

**AGREEMENT BETWEEN  
GOVERNMENT OF INDIA  
AND  
GOVERNMENT OF MAURITIUS  
ON  
DRUG TRAFFICKING AND  
RELATED MATTERS**

During the discussions held between Government of India and Government of Mauritius, the two nations expressed the resolve and commitment of their respective Governments in combating drug trafficking between India and Mauritius as well as in cases which might take place in either country and have ramifications in the other. The two sides also agreed to intensify their efforts by cooperating with each other to check the menace of the drug trafficking and abuse.

2. The two sides agreed for designation of agencies and officers through home regular exchange of information may be effected. It is agreed that on matters relating to drug trafficking, nodal agency would be narcotics control Bureau in respect of India and PRIME MINISTER'S OFFICE in the respect of Mauritius. A list of postal addresses, telephones and telex numbers of the nodal agencies and the contact officers is at appendix-I.

3. The two sides agreed that the exchange of information will be channelised through the nodal agencies' officers specified above and after gaining some experience this may be extended to regional and field levels, if considered necessary. The nature of intelligence/ information which may be exchanged between the two countries would be of two types:-

(A) Operational intelligence which may be communicated through the fastest means of communication, viz., telephone and telex:

(B) Information of a detailed nature which would be communicated through correspondence in order to build up dossiers in respect of smugglers, suspects, financiers, organizers, etc.

On the issue of exchange of information on drug traffickers operating between the two countries, it is agreed that the normal exchange would take place in the formats as appendix-II&III. While the normal mode of exchange of information and operational Intelligence on matters relating to drug trafficking would be in the prescribed format, any other information of significance may be exchanged even outside the formation "as and when necessary" basis.

4. With regard to the steps to be taken by either side to identify the notorious smugglers/ drug traffickers/syndicates and to neutralize their activities, it is agreed that both countries will endeavor to take firm steps in this regard.

5. The two sides agreed to exchange information on routes, new methods and means used for drug trafficking and the emerging trends in the field.

6. In regard to exchange of information in specific cases, it was felt that maximum cooperation should be shown by both sides. It was also agreed that in respect of specific cases of importance, priority should be clearly indicated in the communication so that such cases are pursued with the urgency that they deserve.

This protocol has been signed in English and Hindi languages, both texts being equally authentic.

Signed in New Delhi, on 24th day of January, 1990.

On behalf of government of Republic  
of India

(MUCHUKURD DUBEY)  
Secretary to the Government of India  
Ministry of external affairs.

on behalf of government  
of Mauritius

( BHINOD BACHA), CMG  
Secretary for Home Affairs  
Government of Mauritius

**MUTUAL CO-OPERATION**

**AGREEMENT**

**BETWEEN**

**GOVERNMENT OF INDIA**

**AND**

**GOVERNMENT OF UNITED STATES OF AMERICA**

**FOR REDUCING DEMAND, PREVENTING ILLICIT USE OF AND TRAFFIC IN DRUGS,  
AND FOR MATTERS RELATING TO LICIT TRADE IN OPIATES, ETC.**

- The Government of India and the Government of the United States of America (hereinafter referred to as the Contracting Parties);
- considering that the Single Convention on Narcotic Drugs, 1961, as amended by the 1972 Protocol, the Convention on Psychotropic Substances of 1971 form the basis for national and international drug control;
- affirming their commitment to the Declaration adopted by the International Conference on Drug Abuse and illicit Trafficking as an expression of the political will of the nations to combat the drug menace;
- sharing a deep concern over the illicit cultivation, production, processing and trafficking in illicit drugs in some parts of the world affecting the communities of both countries;
- reaffirming their joint determination to combat the drug menace;
- taking note of the existing mutual arrangements between both the countries under the indo-U.S. Working Group on Narcotics, particularly consequent upon the new initiatives in the area of drugs control identified by the Prime Minister of India and the U.S. President in the course of their October, 1987 meeting and in furtherance thereof;
- recognizing that the achievement of a balance between demand and supply of opiate raw materials in the world is an important component of international drug abuse control strategy;
- recalling the ECOSOC Resolutions on achieving a balance between demand, and supply of opiate raw materials and the need for supporting the traditional supplier countries of such raw materials;

- taking into due consideration their constitutional, legal and administrative systems and with respect for the national sovereignty of their respective states;

have agreed as follows:

## **ARTICLE I**

THE Contracting Parties commit themselves to continue undertaking joint efforts and executing specific programmes for combating illicit traffic, reducing demand for illicit use of drugs, and co-operating in improving treatment, rehabilitation facilities, etc., for drug addicts. The co-operation which will be carried out, according to this Agreement, may include the following package of initiatives :

- (1) training of drug enforcement officers of both countries on a long-term basis.
- (2) establishment of adequate infrastructure and laboratory facilities for testing of samples of seized drugs.
- (3) training of technical personnel in the field of testing of drugs.
- (4) purchase of equipment for field use by enforcement agencies.
- (5) assistance for training of personnel in counselling and deaddiction.
- (6) acquisition of informational and educational materials for drug abuse prevention developed in the United States.
- (7) establishment of a model rehabilitation centre for drug addicts by using the U.S. - India Fund.

## **ARTICLE II**

The Contracting Parties reaffirm their commitment to continue their efforts in achieving a balance between demand and supply of opiate raw materials. The Government, of India shall make maximum efforts to ensure control of licit opium production and to prevent leakage from such production. The Government of United States of America shall continue to support the concept of traditional suppliers and make maximum efforts to ensure imports of at least 80 per cent of their opiate raw material requirements from the traditional supplier countries, like India.

### **ARTICLE III**

The Contracting Parties agree to use their best efforts, consistent with their internal laws and narcotics control situations, to take appropriate action, where applicable, to co-operate in programmes/measures :

- (a) for exchange of information of an operational, technical and general nature between the nodal enforcement agencies of the Contracting Governments, viz., Narcotics Control Bureau, as respects for India, and Drug Enforcement Agency as respects for the U.S.A.;
- (b) to assist each other in operational matters including employing investigative techniques of controlled delivery;
- (c) to identify and destroy illegal drug processing sites and laboratories; and to identify and eradicate illicit cultivation of cannabis and opium poppy, wherever found;
- (d) to regulate the production, importation, exportation, storage, distribution and sale of precursors, chemical products and solvents that may be used illicitly in the production and manufacture of drugs;
- (e) to the extent the Contracting parties may deem it advisable, develop new or utilize existing legal instruments, such as extradition treaties and mutual legal assistance treaties to eliminate narcotics trafficking, money laundering and in tracing, identification, freezing, seizure and forfeiture of properties derived from or used in illicit traffic; and
- (f) to reduce demand through prevention, treatment and public awareness activities.

### **ARTICLE IV**

The Government of India designates, as Co-ordinator, the Narcotics Control Bureau, and the Government of the United States of America designates as Co-ordinator of the participation of the Government of the United States in the execution of this Agreement, the Bureau of International -Narcotics Matters (INM) of the Department of State.

### **ARTICLE V**

In order to facilitate execution of this Agreement, the Contracting Parties may designate an official to serve as a permanent liaison between the respective, government agencies specialised in drug matters.

### **ARTICLE VI**

In order to attain the objectives contained in this Agreement, the Contracting Parties, through representatives of the two governments, will meet at least once in a year to:

- (a) evaluate the effectiveness of such programmes of action ;
- (b) recommend to the respective governments annual programmes with specific objectives, to be developed within the framework of this Agreement and to be implemented through bilateral co-operation;
- (c) examine any questions regarding execution of this Agreement ;
- (d) present to their respective governments the recommendations considered pertinent to the better execution of this Agreement.

#### **ARTICLE VII**

FOR the purposes of this Agreement, drugs are understood to be the substances that are enumerated and described in the Single Convention on Narcotic Drugs, 1961, as amended by the Protocol of 1972, and in the Convention on psychotropic Substances of 1971 and any other drug or substance which on the basis of its deleterious effect or abusive potentiality may be notified as a "controlled substance", or 'narcotic drug' or "Psychotropic substance" under the laws of the Contracting Governments.

#### **ARTICLE VIII**

THE Agreement shall be implemented with due regard to the constitutional, legal and administrative systems of the Contracting Parties.

#### **ARTICLE IX**

THIS Agreement will enter into force upon signature and will remain in force until terminated by either party by giving at least three months' notice in writing. The termination of this Agreement will not affect the validity of any other obligations contracted prior to the termination.

This Protocol has been signed in English and Hindi languages, both texts being equally authentic. In case of doubt, however, the English text prevail.

SIGNED IN NEW DELHI ON 29TH DAY OF MARCH, 1990

ON BEHALF OF GOVERNMENT OF  
OF REPUBLIC OF INDIA

ON BEHALF OF GOVERNMENT  
THE UNITED STATES OF AMERICA

-signed-

(MAN MOHAN SETHI)  
SECRETARY TO THE  
GOVERNMENT OF INDIA  
MINISTRY OF FINANCE

( MELVIN LAVITSKY)  
ASSISTANT SECRETARY OF STATE  
BUREAU OF INTERNATIONAL  
NARCOTICS MATTERS (INM) OF  
DEPARTMENT OF STATE

**AGREEMENT FOR MUTUAL CO-OPERATION BETWEEN THE GOVERNMENT' OF  
THE REPUBLIC OF INDIA ANDTHE GOVERNMENT OF THE REPUBLIC OF  
AFGHANISTAN FOR REDUCING DEMAND AND PREVENTINGILLICIT USE AND  
TRAFFICKING IN NARCOTIC DRUGS AND PSYCHOTROPIC  
SUBSTANCES AND RELATED MATTERS**

The Government of the Republic of India and the Government of the Republic of Afghanistan (hereinafter referred to as the Contracting Parties):-

- Considering that the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol and the Convention on Psychotropic Substances of 1971 form the basis for national and international drug control;
- Affirming their commitment to the Declaration adopted by the International Conference on Drug Abuse and Illicit Trafficking as an expression of the political will of the nations to combat the drug menace;
- Sharing deep concern over the illicit cultivation, production, processing and trafficking in illicit drugs;
- Reaffirming their joint determination to combat the drug menace;
- Taking into due consideration their constitutional, legal and administrative systems and respect for the national sovereignty of their respective states;

Have agreed as follows:

**ARTICLE I**

The sanctioning parties agree to undertake joint efforts and execute specific programmes for combating illicit traffic, reducing demand for illicit use of drugs and co-operate in improving treatment, rehabilitation facilities etc, for drug addicts. The co-operation, which will be carried out according to this agreement may inter-alia include the following initiatives:-

- i) Training of drug enforcement officers of both countries.
- ii) Training of technical personnel in the field of testing of drugs.
- iii) Training of personnel in counselling, de-addiction, treatment and rehabilitation.

- iv) Acquisition of informational and educational material for drug abuse prevention.

