

**AGREEMENT BETWEEN THE MINISTRY OF HOME AFFAIRS OF THE
REPUBLIC OF INDIA AND THE MINISTRY OF INTERNAL AFFAIRS OF THE
REPUBLIC OF UZBEKISTAN ON COOPERATION IN THE FIELD OF
COMBATING TRANSNATIONAL ORGANIZED CRIME AND INTERNATIONAL
TERRORISM**

The Ministry of Home Affairs of the Republic of India and the Ministry of Internal Affairs of the Republic of Uzbekistan, hereinafter referred to as "the Parties",

considering the provisions of the Treaty between the Republic of India and the Republic of Uzbekistan on mutual legal assistance in criminal matters of May 2, 2000 and acting within its competence,

attaching great importance to the development of cooperation in the field of preventing and combating crime, ensuring the reliable protection of the rights and freedoms of citizens of both States,

proceeding from the mutual desire to strengthen and develop cooperation between the Parties,

have agreed on the followings:

Article 1

The Parties shall, on the basis of their domestic laws and international obligations, cooperate in prevention, investigation, prosecution and suppression of crimes, including those committed by organized groups in the following main areas:

1. crimes against life and liberty of the persons;
2. terrorist, separatist, extremist activities and incitement to commit such activities;
3. illegal production and trafficking of narcotic drugs, psychotropic substances and their precursors;
4. crimes related to human trafficking;
5. crimes in the sphere of economy, including legalization of incomes received from criminal activity and financing of terrorism;
6. crimes against public property;
7. crimes in the field of information technology and cyber crimes;
8. crimes related to illegal migration;
9. search for persons who are hiding from the investigation, the court, the execution of the sentence or the serving of punishment, missing persons;
10. research, development of information and telecommunication systems, development and use of special means and communication systems, techniques and equipment;

11. enlargement and strengthening of interdepartmental cooperation in the sphere of mutual information exchange on the issues of improving (reforming) the system of internal affairs bodies;
12. unlawful detention and kidnappings;
13. extortion;
14. organized forms of sexual crime, especially those connected with minors, as well as the printing, dissemination and supplying of pornographic materials involving minors;
15. theft, unlawful trafficking and trade in weapons, ammunitions, explosives, radioactive materials, biological and nuclear materials and other dangerous substances;
16. counterfeiting of currency or any valuable security including fake financial documents through manufacture, alteration, modification and their issuing circulation or distribution through any means including electronic payments instruments;
17. offences against cultural assets with a historical value, as well as the theft and unlawful trafficking in works of art and ancient objects;
18. the forgery and illegal use of identity and travel documents;
19. offences committed through computer systems or internet channels;
20. criminal offences against natural resources and the environment; and
21. any other crimes mutually agreed by the Parties.

Article 2

The Parties, guided by their domestic laws and International obligations, within the framework of their competence, carry out cooperation in the following forms:

- 1) exchange of operational-search, operational-reference and forensic information on crimes being prepared or committed and persons involved in them, on emergencies and serious crimes of international character;
- 2) coordination, assistance and, if necessary, joint conduct of operational-search activities and procedural actions, including escorting and transferring persons for whom a measure of restraint in the form of detention was chosen;
- 3) mutually beneficial supplies of forensic, special techniques, clothing, industrial and technical products, spare parts, consumables and other property necessary to support the activities of the Parties;
- 4) exchange of best practices in the organization of work, normative legal and departmental acts, educational literature and information materials on the activities of the Parties, as well as mutual assistance in the training, retraining and professional development of personnel in special educational institutions of the Parties;

- 5) assistance in the implementation of escort and protection of passenger and freight traffic, including valuable and special cargo, restricted to respective national territories only;
- 6) exchange of scientific and technical information on the activities of the Parties on issues of common concern;
- 7) organization of encrypted communications, as well as direct channels of operational communication;
- 8) mutually informing about new challenges and threats to security and stability within the framework of bilateral relations and in a multilateral format;
- 9) strengthen cooperation in the areas of training and capacity building and to this end:
 - (a) organize technical exchanges between their respective ministries, agencies and organizations;
 - (b) provide training slots on a reciprocal basis, in their training institutions and hold training courses to upgrade the level of capacity of each Party in drug control including new psychoactive substances, forensic sciences, immigration administration, road traffic control and the investigation of cyber crime;
 - (c) encourage exchanges between police forces and experts to share experiences and training;
 - (d) facilitate exchange of regulations, publications and scientific research in areas of mutual interest;
 - (e) organize seminars on issues of mutual interest;
 - (f) organize workshops to promote exchange of law enforcement experiences between the Parties in combating terrorism, trafficking in illegal drugs, money laundering and other international economic crimes; and
 - (g) facilitate exchange of experts in relevant fields.

Article 3

For the purposes of implementing this Agreement, the Parties, within their competence and in accordance with the procedure established by the domestic laws of their States, may establish nodal point for contact in certain areas of their activities.

