, study, living, asylum etc.) or other*

Selectors	
Phone numbers	
E-mail addresses	
Social media accounts	*IDs of Meta, TikTok, SnapChat etc.*
Accounts of financial services	*Bank accounts, crypto currency wallets, other*

Background	
Criminal records	*Current and historical*
Confirmation of no information that subject is associated with organized crime	*Tick box option*
Confirmation of no information that subject is associated with terrorism and/or extremism	*Tick box option*
Info on subject's indirect association with organized crime	*Relatives and/or close acquaintance associated with organized crime*
Info on subject's indirect association with terrorism and or extremism	*Relatives and/or close acquaintance associated with terrorism and or extremism*
Other relevant background and/or intelligence	*E.g. mental health, info on subjects' associations or links to intelligence investigations.*
First-degree relatives	*Names, Date of birth*
Previous assessments and overviews made on subject.	*Summaries of risk assessments, spoken languages, addictions, tendency to violence, religious and cultural needs, medical status, attitude towards imprisonment, previous disciplinary violations.*

Annex D

General sentence plan in Tartu

Name	Social number	Date for the enforcement to cease in Tartu

The risk- and need assessment indicates the client´s risk of recidivism. Medium and high risk should be prioritized for activities that can affect the risk. Look at the document Risk- and need assessment result for the prisoner.

Earliest day for standard leave in Sweden:

Planned activities in Sweden			Outcome from Tartu		
Activities	The prisoner can participate in		Outcome from Tartu, the Prisoner has/is participating in		
	Yes	No	Yes	No	Comment
Industrial work (for example assembly and packaging, simpler wood and metal work, sewing)	☐	☐	☐	☐	
Service work (for example kitchen, washing, cleaning)	☐	☐	☐	☐	
Other structured activities	☐	☐	☐	☐	

Treatment programes	Plan from Sweden		Outcome from Tartu, the Prisoner has/is participating in		
	Yes	No	Yes	No	Comment
The prisoner is in need of OTO/Prism by video from Sweden and waiting to be accepted.	☐	☐	☐	☐	
The prisoner is participating in OTO /Prism by video.	☐	☐	☐	☐	
Seizing a Moment (Estonian program)			☐	☐	
Anger Management (Estonian program)			☐	☐	
Social Skills Training (Estonian Program)			☐	☐	

Adult education	Plan		Outcome from Tartu, the Prisoner has/is participating in		
	Yes	No	Yes	No	Comment
The prisoner is in need of adult education and waiting to be accepted by the education system in Sweden.	☐	☐	☐	☐	

The prisoner is participating in adult education in Sweden and will continue this in Tartu.	☐	☐	☐	☐	

Annex E

Summary of the Prisoner's enforcement in Tartu at request from Sweden or as closing note in connection with the cease of the enforcement in Estonia

Name	Social number	Date for report

Summarise the outcome of the specific request or the hole enforcement in Tartu. It should be a brief note.

A summary of the general sentence plan at cease of the enforcement in Tartu should contain information on what has occurred within the framework of the general sentence plan and the outcome of each intervention or activity.

Date/Activity/who is documenting

Date/Activity/who is documenting

Date/Activity/who is documenting

Date/Activity/who is documenting

Date/Activity/who is documenting