## **ARTICLE II**

The Contracting Parties agree to use their best efforts, consistent with their national laws and narcotics control situations, to take appropriate action, where applicable, to cooperate in measures:-

- (a) for exchange of information of operational, technical and general nature between the nodal enforcement agencies of India and of the Republic of Afghanistan;
- (b) to assist one another in operational matters including employment such investigative techniques as may be necessary;
- (c) to identify and destroy illegal drug processing sites and laboratories and to identify and eradicate illicit cultivation of cannabis and opium poppy wherever found;
- (d) to regulate and monitor the production, importation, exportation, storage, distribution and sale of precursor chemical products and solvents which may be used in illicit manufacturing and production of drugs;
- (e) to produce demand through prevention, treatment and public awareness activities.

## **ARTICLE III**

In furtherance of the objectives of this Agreement subject to their national laws, the Contracting Parties agree to :-

- (a) exchange literature on existing laws, rules, procedures, etc. concerning drug abuse control and on amendments which may take place in the existing laws in future;
- (b) combat drug trafficking, prevent money laundering and cooperate in tracing, identification, freezing, seizure and forfeiture of properties derived from or used in illicit traffic.

## **ARTICLE IV**

For the purposes of this Agreement, drugs are understood to be the substances that are enumerated and described in the Single Convention on Narcotics Drugs, 1961, as amended by the Protocol of 1972 and Convention on Psychotropic Substances of 1971 and any other drug or substance which, on the basis of its deleterious effect or abusive potentiality, may be notified as a controlled substance under the laws of the contracting Parties.

This Agreement will enter into force upon signature and will remain in force until terminated by either party by giving at least three months notice in writing.

Done at New Deli on this the 29h day of August 1990 in two originals each in the Hindi, Dari and English languages, all texts being equally authentic. In case of doubt, however, the English text shall prevail.

-signed-

-signed -

(PROF. MADHU DANDAVATE)

ABDUL WAKIL)

MINISTER OF FINANCE

MINISTER FOR FOREIGNAFFAIRS

REPUBLIC OF INDIA

REPUBLIC OF AFGHANISTAN

**AGREEMENT FOR MUTUAL COOPERATION  
BETWEEN  
THE GOVERNMENT OF REPUBLIC OF INDIA  
AND  
THE GOVERNMENT OF THE UNION OF MYANMAR  
FOR  
REDUCING DEMAND AND PREVENTING ILLICIT  
TRAFFICKING IN NARCOTICS DRUGS AND PSYCHOTROPIC  
SUBSTANCES AND RELATED MATTERS.**

The Government of the Republic of India and the Government of the Union of Myanmar (herein after referred to as the Contracting Parties).

Considering that the Single Convention on Narcotics Drugs of 1961, as amended by the 1972 Protocol, the Convention of Psychotropic Substances of 1971, and the UN Convention against Illicit Traffic in Narcotics Drugs and Psychotropic Substances 1988, the basis for national and international drug control;

Recognising that the Comprehensive Multidisciplinary Outline of Future Activities in Drug Abuse Control adopted at the International Conference on Drug Abuse and Illicit Trafficking 1987, the Political Declaration and the Global Programme of Action on Drug Abuse adopted by the General Assembly of the United Nations at its seventeenth special session, 20-23 February, 1990, and the Political Declaration adopted by the Ministerial Summit to Reduce Demand for Drugs and to Combat the Cocaine Threat, held in London, 9-11 April 1990, serve as useful guidelines to fight against drug abuse problems;

Affirming their commitment to the Declaration adopted by the International Conference on Drug Abuse and Illicit Trafficking in 1987 as an expression of the political will of the nations to combat the drug menace;

Sharing a deep concern over the illicit cultivation, protectional processing and trafficking in illicit drugs;

Aware of the need for more comprehensive, integrated and collaborative approach to the control of supply and demand of all drugs of abuse among all countries and areas in the region, in close cooperation with relevant organisations of the United Nations and other regional and international bodies;

Reaffirming their joint determination to fight against drug abuse and illicit trafficking in strict conformity with international law, and respect for the sovereignty and territorial integrity of states and for the principle on non-interference in the internal affairs of States;

Taking into consideration due Constitutional, legal and administrative systems obtaining in either country;

Hereby agree as follows;

## **ARTICLE - I**

The Contracting Parties shall use their best efforts consistent with their national laws and narcotics control situations, to take appropriate action, where applicable, to cooperate in measures on the following:

- (a) For exchange of information of operational, technical and general nature between their nodal enforcement agencies;
- (b) To assist one another upon request in operational matters, including employing such investigative techniques as may be necessary;
- (c) To identify and destroy illegal drug processing cities and laboratories and to identify and eradicate illicit cultivation of cannabis and opium poppy wherever found;
- (d) To regulate and monitor the production, importation, exportation, storage, distribution and sale of precursors, essential chemical and solvents which may be used in illicit manufacturing and production of drugs;
- (e) To reduce demand through prevention, treatment and public awareness activities;

## **ARTICLE-II**

In furtherance of the objectives of this undertaking subject to their national laws, the Contracting Parties shall:

- (a) exchange literature on existing laws, rules, procedures etc. concerning drug abuse control and on amendments which may take place in the existing laws in future; and
- (b) combat drug trafficking, prevent money laundering and cooperate in tracing, identification, freezing, seizure and forfeiture of properties derived from or used in illicit traffic, following exchange of information.

### **ARTICLE-III**

The Contracting Parties shall designate agencies and officers through whom regular exchange of information may be effected. In respect of the Republic of India, the nodal agency would be the Narcotics Control Bureau and in respect of Union of Myanmar, the nodal agency would be the Central Committee for Drug Abuse Control. A list of postal addresses, Telephone, Telex/Fax numbers of the nodal agencies and the contract officers is appended to this agreement as Appendix-I.

The heads of nodal agencies of the two countries shall have periodic meetings at/on mutually convenient place, dates and at places as may be decided on operational reasons. The two sides may include field level officers in their respective teams to facilitate and promote field level contact and cooperation.

### **ARTICLE-IV**

The exchange of information shall be channelized through the nodal agencies specified above, and after gaining some experience this may be extended to regional and field level, if considered necessary. The nature of intelligence/information which may be exchanged between the two countries would be of two types:

- (a) Operational Intelligence which may be communicated through the fastest means of communication, viz. Telephone and Telex/Fax;
- (b) Information of detailed nature which would be communicated through correspondence in order to build up dossiers in respect of smugglers, suspects, financiers, organisers etc.

On the issue of exchange of information on drug traffickers operating between the two countries, it is agreed that the normal exchange would take place in the formats as at Appendices II and III. While the normal mode of exchange of information and operational intelligence on matters relating to drug trafficking would be in the prescribed format, any other information' of significance may be exchanged on any other format on `as and when necessary, basis.

#### **ARTICLE-V**

For the purposes of this agreement, drugs are understood to be the substances that are scheduled or described in the Single Convention on Narcotics Drugs 1961 as amended by the Protocol of 1972, the Convention on Psychotropic Substance 1971 and precursors, essential chemicals and solvents are those substances included in the tables appended to Article 12 of the UN Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances 1988 or any other substances as mutually agreed to as such substance.

This Agreement will enter into force upon signature and will remain in force until terminated by either Party by giving at least three months' notice in willing.

Done at Yangon on this 30th day of March, 1993 in two originals each in the Hindi, Myanmar and English Languages, all texts being equally authentic. In case of doubt, however, the English text shall prevail.

ON BEHALF OF REPUBLIC OF INDIA

ON BEHALF OF GOVERNMENT

OF UNION OF MYANMAR

Sd/-

Sd/-

(H.P KUMAR)

(NGWE SOE TUN)

DIRECTOR GENERAL  
NARCOTICS CONTROL BUREAU  
DEPARTMENT OF REVENUE  
GOVERNMENT OF INDIA.

JOINT SECRETARY, GENERAL  
COMMITTEE FOR DRUG ABUSE  
CONTROL, GOVERNMENT OF THE  
UNION OF MYANMAR.

**MUTUAL  
AGREEMENT  
BETWEEN  
THE GOVERNMENT OF THE REPUBLIC OF INDIA  
AND  
THE GOVERNMENT OF THE REPUBLIC OF ZAMBIA  
TO  
COMBAT ILLICIT TRAFFICKING IN NARCOTIC DRUGS AND  
PSYCHOTROPIC SUBSTANCES AND MONEY LAUNDERING**

The Government of the Republic of India and the Government of the Republic of Zambia, hereinafter referred to as the contracting parties.

BEARING in mind the existing problems of illicit trafficking in narcotic drugs and psychotropic substances in which both territories have been mainly used as transit points by international drug traffickers

HAVING due regard for consequences which both territories suffer from spill over effects leading to increase in narcotic drug abuse amongst their populations, and

DESIROUS of co-operating in the field of combating illicit trafficking in narcotic drugs and psychotropic substances within the parameters laid down by various United Nations Conventions and particularly the recent convention on illicit trafficking adopted in December, 1988, through mutual assistance.

HEREBY AGREE AS FOLLOWS:

**ARTICLE 1 :           COMBATING DRUG-TRAFFICKING**

(1) The contracting parties resolve and commit themselves to cooperate in combating illicit trafficking in narcotic drugs and psychotropic substances, particularly in such cases which might take place in either territory and having ramification in the other.

(2) The contracting parties shall intensify their efforts by cooperating with each other to check the menace of trafficking in and abuse of narcotic drugs and psychotropic substances.

(3) The contracting parties shall designate agencies and officers through whom regular exchange of information and intelligence may be effected.

## **ARTICLE 2 : NODAL AGENCIES**

(1) In matters relating to illicit drug trafficking, the nodal agency shall be the Narcotics Control Bureau in respect of the Republic of India and Drug Enforcement Commission in respect of the Government of the Republic of Zambia.

(2) The postal address, telephone and telex numbers of the nodal agencies and the contact officers shall be exchanged by the contracting parties including any change from time to time.

## **ARTICLE 3 : EXCHANGE OF INTELLIGENCE OR INFORMATION**

(1) The nature of intelligence or information which may be exchanged between the parties shall include:

(a) operational intelligence which shall be communicated through the fastest means of communication;

(b) information of a detailed nature which shall be communicated through correspondence in order to build up Dossiers in respect of smugglers, suspects, financiers and organisers.

(2) The exchange of operational intelligence shall include the exchange of ideas for planning and implementation of controlled delivery operations as defined in the latest United Nations Convention on illicit trafficking.

(3) Modalities for controlled delivery shall be worked out on a case to case basis by the contact officers of the contracting parties.

(4) The contracting parties shall exchange information on routes, new methods and means used for drug trafficking and emerging trends in the field.

(5) The contracting parties shall extend maximum cooperation with regard to the exchange of information in all cases.

In respect of specific cases of importance, priority shall be clearly indicated in the communication of the requesting country so that the cases are pursued with the urgency they deserve.

## **ARTICLE 4 : EXCHANGE OF INFORMATION ON DRUG TRAFFICKING**

Information regarding suspected drug traffickers operating between the two territories shall be exchanged in accordance with the prescribed formats in Annexure-I and II.

The normal mode of exchange of information and operational intelligence on matters relating to drug trafficking shall be in accordance with the prescribed format, whereas, any other information of significance shall be exchanged either in the manner as the situation will demand.