Article 4

Cooperation within the framework of this Agreement is carried out on the basis of requests of the Requesting Party for assistance or at the initiative of one of the Parties that believes that such assistance is of interest to the other Party.

Article 5

Requests provided for in Article 4 of this Agreement shall be duly executed and include:

- 1) name of the organization of the Party, from which the request is issued, and the name of the organization of the Party to which sent;
- 2) name of the case or the material for which the request is sent;
- 3) names of the persons of interest, their citizenship, occupation and place of permanent residence or place of stay and any other detail that may be of relevance or significance to the case;
- 4) content of the request, as well as other information necessary for its implementation.

The request must be signed by the head and stamped of the Requesting Party. The Parties, when executing the request, use the State language of their country with the obligatory application of a properly authenticated copy in English language.

When executing the request, the documents compiled in the State language by the Performing Party are translated by her into English language. Translations are certified by the seal of the competent institution and by the signature of the official.

In urgent cases, requests can be sent orally, which must be immediately confirmed in writing, including using technical means of text transmission.

Each of the Parties shall ensure the confidentiality of the information transmitted by the other Party if the information is of a closed nature or the transmitting Party considers it not desirable to disclose their content. The degree of confidentiality of information is determined by the Transmitting Party.

Article 6

In the provision of assistance within the framework of this Agreement, the Requested Party refuses, in whole or in part, if the requested Party believes that the execution of the request may damage the sovereignty, national security, public order or other essential interests of that State, or that contradicts the domestic laws or the international obligations of that State.

If it is possible, the Requested Party, prior to making a decision to refuse assistance on the basis of the first paragraph of this article, shall consult with the Requesting Party to consider whether assistance may be provided, provided that the conditions that the Requested Party considers necessary are met. The Requesting Party shall comply with the conditions upon which it is assisted.

The Requesting Party shall be notified in writing of the full or partial refusal to execute the request, specifying the reasons for the refusal.

Article 7

The Parties shall protect and transfer information not classified as State secrets of the Republic of India and (or) the Republic of Uzbekistan, but having restrictions on its dissemination and access to it in accordance with the domestic laws of their States.

Restrictions on the distribution and access to such information are indicated in the documents themselves or in the accompanying documentation.

The results of the execution of the request received on the basis of this Agreement, without the consent of the Party that provided them, cannot be used for other purposes than those in which they were requested and provided.

For the transfer to a third Party of information received by one Party on the basis of this Agreement, the prior consent of the Party that provided this information is required.

Article 8

The Parties may provide to each other on a free basis, as appropriate, the data contained in their information retrieval and information and reference systems, forensic and other records in accordance with the domestic laws of their States.

Article 9

The Parties shall interact in necessary cases in the development and implementation of joint plans for certain areas of combating crime and ensuring public security.

Article 10

The Parties may, by mutual agreement, send their employees on official business trips to the internal affairs bodies of the other Party.

Employees on official business trips by the Host Party are provided with the necessary assistance in the performance of the tasks assigned to them, provided with the necessary technical means, vehicles and communication channels for the transfer of information.

Article 11

The Parties shall bear the costs for the implementation of this Agreement independently, within the limits necessary to fulfill their obligations.

If necessary, the Parties bear joint costs under this Agreement, which is formalized by mutually acceptable agreements or understandings in each particular case.

Article 12

Both the Parties will use English as the language for exchange of information.

Article 13

Disputes and disagreements regarding the interpretation or application of the provisions of this Agreement shall be settled amicably through consultations and negotiations.

Article 14

This Agreement does not affect the rights and obligations of the Parties arising from other international treaties to which they are Parties.

Article 15

By mutual consent of the Parties, this Agreement may be amended and supplemented, which are formalized by separate protocols that will form integral part of this Agreement.

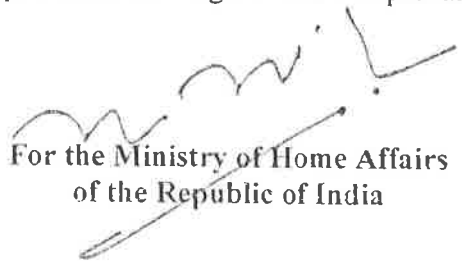
Article 16

This Agreement shall enter into force on the date of its signature.

This Agreement is concluded for an indefinite period and remains in force unless terminated by either Party by giving three (3) months written notice in advance of the intention to terminate this Agreement through the diplomatic channel.

In witness whereof, the undersigned being duly authorized thereto, by their respective Ministries, have signed this agreement.

Done at New Delhi on 20th November, 2019, in two originals, each in Hindi, English and Uzbek languages, all texts being equally authentic. In case of divergence in interpretation, the English text will prevail.



For the Ministry of Home Affairs
of the Republic of India



For the Ministry of Internal
Affairs of the Republic of Uzbekistan