#### **ARTICLE 5 : IDENTIFICATION AND NEUTRALISATION OF DRUG TRAFFICKERS**

The contracting parties shall take steps towards identifying notorious smugglers, drug traffickers, syndicates, dealers and also the money launders with whom they are connected directly or indirectly and also for neutralising their activities.

#### **ARTICLE 6 : CONFISCATION OF PROPERTY**

(1) The contracting parties shall adopt such measures as may be necessary to enable confiscation of proceeds derived from drug trafficking and money laundering.

(2) In cases where mutual co-operation results in confiscation of properties or proceeds from drug trafficking and money laundering, such proceeds or property shall be used by the party in whose territory the proceeds or property are located in the fight against illicit traffic and drug abuse subject to the provisions in the national laws of the respective contracting parties.

#### **ARTICLE 7 : LEGAL ASSISTANCE**

The contracting parties shall assist each other in providing mutual legal assistance in the form of evidence or documents etc. in cases where any information provided by either party leads to the arrest and trial of drug traffickers in the other's territory, or for extradition of drug offenders wanted in one country when present in the other in accordance with the law of each of the country.

#### **ARTICLE 8 : AMENDMENTS**

This agreement may be amended by mutual agreement in writing between the Parties.

**ARTICLE 9 : ENTRY INTO FORCE AND TERMINATION**

This Agreement shall come into force on the date of its signature and shall remain in force unless terminated by either of the parties by a six months' notice in writing.

Done at New Delhi this 5th day of October, one thousand nine hundred and ninety-three in two originals each in-the Hindi and English languages, both texts being equally authentic.

FOR AND ON BEHALF OF THE  
GOVERNMENT OF THE REPUBLIC  
OF INDIA

FOR AND ON BEHALF OF THE  
GOVERNMENT OF THE REPUBLIC  
OF ZAMBIA

Sd/xxx

(M.R. SIVARAMAN)  
SECRETARY TO THE  
GOVERNMENT OF INDIA  
MINISTRY OF FINANCE  
DEPARTMENT OF REVENUE

Sd/xxx

H.E. IAN C.B. SIKAZWE  
HIGH COMMISSIONER OF ZAMBIA

**APPENDIX-II**

**CASES OF ILLICIT TRAFFIC IN NARCOTICS AND SMUGGLING**

Reference:

Date:

Sender (Organisation/Agency)

1. Name of the seizing agency
2. Type of narcotics/contraband seized.
3. Quantity
4. Chemical Analysis Report
5. Place of seizure
6. Date of seizure
7. Packing, Labelling & Trade Marks
8. Particulars of conveyance used
9. Name and Nationality of the custodian/owner of the conveyance.
10. Name of company, Airline, Ship
11. Mode of concealment
12. Route
13. Place of production/processing
14. Place where narcotics/contraband obtained
15. Origin/source
16. Destination
17. Any equipment/accessories seized.

**APPENDIX- III**

**PRO FORMA FOR REPORTING ON PERSON(S) INVOLVED IN NARCOTICS  
TRAFFICKING/SMUGGLING**

(In cases implicating more than one person, please use separate form for each)

1. Name and aliases used :
2. Father's name :
3. Sex :
4. Age :
5. Date and place of birth :
6. Nationality :
7. Passport No. :
8. Place/ Date of issue :
9. Occupation :
10. Address :
11. Extent of involvement :
12. Previous involvements :
13. Associates :
14. Arrested/Detained :
15. Place of arrest :
16. Judicial or administrative  
measures taken :
17. Attach photocopy of the  
first page of passport :

**SUMMARY OF THE CASE**

(Please indicate details of the case necessary for furtherance of investigation)

**AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF INDIA  
AND THE GOVERNMENT OF THE UNITED ARAB EMIRATES  
ON TRAFFICKING IN NARCOTIC DRUGS  
AND PSYCHOTROPIC SUBSTANCES**

The Government of the Republic of India and the Government of the United Arab Emirates, recognising the menace of the crimes related to trafficking in narcotic drugs and psychotropic substances and the hazards arising therefrom to the health and welfare of human beings and the economic, cultural and moral foundations of the society.

And inspired by the international efforts which aim to combat drug-related crimes, which found culmination in the adoption of the Single Convention on Narcotic Drugs, 1961, Convention on Psychotropic Substances, 1971 and the UN Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 :

And moved by the resolve to intensify their efforts in combating the menace of trafficking in narcotic drugs and psychotropic substances and their abuse, have agreed upon the following :

1. The term "Trafficking in Narcotic Drugs and Psychotropic Substances", wherever stated in this Agreement, shall mean: The crimes listed in Para A of Article 3 of the UN Convention against Illicit Traffic Narcotic Drugs and Psychotropic Substances, 1988.
2. The two sides agreed for designation of agencies and officers through whom regular exchange of information may be effected as indicated in Appendix – I.
3. The two sides agreed that the exchange of information will be channelised through the nodal agencies and officers specified above; such an exchange of information may be extended to regional and field levels, if considered necessary at a later stage.
4. Operational intelligence may be communicated through the fastest means of communication, viz. telephone and telex.
5. Information of a detailed nature would be communicated through correspondence in order to build up dossiers in respect of smugglers, suspects, financiers, organizers etc. and those others involved in trafficking in narcotic drugs and psychotropic substances.
6. The normal exchange would take place in the formats as at Appendices II and III.
7. Any other information of significance may be exchanged even outside the format on "as and when necessary" basis.
8. With regard to the steps to be taken by either side to identify the notorious smugglers/ traffickers in narcotic drugs and psychotropic substances, and syndicates and

to neutralise their activities, it is agreed that both the countries will endeavour to take firm steps in this regard.

9. The two sides agreed to exchange information on routes, new methods and means used for trafficking in narcotic drugs and psychotropic substances and the emerging trends in the field.

10. In regard to exchange of information in specific cases, maximum cooperation should be shown by both sides. In respect of specific cases of importance, priority should be clearly indicated in the communication so that such cases are pursued with the urgency that they deserve.

11. The two sides shall adopt such measures as may be necessary to enable confiscation of proceeds derived from trafficking in narcotic drugs and psychotropic substances as money laundering, and using such proceeds/ property in the fight against illicit traffic and drug abuse, subject to the provisions in the national law of the respective side.

12. This Agreement valid for five years shall automatically be renewed for similar five year periods at a time unless one of the parties gives intimation of its intention of not renewing the agreement at least six months before the expiry.

13. This Agreement shall come into force from the date of exchange of diplomatic notes between the two countries, notifying the completion of constitutional requirements on each side.

14. Done at New Delhi on this the 6th January, 1994, in two originals each in the Hindi, Arabic and English languages, all text being equally authentic. In case of divergence, the English text shall prevail.

FOR THE GOVERNMENT OF  
THE REPUBLIC OF INDIA

FOR THE GOVERNMENT OF  
UNITED ARAB EMIRATES

-sd-

(M.R. SIVARAMAN)

-sd-

(MOHAMMED KHALIFA BIN  
YOUSSEF AL-SUWAIDI)

## **APPENDIX - I**

### **NODAL AGENCIES FOR EXCHANGE OF INFORMATION ON DRUG TRAFFICKING AND RELATED MATTERS**

Contact Official in India: Deputy Director-General, Narcotic Control Bureau,  
West Block -I, Wing-5, R.K. Puram, New Delhi –  
110 066  
Tel. Offices:688 5378 / 688 3156

Contact Official in UAE: Ministry of Interior (Drug Department),  
Government of the United Arab Emirates,  
P.O. Box No. 398, Abu Dhabi.

## APPENDIX – II

### CASES OF DELHI TRAFFIC IN NARCOTIC PSYCHOTROPIC SUBSTANCE AND SMUGGLING

Reference:

Date:

Sender (Organization/Agency)

1. Name of the seizing Agency
2. Type of narcotics/contraband seized
3. Quantity
4. Chemical Analysis Report
5. Place of seizure
6. Date of seizure
7. Packing, Labelling and Trade Marks
8. Particulars of conveyance used
9. Name and Nationality of the custodian/ owner of the conveyance
10. Name of Company, Airline, Ship
11. Mode of Concealment
12. Route
13. Place of production/processing
14. Place where Narcotics/contraband obtained
15. Origin/Source
16. Destination
17. Any Equipment/accessories seized
18. Any other information

## APPENDIX – III

### PROFORMA FOR REPORTING ON PERSON(S) INVOLVED IN NARCOTICS TRAFFICKING/SMUGGLING

(In cases implicating more than one person please use separate form for each)

1. Name and aliases used :
2. Father's Name :
3. Sex :
4. Age :
5. Date and Place of Birth :
6. Nationality :
7. Passport No :
8. Place/ Date of Issue :
9. Occupation :
10. Address :
11. Extent of Involvement :
12. Previous Involvements :
13. Associates :
14. Arrested/ Detained :
15. Place of Arrest :
16. Judicial or administrative measures taken :
17. Attach photocopy of the  
first page of Passport

#### SUMMARY OF THE CASE

(Please indicate details of the case necessary for furtherance of Investigation)

**AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF INDIA TO THE GOVERNMENT OF THE REPUBLIC OF BULGARIA FOR COOPERATION COMBATING ORGANISED CRIME, INTERNATIONAL TERRORISM AND ILLICIT TRAFFICKING IN NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES**

The Government of the- Republic of India and the Government of the Republic of Bulgaria, hereinafter called the parties,

GUIDED by the traditionally friendly relations between the two countries;

DEEPLY CONCERNED by the extent and dramatic increase of the acts of international terrorism, organised crime and illicit trafficking of narcotic drugs and psychotropic substances;

DEEPLY CONCERNED also by illegal trade in objects of art of historical value and other cultural relics;

GUIDED by their International obligations and national legislation;

DESIRIOUS of cooperating with a view to suppressing such international criminal acts;

HAVE AGREED upon the following:

**Article 1**

The Parties shall cooperate and render mutual assistance in the following areas:

1. Combating international terrorism;
2. Combating illegal production, distribution and trade in narcotic drugs and psychotropic substances;
3. Combating organized crime;
4. Combating forgery of bills securities and official documents;
5. Combating illegal dealing of trafficking in arms: ammunition, explosives, strategic and prohibited materials;
6. Combating international illegal activities in the economic field;
7. Combating smuggling of objects of cultural and of historical value, precious stones and metals and other cultural relics;

8. Combating illegal migration and trade with people.

The Parties shall cooperate in the identification and police work related to individuals who have committed or are suspected of committing serious crimes on the territory of their respective countries against the other country.

The Parties shall cooperate in the field of scientific research of mutual interest in the above areas.

## **Article 2**

Cooperation between the two Parties shall be performed through:

1. Exchange of information in all areas indicated in this Agreement;
2. Exchange of regulations, publications and results of scientific research in the areas of mutual interest.
3. Transfer of samples of specialised technical devices and equipment.

The Parties shall hold meetings between experts when necessary by mutual consent and this shall be agreed upon in advance.

The information and materials passed on in this exchange shall not be handed over to a third party without the prior consent of the submitting Party,

## **Article 3**

The Parties shall abide by the requests of the ether Party under this Agreement to the extent those requests are net contradictory to its internal legislation and to one rights and obligations taken on by the Parties under other bilateral or multilateral Agreements.

## **Article 4**

The implementation of this Agreement shall be entrusted to the Ministry of Home Affairs of the Republic of India and to the Ministry of Interior of the Republic of Bulgaria.

## **Article 5**

This Agreement shall be valid for an indefinite period of time. The validity of this Agreement is liable to be terminated unilaterally through a notification in writing by both of the Parties but not earlier than 30 days after the clarification through diplomatic channels.

## **Article 6**

This Agreement shall come into force after the Parties have notified each other through diplomatic channels that the procedure required by their internal legislation have been completed.

Done at Sofia on 26th may,1994 in two originals each in Hindi, Bulgarian and English languages, all texts being fully authentic. In case of any divergence in interpretation, the English text shall prevail.

-signed-

For the Government of the  
Republic of India

-signed-

For the Government of the  
Republic of Bulgaria

**AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF INDIA  
AND THE GOVERNMENT OF ROMANIA REGARDING COOPERATION IN  
COMBATING ORGANISED CRIME, INTERNATIONAL TERRORISM, ILLICIT  
TRAFFICKING OF NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES  
AND OTHER ILLEGAL ACTIVITIES**

The Government of the Republic of India and the Government Romania, hereinafter called the "Parties",

IN THE SPIRIT OF the existing friendly relations and cooperation between the two countries,

CONVINCED OF the necessity of defending the life, property, fundamental, rights and other freedoms of their citizens,

CONSIDERING the need for international cooperation, as an important factor in preventing and efficiently combating international organised crime and terrorism,

RECALLING the provisions of "The Single Convention on Narcotic Drugs" (New York, 30 March 1961), as amended by the 1972 Protocol (Geneva, 25 March), of the "Convention on Psychotropic Substances" (Vienna, 21 February 1971), of the "Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances" (Vienna, 20 December 1988), and of the "Global Action Plan" (New York, 23 February 1990), worked out under the aegis of the United Nations Organisation.

HAVE AGREED on the following:

**Article 1**

The Parties shall cooperate and provide mutual assistance in the following fields:

- a) Combating international terrorism;
- b) Combating production, consumption and illicit trafficking of narcotic drugs and psychotropic substances;

- c] Combating organised crime;
- d) Combating manufacture and sale of forged documents, counterfeit currency, travel and identity document, valuables and securities;
- e) Combating illegal operations in fire arms, ammunition and explosive materials;
- f) Combating international illegal economic activities;
- g) Combating smuggling of items of historical or artistic value, or of precious stones and metals, as well as of other valuable objects;
- h) Improving methods and means for maintaining and restoring public order;
- i) Improving measures for preventing and extinguishing fires in factories with high risk in functioning and at places with large crowds;
- j) Undertaking any other activities as the Parties mutually agree;
- k) Providing training and professional education to specialists, in the fields mentioned at points (a) to (i)

## **Article 2**

The cooperation of the Parties shall be achieved through:

- a) Exchange of information and experience in the fields provided in Article 1;
- b) Immediately sending operative information that might help in preventing and detecting organised crime, international terrorism and other crimes;
- c) Carrying out joint measures or operations as mutually agreed;
- d) Exchange of specialists in the fields of mutual interest;
- e) Exchange of documentation, publications and results of scientific research, in the fields of mutual interest.

## **Article 3**

1) The Competent Authorities for the implementation of this Agreement shall be respectively the Ministry of Home Affairs of the Republic of India and the Ministry of Interior of Romania.

2) For the practical achievement of cooperation, the competent authorities may conclude Protocols in the fields provided in Article 1, in accordance with their internal legislation.

#### **Article 4**

The competent authorities shall mutually lend assistance in processing information and in providing equipment, machinery and specific technical means.

#### **Article 5**

For effective cooperation under the Agreement, the Parties shall organise meetings of their experts, in each field of competence, any time they consider it to be necessary for operational purposes aimed at solving special and urgent problems as mentioned in Article 1.

#### **Article 6**

1) Each Party is entitled to refuse to fulfil a request for cooperation or information if it considers that this might mean a violation of its national sovereignty, or an information of its national security, or its contrary to the provisions of its domestic legislation, or to those of the international agreements to which it is party.

2) In such a case, the refusal to fulfil the request is to be communicated to the other Party immediately.

#### **Article 7**

The provisions of the present Agreement shall not affect the rights and obligations, assumed by the Parties under other bilateral or multilateral agreements.

#### **Article 8**

- 1) Each Party may suspend, in part or in whole, or denounce the present Agreement.
- 2) The suspension and its revocation, or the denunciation of the Agreement shall be notified to the other Party through diplomatic channels, and will become effective after 30 days of such notification.

### **Article 9**

The present Agreement shall enter into force on the date the of last notification, forwarded through diplomatic channels, regarding the fulfilment of domestic legal procedures for approval and shall remain in force for an unlimited period of time unless suspended or denounced as provided in Article-8.

Done at Bucharest on 2nd day of June 1994 in two originals, each in Hindi, Romanian and English languages, all texts being equally authentic. In case of any divergence of interpretation, the English text shall prevail.

For the  
Government of the Republic of India

For the  
Government of Romania

**Agreement for Mutual Co-operation  
Between  
The Government of the Republic of India  
And  
The Government of the Arab Republic of Egypt  
on Co-operation in combating Illicit Traffic  
in Narcotic Drugs and Psychotropic Substances**

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The Government of the Republic of India and the Government of the Arab Republic of Egypt [hereinafter referred to as the parties] :

Considering that the single convention on Narcotic Drugs [1961] as amended by the 1972 Protocol, the Convention on Psychotropic Substances [1971] and the United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances [1988] from the basis of national and international drug control efforts :

Sharing deep concern over the illicit cultivation, production, processing and trafficking in Narcotic Drugs and Psychotropic Substances in some parts of the world affecting the peoples of both countries :

Reaffirming their determination to combat illicit trafficking in Narcotic Drugs and Psychotropic Substances:

Taking into consideration their constitutional, legal and administrative systems and with due respect for the national sovereignty of their respective States:

Have agreed as follows :

**ARTICLE I**

For the purposes of this agreement, drugs are understood to be the substances that are included in the schedules appended to the Single Convention on Narcotic Drugs, 1961, as amended by the 1972 Protocol amending the Single Convention on Narcotic Drugs, and Convention on Psychotropic Substances, 1971. Precursors and essential chemicals are those which are included in the Tables appended to the United Nations Convention Against Illicit Trafficking in Narcotic Drugs and Psychotropic Substances, 1988 and notified as such substances under the laws of the parties.

## **ARTICLE II**

The parties shall co-operate with each other .in combating illicit traffic in combating illicit traffic in narcotic drugs and psychotropic substances, preventing drug related money laundering, identification, freezing and forfeiture of properties derived from or used in illicit traffic and preventing diversion of precursors and essential chemicals used in the manufacture of drugs for illegal Purposes. The co-operation envisaged shall include:

- a) Exchange of information of operational, technical and general nature between the national agencies of both parties;
- b) Mutual assistance in operational matters including employing investigative techniques like "Controlled Delivery", as may be agreed between the focal points in specific by their national laws.
- c) Exchange literature on drug abuse control and texts of their laws and procedures on the subject to the extent permitted by their national laws.

## **ARTICLE III**

In order to facilitate the exchange of information and to carry out requests for co-operation, the parties shall designate a national focal point. In respect of the Republic of India, the focal point is the Narcotics Control Bureau and in respect of the Arab Republic of Egypt, the focal point is the Anti Narcotic General Administration. A list of the postal addresses of the national agencies and the contact officers is appended as Annex I. Normal exchange of information shall be in the relevant formats appended as Annex II and III. Other information of relevance shall be transmitted in any form suitable for the purpose.

## **ARTICLE IV**

The parties shall provide to each other —to the extent permitted by the national laws - an important assistance in relation to drug offences, which will include among other forms :

- a) Search for and seizure of evidence.
- b) Identification, freezing and forfeiture of the proceeds of, or properties derived from or used in illicit traffic.

The requested party shall bear any costs arising within its territory as a result of action taken upon the request of the requesting party unless agreed otherwise. Extraordinary costs may be subject to special agreement between the parties.

#### **ARTICLE V**

In order to attain the objectives contained in this agreement the parties shall arrange meetings of working groups as often as required or at least once a year. Financial and material expenses for these meetings shall be borne by the receiving side. The expenditure on international travel shall be borne by the sending side.

#### **ARTICLE VI**

This agreement may be amended by mutual agreement in writing between the parties.

#### **ARTICLE VII**

This agreement shall enter into force upon confirmation in writing that the contracting parties have completed their legal requirements for its entry into force and shall remain in force until terminated by either party by giving at least 3 months notice in writing.

Done at New Delhi on this 20th day of April, One Thousand Nine Hundred Ninty Five in two originals each in Hindi, Arabic and English, all texts being equally authentic. In case of divergence of interpretation, the English text shall prevail.

For the Government of  
The Republic of India

For the Government of  
The Arab Republic of Egypt

-Sd-

—Sd-

(H.P. Kumar)

(GENERAL ESSAM IBRAHIM AL TERSAWY)

DIRECTOR GENERAL

ASSISTANT MINISTER OF INTERIOR

NARCOTICS CONTROL BUREAU

FOR NARCOTICS

MINISTRY OF FINANCE

MINISTRY OF INTERIOR

DEPARTMENT OF REVENUE

CAIRO (EGYPT)

NEW DELHI

**ANNEXURE-I**

**NODAL AGENCIES FOR EXCHANGE OF INFORMATION**

**INDIA**

Agency: Narcotics Control Bureau  
I Floor, Wing No 5  
West Block-I  
R. K. Puram  
New Delhi 110 066 [INDIA]

Telex No 31627 55  
Fax No 6885240

Contact Officer: Deputy Director General  
Telephones : 688527 8 [O]  
674677 [R]

Alternate: Deputy Director ;  
Telephones : 6885226 [O]  
5441944 [R]

**ARAB REPUBLIC OF EGYPT**

Agency: Anti-Narcotics General Administration-ANGA  
6 Shafik Street, Abbasia,  
Cairo — Egypt  
Fax No. 2823840

Contact Administrator of Anti-Narcotics,  
Officer: General Administration .  
Te.I No. 2038683  
Fax No. 2823840

Alternate: Director of International Affairs  
Department (ANGA)  
Tel No.2838685  
Fax. 2823840

## **CASES OF ILLICIT TRAFFIC IN NARCOTICS AND SMUGGLING**

REFERENCE:

Date

Sender (Organization/Agency)

1. Name of the seizing agency
2. Type of narcotics/contraband seized
3. Quantity
4. Chemical Analysis Report
5. Place of Seizure
6. Date of Seizure
7. Packing, Labelling & Trade Marks
8. Particulars of conveyance used
9. Name and Nationality of the custodian/owner of the conveyance
10. Name of company, Airline, Ship
11. Mode of concealment
12. Route
13. Place of production/processing
14. Place where narcotics/contraband obtained
15. Origin/source
16. Destination
17. Any equipment/ accessories seized
18. Any other information

## **INDIA**

Agency: Narcotics Control Bureau  
I Floor, Wing No 5  
West Block-I  
R. K. Puram  
New Delhi 110 066 [INDIA]

Telex No31627 55  
Fax No 6885240

Contact Officer: Deputy Director General  
Telephones : 688527 8 [O]  
67 467 7 [R]

Alternate: Deputy Director ;  
Telephones : 6885226 [O]  
5441944 [R]

## **ARAB REPUBLIC OF EGYPT**

Agency: Anti-Narcotics General Administration-ANGA  
6 Shafik Street, Abbasia,  
Cairo — Egypt  
Fax No. 2823840

Contact Administrator of Anti-Narcotics,  
Officer: General Administration .  
Te.l No. 2038683  
Fax No. 2823840

Alternate: Director of International Affairs  
Department (ANGA)  
Tel No.2838685  
Fax. 2823840

**PRO FORMA FOR REPORTING ON PERSON(S) INVOLVED IN  
NARCOTICS TRAFFICKING /SMUGGLING**

(In cases implicating more than one person, please use separate form for each)

1. Name and aliases used
2. Father's name
3. Sex
4. Age
5. Date and place of birth
6. Nationality
7. Passport No
8. Place/date of issue
9. Occupation
10. Address
11. Extent of involvement
12. Previous involvements
13. Associates
14. Arrested/Detained
15. Place of arrest
16. Judicial or Administrative measures taken
17. Attach Photocopy of the first page of passport

**SUMMARY OF THE CASE**

(Please indicate details of the case necessary for furtherance of investigation)

**AGREEMENT ON COOPERATION FOR COMBATING ILLICIT TRAFFICKING IN  
NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES AND OTHER CRIMES  
BETWEEN THE GOVERNMENT OF THE REPUBLIC OF INDIA**

**AND  
THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF CHINA**

The Ministry of Home Affairs of the Republic of India and the Ministry of Public Security of the People's Republic of China [hereinafter referred to as the Parties ]:

GUIDED by their traditional friendly relations between the two countries:

DEEPLY CONCERNED by the magnitude of and rising trend in acts of international organised crime and illicit trafficking in narcotic drugs and psychotropic substances :

GUIDED by their international obligations and national legislation :

DESIROUS of cooperation with a view to suppressing such international criminal acts:

HAVE AGREED upon the following :

**ARTICLE-1**

1. The parties shall cooperate and render mutual assistance in the areas of:

[1] combating illegal production , distribution and trade in narcotic drugs and psychotropic substances:

[2] combating organised crime:

[3] combating forgery of currency [bills], securities and official documents:

[4] combating illegal dealing and trafficking in firearms, ammunition, explosives, strategic and prohibited materials:

- [5] combating international illegal activities in the economic field:
- [6] exchanging experience in police training and education.

2. The parties shall cooperate in the fields of scientific research of mutual Interest in the above areas:

## **ARTICLE-II**

1. Cooperation between the Parties shall be accomplished by:

[1] Exchanging information in all areas indicated in Article-I of this Agreement:

[2] Taking measures in their respective territories against illegal and criminal activities indicated in Article-I of this Agreement:

[3] Exchanging regulations, publications and results of scientific research in the areas of mutual interest:

[4] Making joint efforts in scientific research , technical interchange in all areas covered under Article-I of this Agreement.

2. The Parties shall hold meetings between experts when considered necessary by mutual agreement, and this shall be agreed upon in advance,

3. The information and materials exchanged under this Agreement shall not be handed over to a third party without the prior consent of the submitting Party.

## **ARTICLE-III**

The Parties shall execute requests under this Agreement subject to their respective domestic legislations and rights and obligations undertaken by them under other bilateral or multilateral' international Agreements.

#### **ARTICLE-IV**

The implementation of this Agreement shall be entrusted to the Ministry of Home Affairs of the Republic of India and the Ministry of Public Security of the People's Republic of China.

#### **ARTICLE-V**

1. This Agreement is subject to ratification and shall enter into force on the date of exchange of instruments of ratification.
2. This Agreement shall remain valid from the date of its entry into force.
3. The validity of this Agreement may be terminated by either of the Parties giving thirty days notice in advance through the diplomatic channels.

Done at New Delhi on 29 Nov 1996 in two originals each in Hindi, Chinese and English languages, all texts being equally authentic. In case of doubt, the English text shall prevail.

-Sd-

For the Government of  
The Republic of Indian

-Sd-

For the Government of The  
People's Republic of China

**AGREEMENT ON COOPERATION TO COMBAT TERRORISM, ORGANIZED CRIME  
AND ILLICIT TRAFFICKING IN NARCOTIC DRUGS AND PSYCHOTROPIC  
SUBSTANCES BETWEEN THE GOVERNMENT OF THE REPUBLIC OF INDIA  
AND  
THE GOVERNMENT OF THE ITALIAN REPUBLIC**

The Government of the republic of India and the Government of the Italian Republic (hereafter referred to as “the contracting parties”),

Aware of the fact that crimes related to terrorism, organized crime and trafficking in drugs and psychotropic substances affect both countries, thus jeopardizing public order and security as well as the wellbeing and physical integrity of their inhabitants;

Acknowledging the crucial importance of co-operation in the fight against terrorism, organised crime and illicit trafficking in drugs and psychotropic substances;

Recalling the UN General Assembly resolution 45/123 of 14th December, 1990 on international cooperation for the fight against International crime, the convention on the fight against illicit trafficking in drugs and psychotropic substances of 20th December, 1988 (Vienna Convention);

Have agreed as follows:

**Article 1**

By this agreement the Contracting Parties shall commit themselves to start any action aimed at enhancing their joint efforts in the fight against terrorism organized crime or trafficking in drugs and psychotropic substances

The Contracting Parties agree to set up a bilateral committee for cooperation in the fight against terrorism, organized crime and illicit trafficking in drugs and psychotropic substances. Bilateral committee shall comprise of the representatives of the concerned agencies of the two countries.

The committee shall be co-chaired by the home ministers of the two countries.

The committee shall meet every time the parties deem it necessary to further foster co-operation or in order to overcome obstacles for which high level agreements are required.

Should the Parties consider it advisable and, however, every two years, joint meetings shall be organized and attended by Senior officers of the relevant Ministries in order to check the activity carried out jointly and to detect the objectives to be achieved.

## **Article 2**

As to the fight against terrorism, the Contracting Parties shall agree to carry out co-operation in the following sectors:

- a) Constant, detailed and Rapid information exchange, upon request or on one's own initiative, about events, terrorist groups and the operational techniques they implement;
- b) Mutual updating on the menace posed by terrorism as well as on the techniques and organizational facilities aimed at countering this phenomenon;
- c) Regular exchange of experiences and technical expertise on the safety of air, sea and rail transport also in order to improve the safety standards followed at airports, ports and railway stations, modifying them constantly according to the terrorist threat.

## **Article 3**

As far as the fight against organized crime is concerned, the Contracting Parties shall agree to carry out co-operation particularly in the sectors here under mentioned:

- a) Constant, detailed and rapid information exchange upon request or on one's own initiative, regarding various forms of organized crime, their facilities, activities and criminal techniques as well as connections among the criminal groups or organizations operating in both countries;

- b) Exchange of operational information not only on drug trafficking but also on the forgery of banknotes and other valuables, theft of works of art and antiques, environmental crimes, including the trafficking in toxic and radioactive substances, the trafficking in arms, illegal immigration and other particularly serious crimes;
- c) Information exchange on money laundering systems and transfer of proceeds of crime, communication of data which may prove useful in an investigation aimed at seizing and confiscating crime proceeds for cases involving both countries, in compliance with principles established by the Vienna Convention of 1988;
- d) Constant and mutual updating on the present threat posed by organized crime, on the national techniques and organizational facilities setup on a national level to fight this phenomenon, also by institutionalizing in both countries, expertise exchange and planning, and organizing joint training courses on specific investigative and operational techniques;
- e) Exchange of Legislative acts and legal tools, scientific, professional and didactic issues on the flight against organized crime;
- f) Constant and mutual exchange of experience in the field of jurisprudence and criminology as well as technologies to secure computer Communications Network.

#### **Article 4**

Under this agreement narcotic drugs are the substance mentioned and described in the single convention on drugs of 30th March, 1961 as amended by the protocol of 25th March, 1972 psychotropic substances are those mentioned and described in the convention on psychotropic substances of 21 February, 1971 "illicit trafficking" refers to the cases provided for under paragraphs 1 and 2, Article 3, of the UN convention against illicit trafficking in drugs and Psychotropic Substances of 28th December 1988.

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(d) In compliance with the national legislation, implementation of investigative and operational techniques in different intervention areas, there including also “controlled deliveries”;

(e) Training methods, utilization of antidrug dog units and procedures for antidrug border checks;

(f) Exchange of Legislative acts and legal tools scientific professional and didactic tissues on the fight against the illicit trafficking in drugs and psychotropic substances

(g) Exchange of the results achieved in the criminalistic field and made available to the other party in compliance with the relevant National legislation, and exchange of samples of new drugs and psychotropic substances.

### **Article 5**

In conformity with the laws in force in the relevant countries and without being prejudicial to the duties deriving from other bilateral for multilateral agreements.

- a) Upon request submitted by the competent bodies of one party the other party can start in which Nations at the competent bodies as two cases involving terrorist assaults already carried out for which have not been committed get organized crime activities money laundering of illegal proceeds as well as illicit trafficking in drugs and psychotropic substances
- b) the requested party shall commit itself to communicate the results of the action started as soon as possible.

The procedures mentioned under letter (a) of this article shall not be started when, according to the requested party, they might jeopardize the security of the country or other primary state interest or might clash with the national legislation.

In this case, the requested party shall commit itself to communicate as soon as possible that it will fail to assist, giving precise reasons for its denial.

### **Article 6**

The Contracting Parties shall agreed on the channel of communication enabling a rapid information exchange regarding the fight against terrorism, organized crime and illicit trafficking in drugs and psychotropic substances. Information exchange shall be carried out in English.

### **Article 7**

The contracting parties shall commit themselves to foster better understanding of their national legislations, including the identification of criminal offences, which represents a crucial tool for a concerted action against terrorism, organized crime and trafficking in drugs and psychotropic substances.

### **Article 8**

The Contacting Parties shall consult in order to adopt joint positions and concerted actions in all the international fora where strategies are discussed or decided to counter terrorism organized crime and trafficking in drugs and psychotropic substances.

### **Article 9**

In accordance with their National legislations, the Contracting Parties shall agree to cooperate in their fight against terrorism, organized crime and trafficking in drugs and psychotropic substances, which shall include also the search for fugitives responsible for committing crimes and the enforcement of deportation without prejudice to the extradition laws.

### **Article 10**

This agreement shall come into force from the date of exchange of notes by which the Contacting Parties will notify their compliance with the Internal requirements provided by the respective legislation for the coming into force of the agreement and it will be in force, unless a denunciation by one of the parties with a notice of at least 6 months be filed.

This agreement may be modified by mutual consent of the Contacting Parties within period of its validity.

In witness thereof the undersigned representatives, duly authorized by their government have signed this agreement:

Done at New Delhi on 6th day of January 1998 in two originals each in Hindi, Italian and English languages, all texts being equally authentic. In case of any divergence in interpretation, the English text shall prevail.

-Sd/-

B.P. Singh.

Home Secretary

On behalf of the

Government of India

-Sd/-

Gaetano Zucconi

Ambassabor of Italy in India

On behalf of the

Government of the  
Republic of Italy

**AGREEMENT FOR MUTUAL COOPERATION  
BETWEEN THE GOVERNMENT OF THE REPUBLIC OF INDIA  
AND  
THE GOVERNMENT OF THE REPUBLIC OF TURKEY  
ON COOPERATION IN COMBATING ILLICIT TRAFFIC IN NARCOTIC  
DRUGS AND PSYCHOTROPIC SUBSTANCES**

The Government of The Republic of India and The Government of The Republic of Turkey (hereinafter referred to as the Parties):

Considering that the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, the Convention on Psychotropic Substances of 1971 and the United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988 form the basis of national and international drug control efforts;

Sharing deep concern over the illicit cultivation, production, processing of and trafficking in narcotic drugs and psychotropic substances in some part of the world affecting the peoples of both countries;

Reaffirming their determination to fight against illicit trafficking in narcotic drugs and psychotropic substances;

Taking into consideration their constitutional, legal and administrative systems and with due respect for the national sovereignty of their respective States;

Have reached mutual understanding on the following points:

**ARTICLE 1**

1- The Parties undertake to cooperate with and assist each other in the prevention, investigation and the prosecution of illicit trafficking in narcotic drugs and psychotropic substances and in the substances frequently used in their illicit production as listed in Table I and Table II in the Annex to The Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988.

2- Keeping in view their position as the only traditional opiate suppliers to other countries for meeting their medical requirements, the Parties agree to share, to the extent possible, information on cultivation of opium poppy and its harvest including information of scientific nature, like production of varieties of opium poppy enriched in alkaloid content, factors affecting opium poppy crop and the technology and methods to counter such factors and the technology of production of concentrate of poppy straw and extraction of alkaloids.

**ARTICLE 2**

1- In order to facilitate the exchange of information and to carry out requests for co-operation, the Parties shall designate nodal agencies. In respect of the Republic of India the nodal agency is the Narcotics Control Bureau and in respect of the Republic of Turkey the nodal agency is the Department of Combating Smuggling and Organized Crime of General Directorate of Security.

2- A list of postal addresses of the nodal agencies and the contact officers is appended as Annexure-I. Normal exchange of information shall be in the relevant formats appended as Annexure II and III. Other information of relevance shall be transmitted in any form suitable for the purpose.

### **ARTICLE 3**

The cooperation between the Parties shall be carried out in accordance with the domestic legislation of the two countries, the Single Convention on Narcotic Drugs of 1961, the Convention on Psychotropic Substances of 1971, the relevant recommendations of the Customs Cooperation Council and the International Convention on Mutual Administrative Assistance for the Prevention, Investigation and Repression of Customs Offences and, where appropriate in accordance with the United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988 and with ICPO/Interpol norms and practices of cooperation.

### **ARTICLE 4**

1- The competent authorities of the Parties shall cooperate with each other to the fullest extent possible and in accordance with their national laws in the fight against illicit trafficking.

2-The competent authorities of the Parties shall exchange, without any delay, detailed informations on the identities of illicit traffickers of narcotic drugs and psychotropic substances and of those who participate in such an offence in any manner.

3-The competent authorities of the Parties shall exchange, without awaiting request and when they deem it as useful, all the information and documents seized while combating smuggling and the abuse of narcotic drugs and psychotropic substances as well as exchange new techniques and developments on such offences and on trafficking methods.

4-Copies of documents of investigation shall be in English.

5- All oral or written information and documents to be exchanged pursuant to this Agreement shall be kept confidential in accordance with the conditions which may be required by the Party supplying them.

6- Information, communications and documents obtained shall be used solely for the purposes of this Agreement. They shall not be used for any other purposes unless the Party supplying them expressly approves such use.

7- In cases of emergency where the request for assistance has not been conveyed in writing, such request shall be later confirmed in writing.

#### **ARTICLE 5**

The competent authorities of the Parties, in accordance with national and international legislation, shall cooperate to implement controlled delivery methods and to conduct mutual operations.

#### **ARTICLE 6**

1-The Parties shall, when necessary, reciprocally invite the officials of each other's competent authorities for consultations with a view to improving cooperation in combating illicit trafficking in narcotic drugs and psychotropic substances.

2-The Parties shall invite, when necessary, the authorities of the other Party to assist the investigation of specific cases of illicit trafficking.

#### **ARTICLE 7**

Keeping in view the objectives of this Agreement and subject to their national law, the Parties shall exchange literature on drug abuse control and texts of their laws and procedures on the subject.

#### **ARTICLE 8**

In order to attain the objectives of this Agreement, the Parties shall hold meetings of working groups as often as required. Financial and material expenses for these meetings shall be borne by the receiving side. The expenditure on international travel shall be borne by the dispatching side.

#### **ARTICLE 9**

For the purposes of this Agreement, drugs are understood to be substances that are included in the schedules appended to the Single Convention on Narcotic Drugs of 1961 as amended by the 1972 Protocol and the Convention on Psychotropic Substances of 1971. Precursors and essential chemicals are those which are included in the Tables annexed to the United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988 and notified as such a substance under the laws of the Parties.

#### **ARTICLE 10**

The Parties shall put samples of the narcotic drugs and psychotropic substances seized their respective territories at the disposal of competent national laboratories with international standards for analysis and examination to determine their origin, when

available, as well as their chemical and physical specifications. Data and conclusions thus obtained shall be exchanged as relevant.

#### **ARTICLE 11**

This agreement may be amended by mutual agreement through exchange of letters between the Parties

#### **ARTICLE 12**

The procedural arrangements for the implementation of this Agreement shall be worked out jointly by the competent authorities of the Parties.

#### **ARTICLE 13**

This Agreement is subject to ratification and shall enter into force on the date of exchange of instruments of ratification.

#### **ARTICLE 14**

This agreement shall be valid for one year and shall automatically be extended per annum unless one of the Parties notifies the other to terminate the Agreement, at least six months before the date of its expiry.

Signed at Ankara on this 17th day of September 1998 in two originals each in Turkish, Hindi and English languages, all texts being equally authentic. In case of doubt, the English text shall prevail.

ON BEHALF OF  
THE REPUBLIC OF INDIA

ON BEHLF OF  
THE REPUBLIC OF TURKEY

**NODAL AGENCIES FOR EXCHANGE OF INFORMATION**

INDIA

Agency : Narcotics Control Bureau,  
1<sup>st</sup> Floor, Wing No. 5,  
West Block-1 , R.K.Puram  
New Delhi - 110066 (INDIA)  
Telex No. :3162755  
Fax No. :6885240

Contact Officer in Delhi: Deputy Director General  
Telephones :6885278 (O)  
674677

Alternate : Deputy Director  
Telephones : 6885226 (O)  
5441944

TURKEY

Agency : General Directorate of Security  
Department of Combatting Smuggling and Organized Crime,  
Konur Sokak No:4006640  
Bakanliklar /ANKARA

Contact Officer in Ankara: Head of Department  
(Department of Combatting Smuggling and Organized Crime)  
Telephone : 00.90.312.4170620  
00.90.312.4192240

**CASES OF ILLICIT TRAFFIC IN DRUGS**

Reference :

Date :

Sender :

1. Name of the seizing agency
2. Type of drug seized
3. Quantity
4. Chemical analysis report
5. Place of seizure
6. Date of seizure
7. Packing, labelling and trade marks
8. Particulars of conveyance used
9. Name and nationality of the custodian /owner of the conveyance
10. Name of company, air-line, ship
11. Mode of concealment
12. Route
13. Place of production/ processing/processing
14. Place where drug contraband / obtained
15. Origin / sources
16. Destination
17. Any equipment / accessories seized
18. Any other information

**PRO FORMA FOR REPORTING ON PERSON(S) INVOLVED IN  
NARCOTICS TRAFFICKING/SMUGGLING**

(In cases implicating more than one person, please use separate form for each)

1. Name and aliases used :
2. Father's name :
3. Sex :
4. Age :
5. Date and place of birth :
6. Nationality :
7. Passport No. :
8. Place/ date of issue :
9. Occupation :
10. Address :
11. Extent of involvement :
12. Previous involvement :
13. Associates :
14. Arrested/Detained :
15. Place of arrest :
16. Judicial or administrative  
measures taken :
17. Attach photocopy of the  
First page of passport :

**SUMMARY OF THE CASE**

(Please indicate details of the case necessary for furtherance of investigation)

**COOPERATION AGREEMENT  
BETWEEN  
THE GOVERNMENT OF REPUBLIC OF INDIA  
AND  
GOVERNMENT OF THE REPUBLIC OF CROATIA  
ON  
COMBATING INTERNATIONAL ILLICIT TRAFFICKING IN NARCOTIC AND DRUGS  
PSYCHOTROPIC SUBSTANCES, INTERNATIONAL TERRORISM AND ORGANISED  
CRIME**

The Government of the Republic of India and the Government of the Republic of Croatia (hereinafter the “Contracting Parties”)

expressing their willingness to strengthen and improve the already existing friendly and cooperative relations between the two States,

expressing their concerns about the danger of spreading of international organized crime, international illicit trafficking in narcotic drugs and psychotropic substances and international terrorism,

respecting the international agreements and legislation existing in both States and without prejudice to (heir previous commitments based on bilateral and multilateral agreements with third countries,

have agreed on the following:

**Article I**

The Contracting Parties shall Cooperate and provide mutual assistance in the following fields:

1. Combating international terrorism;
2. Combating illicit activities concerning weapons, including biological, chemical and radiological weapons, ammunition, explosives, nuclear material and radioactive substances;
3. Combating forgery and counterfeiting of any kind of identity documents;

4. Combating illegal migration, illegal movement of human beings and trade in people;
5. Combating illicit production, consumption-and trafficking in narcotic drugs and psychotropic substances;
6. Combating organized crime;
7. Combating illicit trafficking of cultural objects, valuable stones and metal as well as other valuable items;
8. Combating international illegal economic activities and money laundering including that of proceeds of crime;
9. Combating counterfeiting and forger of bank-notes, credit cards and other financial instruments;
10. Combating financial and taxation frauds:
11. Combating conspiracy in one country to commit any serious crime in another country including the flow of funds to criminal syndicates and terrorist groups.

## **Article 2**

The cooperation between the two Contracting Parties in the above mentioned fields in Article 1 shall be achieved through:

1. Exchange of information and experiences in the field of common interest;
2. Exchange of information and experience in Forensic Sciences and other techniques and methods used in criminal investigations;
3. Exchange of information, knowledge and experiences in the fields of border controls as well as material and technical support to the passport control services in order to detect forged travel documents and prevent illegal entry and illicit migration;
4. Exchange of information for prevention of organized crime in general;
5. Exchange of brochures, publications and results of scientific research in the fields covered by this Agreement.;

6. Exchange of information, experience and assistance on methods used for illicit production of narcotic drugs and psychotropic substances, their international trafficking, concealment and distribution, as well as the methods to combat them, which are mentioned in the paragraph (5) of Article I, in accordance with the Single Convention on Narcotic Drugs of 1961, as amended by the Protocol amending the Single Convention on Narcotic Drugs 1961, the Convention on Psychotropic Substances of 1971 and the 1988 United Nations Convention against Illicit Trafficking in Narcotic Drugs and Psychotropic Substances.

### **Article 3**

In order to improve the effectiveness of cooperation, the Contracting Parties shall hold meetings of experts within the framework of their competence, whenever both agree that it is necessary to deal with urgent and special matters, such as the mass flow of illegal migrants, systematic trafficking in narcotic drugs, weapons and other forms of organised crime. In order to achieve the objective mentioned in Article I the Contracting Parties shall also extend their support and cooperation to each other on request regarding investigation and trial in the court of law.

### **Article 4**

1. Either Contracting Party may deny a request for cooperation under this Agreement totally or partially if the same could endanger its national sovereignty, security, public order or any other essential interest or if it, is contrary to national legislation and intimate the other party regarding the same;
2. The implementation of this Agreement is subject to the national legislation of each Contracting
3. Neither Contracting Party may make public nor transfer to a third country, any confidential information received from the other Contracting Party without the consent of the other Contracting Party.

## **Article 5**

The nodal authorities for the implementation of this Agreement shall be:

For the Republic of India :

- a) The Ministry of Home Affairs
- b) The Narcotics Control Bureau in the Ministry of Home Affairs for matters relating to Combating illicit trafficking in narcotic drugs;

For the Republic of Croatia:

The Office of International Relations of the Ministry of Interior.

## **Article 6**

The Contracting Parties shall communicate mutually, through diplomatic channels for exchange of information In respect of new travel documents, seals and types of entry visas with a view to prevent the use of forged travel documents.

## **Article 7**

1. The Contracting Parties shall set up a Joint Committee, to coordinate the implementation of this Agreement, which shall comprise of the representatives of the Ministry of Home Affairs of the Republic of India and the Ministry of Interior of the Republic of Croatia and other experts concerned with the implementation of this Agreement.

2. The Joint Committee shall meet alternatively, in the Republic of India and Republic of Croatia whenever required after mutual consultations.

## **Article 8**

The Agreement shall not affect the rights and obligations arising from other international agreements signed by the Contracting Parties.

## **Article 9**

1. Each Contracting Party shall bear the expenses incurred by it in its own territory as a result of this cooperation.
2. The Contracting Parties shall communicate with each other in the English language for the sake of convenience.

## **Article 10**

1. This agreement shall enter into force on the date of receipt of the last written notification through diplomatic channels by which live Contracting Parties notify each other that all requirements in accordance with the national legislation of the Contracting Parties for its entry into force have been fulfilled.
2. This Agreement is concluded for an indefinite period of time. Either Contracting Party denounce this Agreement by notifying the other Contracting Party in writing through diplomatic channels. The denunciation shall become effective on the first day of the month following the month in which the notification thereof was received by the other Contracting Party.

In witness whereof the undersigned being duly authorised thereto by their respective Governments have signed this Agreement.

Done at New Delhi on the 4th Day of May, 2001 in two originals, in the Hindi, Croatian and English languages, all text being equally authentic. In case of any divergence in the interpretation of this Agreement, the English text shall prevail.

On behalf of the Government  
of the Republic of India

On behalf of the Government  
of the Republic of Croatia

**AGREEMENT FOR MUTUAL COOPERATION**  
**BETWEEN**  
**THE GOVERNMENT OF THE REPUBLIC OF INDIA**  
**AND**  
**THE GOVERNMENT OF THE REPUBLIC OF**  
**TAJIKISTAN**  
**FOR**  
**DRUG DEMAND REDUCTION AND PREVENTION OF ILLICIT TRAFFICKING IN**  
**NARCOTIC DRUGS, PRECURSORS AND PSYCHOTROPIC SUBSTANCES AND**  
**RELATED MATTERS**

The Government of the Republic of India and the Government of the Republic of Tajikistan (hereinafter referred to as the Contracting Parties);

Considering that the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, the Convention on Psychotropic Substances of 1971 and the UN Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 form the basis for national and international drug control;

Affirming their commitment to the Declaration adopted by the Special Session of the UN General Assembly in June 1998 on Drug Abuse and Illicit Trafficking as an expression of the political will of the nations to combat the drug menace;

Sharing a deep concern over the illicit cultivation, production, processing and trafficking in illicit drugs;

Reaffirming their joint determination to combat the drug menace;

Taking into due consideration their constitutional, legal and administrative systems and respect for the national sovereignty of their respective states;

Have agreed as follows:

**ARTICLE - I**

In furtherance of the objectives of this Agreement, subject to their national laws, the Contracting Parties agree to:-

- (a) Exchange literature on existing laws, rules, procedures, etc. concerning drug abuse control and on amendments which may take place in the existing laws in future.
- (b) Combat drug trafficking, prevent money laundering and cooperate in tracking, identification, freezing, seizure and forfeiture of properties derived from or used in illicit traffic;

(c) Provide for extradition of any offender who has committed in the territory of one of the contracting parties any one or more of the offences enumerated in Article 3 of the 1988 UN Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances which is also an offence in accordance with the domestic law of the country which requests extradition, and found in the territory of the other Contracting Party. The extradition would be subject to the conditions provided for by the law of the requested Party;

(d) Provide, in accordance with their domestic laws, mutual legal assistance where necessary, including, but not limited to, service of summons and other judicial documents, taking testimony of witnesses, exchange of records, articles of evidence, transfer of witnesses or persons who may assist in investigations;

(e) Allow and assist each other in the appropriate use of controlled delivery on case-by-case basis with a view to identifying persons involved in the trafficking including diversion of precursors, essential chemicals and solvents.

## **ARTICLE – II**

The Contracting Parties agree to use their best efforts, consistent with their national laws to take appropriate action, where applicable, to cooperate in measures:-

(a) For exchange of information of operational, technical and general nature between the Competent Authorities of the Republic of India and of the Republic of Tajikistan;

(b) To assist one another in operational matters including employing such investigative technique as may be necessary;

(c) To identify and destroy illegal narcotic drugs processing sites and laboratories and to identify and eradicate illicit cultivation of cannabis and opium poppy wherever found;

d) To regulate and monitor the production, importation, exportation, storage, distribution, and sale of precursors, essential chemicals and solvents which may be used in the illicit manufacturing and production of drugs;

(e) To reduce demand through prevention, treatment and public awareness activities.

(f) To share the resources for training Drug Law Enforcement Officers.

(g) To promptly exchange information about the arrest of the citizens of the contracting parties and provide details of the investigations and prosecutions thereof;

## **ARTICLE - III**

The nature of intelligence/information which may be exchanged between the two countries under this Agreement shall be:

(a) Operational intelligence which may be communicated through the fastest means of communication, viz., Telephone and telex/fax.

(b) Information of a detailed nature which may be communicated through correspondence-in order to build up dossiers in respect of narcotic drugs traffickers, smugglers, suspects, financiers, organizers, etc.

The information shall normally be exchanged in the formats at appendices I & II relating to cases of illicit traffic and persons involved in trafficking respectively. Any other information of significance may be exchanged in any other format as and when necessary.

For exchange of information the contracting parties will use English language.

#### **ARTICLE – IV**

Except with the consent of the party providing the information, the Contracting Parties shall not use information received from the other party, for any purpose other than that for requested and provided and shall not disclose such information to any third Party or to any other entity without the consent of the Party which had provided the information.

#### **ARTICLE – V**

This Agreement shall not affect the rights and obligations arising from other international agreements signed by the Contracting Parties.

#### **ARTICLE – VI**

For effective operation of this Agreement the Contracting Parties may hold meetings between experts whenever considered necessary by mutual consent.

#### **ARTICLE – VII**

The Competent organs of the contracting parties shall cooperate in working out and in the introduction of new methods of control over legal transactions on narcotic drugs, psychotropic substances and precursors and the treatment and social rehabilitation of addicts.

### **ARTICLE — VIII**

The contracting parties through their competent organs shall cooperate in training and re-training of personnel, exchange specialists and experts in the field of control over narcotics and exchange lists of narcotic drugs, psychotropic substances and precursors and inform each other of any changes included in them.

### **ARTICLE – IX**

The parties will carry out export - import operations connected with narcotic drugs, psychotropic substances and precursors for legal purposes within the scope of the international conventions in the field of control over narcotics.

### **ARTICLE - X**

For the implementation of this Agreement and exchange of any information the Competent Authorities shall be;

1. For the Republic of Tajikistan

- Agency on Drugs Control under the President of the Republic of Tajikistan (Chief Coordinator);
- Ministry of Foreign Affairs of the Republic of Tajikistan;
- Ministry of Internal Affairs of the Republic of Tajikistan;
- Ministry of Security of the Republic of Tajikistan;
- Ministry of Health of the Republic of Tajikistan;
- Customs Committee under the Government of the Republic of Tajikistan;

- Committee on State Border Protection under the Government of the Republic of Tajikistan
2. For the Republic of India
- The Director-General,  
Narcotics Control Bureau,  
1<sup>st</sup> Floor, Wing No.5, West Block-1,  
R.K. Puram, New Delhi-110 066.  
Tel..No. 91-11-6181090  
Telex No. 91-11-3162755  
Fax No. 91-11-6185240
  
  - The Narcotics Commissioner of India,  
Central Bureau of Narcotics,  
19, The Mall, Morar,  
Gwalior-474 006, Madhya Pradesh.  
Tel. No. 91-0751-368121  
91-0751-369437  
Fax No. 91-0751-368111

#### **ARTICLE - XI**

For the purpose of this Agreement Narcotic Drugs and Psychotropic Substances are understood to be the substances that are scheduled or described in the Single Convention on Narcotic Drugs 1961, as amended by the Protocol of 1972 and Convention on Psychotropic Substances, 1971. Precursors, essential chemicals and solvents are those substances included in the Tables referred to in Article 12 of the UN Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 or any other substances as may be mutually agreed upon.

#### **ARTICLE - XII**

This Agreement will come into force on expiry of 30 days after getting the second written notification on implementation by the contracting parties of the procedures necessary for its coming into force and shall remain valid till the revocation of this agreement by one of the contracting parties by at least three month's advance written notification.

In witness whereof the undersigned being duly authorized thereto by their respective Government have signed this Agreement.

Done at NEW DELHI on this 10th May 2001 in two originals each in the Hindi, English and Tajik languages, all texts being equally authentic. In case of doubt, however, the English text shall prevail.

For the Government of the  
Republic of India

For the Government of the  
Republic of Tajikistan

**AGREEMENT ON MUTUAL COOPERATION**  
**BETWEEN**  
**THE GOVERNMENT OF THE REPUBLIC OF INDIA,**  
**AND**  
**THE GOVERNMENT OF LAO PEOPLE'S DEMOCRATIC REPUBLIC**  
**ON**  
**DRUGS AND REDUCTION AND PREVENTION OF ILLICIT**  
**TRAFFICKING IN NARCOTIC DRUGS AND PSYCHOTROPIC**  
**SUBSTANCES AND RELATED MATTERS**

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The Government of the Republic of India and the Government of Lao People's Democratic Republic (hereinafter referred to as the Contracting Parties);

Considering that the Single Convention on Narcotic Drugs of 1953, as amended by the 1954 Protocol, the Convention on Psychotropic Substances of 1971 and the UN convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 form the basis for national and International drug control;

Affirming their commitment to the Declaration adopted by the Special Session of the UN General Assembly in June 1998 on Drug Abuse and Illicit Trafficking as an expression of the political will of nations to combat the drug menace;

Sharing a deep concern over the illicit cultivation, production, processing and trafficking in illicit drugs;

Reaffirming their joint determination to combat the drug menace;

Taking into due consideration their constitutional, legal and administrative system and respect for the national sovereignty of their respective State;

Have agreed as follows:

## **ARTICLE— I**

In furtherance of the objectives of this Agreement, subject to their national laws, the Contracting Parties agree to:

- (a) exchange literature on existing laws, rules, procedures, etc. concerning drug abuse control and on amendments which may take place in the existing laws in future;
- (b) combat drug trafficking, prevent, money laundering and cooperate in tracing, identifying, freezing, seizing and forfeiting of properties derived from or used in illicit traffic;
- (c) provide, in accordance with their domestic laws, mutual legal assistance where necessary, including, but not limited to, service of summons and other judicial documents, taking testimony of witnesses, exchange of records, articles of evidence;
- (d) allow and assist each other in the appropriate use of controlled delivery on case by-case-basis with a view to identifying persons involved in the trafficking including diversion of precursor, essential chemicals and solvents.

## **ARTICLE— II**

The Contracting Parties agree to use their best efforts, consistent with their national laws, to take appropriate action, where applicable, to cooperate in measures:

- (a) for exchange of information of operational, technical and general nature between the Competent Authorities of the Republic of India and of Lao PDR;
- (b) to assist one another in operational matters including employing such investigative technique as may be necessary;
- (c) to identify and destroy illegal, narcotic drugs processing sites and laboratories and to identify and eradicate illicit cultivation of cannabis and opium poppy wherever found;
- (d) to regulate and monitor the production, importation, exportation, storage, distribution and sale of precursors, essential chemicals and solvents which may be used in the illicit manufacture and production of drugs;
- (e) to exchange information and collaborate in reducing the demand for drugs through prevention, awareness education and community based programmes, treatment and rehabilitation;

- (f) to share resources for training Drug Law Enforcement Officers;
- (g) To promptly exchange information about the arrest of the citizens of one 'Contracting Party' in the territory of the other and to provide further information on investigations, prosecutions and related matters;
- (h) Exchange information on licit production and use of narcotic raw materials and opiates by the drug industry so as to help maintain a balance between global demand and supply of narcotic drugs and identify means to promote bilateral trade.

### **ARTICLE— III**

The nature of intelligence/ information which may be exchanged between the two countries under this Agreement shall be:

- (a) Operational intelligence which may be communicated through the fastest means of communication, viz., telephone, telex/ fax and email.
- (b) Information of a detailed nature which may be communicated through correspondence in order to build up dossiers in respect of narcotic drugs traffickers, smugglers, suspects; financiers, organizers, etc.

The information shall normally be exchanged in the formats at appendices I & II relating to cases of illicit traffic and persons involved in trafficking respectively. Any other information of significance may be exchanged in any other format as and when necessary.

Information between the Contracting Parties under this Agreement will be conveyed in English.

### **ARTICLE— IV**

Except with the consent of the Party providing the information, the Contracting Parties shall not use information received from the other Party, for any purpose other than that for which the information was other requested and provided, and shall not disclose such information to any third Party or to any other entity without the consent of the Party which had provided the information.

#### **ARTICLE— V**

This Agreement shall not affect the rights and obligations arising from other international agreements signed by the Contracting Parties.

#### **ARTICLE— VI**

For effective operation of this Agreement the Contracting Parties may hold meetings between experts whenever considered necessary by mutual consent.

#### **ARTICLE— VII**

The Competent organs of the contracting parties shall cooperate in working out and in introduction of new methods to control illegal transactions in narcotic drugs, psychotropic substances and precursors and the treatment and social rehabilitation of addicts.

#### **ARTICLE— VIII**

The contracting parties through their competent organs shall cooperate in training and re-training of personnel, exchange specialists and experts in the field of control over narcotics and exchange national lists of narcotic drugs, psychotropic substances and precursors and inform each other of any changes included in them.

#### **ARTICLE— IX**

The Parties will carry out export-import operations connected with narcotic drugs, psychotropic substances and precursors for legal purposes within the scope of the international conventions in the field of control over narcotics.

#### **ARTICLE— X**

For the implementation of this Agreement and exchange of any information the Competent Authorities shall be:

1. For Lao PDR:

As given in Appendix- III

2. For the Republic of India

As given in Appendix- IV

#### **ARTICLE— XI**

For the purpose of this Agreement, Narcotic Drugs and Psychotropic Substances are understood to be the substances that are scheduled or described in the Single Convention on Narcotic Drugs, 1961 as amended by the Protocol of 1972 and Convention on Psychotropic Substances, 1971. Precursors, essential chemicals and solvents are those substances included in the Tables referred to in Article 12 of the UN Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 or any other substances as may be mutually agreed upon.

#### **ARTICLE— XII**

Any amendment to or revision of this agreement shall be in writing and shall enter into force in accordance with the procedures stipulated for entry into force of this agreement.

### **ARTICLE — XIII**

Any dispute as to the interpretation or implementation of this agreement shall be resolved by both parties through negotiation or consultation.

### **ARTICLE—XIV**

This agreement shall come into force on expiry of 30 days after getting the second written notification on implementation by the contracting parties of the procedures necessary for its coming into force and shall remain valid till the revocation of this agreement by one of the contracting parties by at least three months' advance written notification.

In witness whereof the undersigned being duly authorized thereto by their respective Governments have signed this Agreement.

Done at Vientiane on this Sixth day of November in the year Two Thousand and Two in two originals each in the Hindi, Lao, and English languages, all texts being equally authentic. In case of doubt, however, the English text shall prevail.

FOR THE GOVERNMENT OF  
THE REPUBLIC OF INDIA

YASHWANT SINHA,  
MINISTER OF EXTERNAL AFFAIRS

FOR THE GOVERNMENT OF  
THE LAO PEOPLE'S, DEMOCRATIC  
REPUBLIC

SOMSAVAT LENGSAVAD  
DEPUTY PRIME MINISTER AND  
MINISTER OF FOREIGN AFFAIRS

## APPENDIX II

### PRO FORMA FOR REPORTING ON PERSON(S) INVOLVED IN NARCOTICS TRAFFICKING /SMUGGLING

(In cases implicating more than one person, please use separate form for each)

1. Name and aliases used
2. Father's name
3. Sex
4. Age
5. Date and place of birth
6. Nationality
7. Passport No
8. Place/date of issue
9. Occupation
10. Address
11. Extent of involvement
12. Previous involvements
13. Associates
14. Arrested/Detained
15. Place of arrest
16. Judicial or Administrative measures taken
17. Attach Photocopy of the first page of passport

#### SUMMARY OF THE CASE

(Please indicate details of the case necessary for furtherance of investigation)

**COMPETENT AUTHORITIES FOR THE LAO, PDR**

**(As mentioned in Article X)**

Lao National Commission For Drug Control & Supervision (LCDC)

P.O. Box no. 6559

Km. 3, Thadeua Road,

Vientiane, Lao PDR.

Tel no. : (856-21) 351030/031

Fax: (856-21) 351033

**Competent authorities for the Republic of India)**

**(As mentioned in Article X)**

The Joint Secretary,  
Ministry of Finance & Company Affairs,  
Department of Revenue,  
North Block, New Delhi-110001.  
Tel/Fax No: 91-11-3094595

The Director-General,  
Narcotics Control Bureau,  
1st Floor, Wing No.5,  
West Block-1, R.K. Puram,  
New Delhi-110 066.  
Tel.No. 91-11-6181090  
Telex No. 91-11-3162755  
Fax No.91-11-6185240

The Narcotics Commissioner of India,  
Central Bureau of Narcotics,  
19, The Mall, Morar,  
Gwalior-474 006  
Madhya Pradesh.  
Tel.No. 91-0751-368121, 91-0751-369437  
Fax No. 91-0751-368111/368577  
E-Mail: narcom@gwr1.dot.net.in(NC)

The Chief Controller of Factories,  
Government Opium & Alkaloid Factories,  
27, Saraswati House,  
Nehru Place, New Delhi  
Tel.No. 6420841; Fax No.6485186

The Joint Secretary  
(Social Defence Division),  
Ministry of Social Justice & Empowerment,

6 Floor, A Wing, Shastri Bhawan,  
New Delhi-110001

Tel.No. 3381543; Fax No. 3384918

Relating to demand reduction (including  
Prevention, identification, community based  
Treatment and rehabilitation)

**AGREEMENT**  
**between**  
**The Government of the Republic of India**  
**and**  
**The Government of the Republic of Poland**  
**On Co-operation in Combating Organised Crime and International Terrorism**

The Government of the Republic of India and the Government of the Republic of Poland, hereinafter called "the Contracting Parties",

Recognizing the need to develop and strengthen friendship bonds and joint, co-operation;

Deeply concerned with the expansion of organised crime and International terrorism;

Looking forward to strengthen and develop the co-operation in combating these crimes;

Convinced about the high importance of the cooperation aimed at an effective combating of organised crimes and international terrorism and looking forward to strengthen and develop co-operation;

Directed by the Principle of equality, reciprocity and mutual benefit;

Have agreed as follows:

**Article 1**

The Contracting Parties, In accordance with their domestic laws, shall co-operate in combating all types of serious crimes and prosecuting criminals, especially those engaged in organised crime in the following fields:

- 1) offences against life and health;
- 2) offences against property of significant value;
- 3) illegal production, distribution, and trade in narcotic and psychotropic substances or their precursors as well as their smuggling;
- 4) terrorism;
- 5) illegal migration and smuggling of persons;
- 6) trafficking in persons;
- 7) Illicit trade In armaments, ammunitions, and explosives;
- 8) thefts of radioactive and nuclear substances as well as their Illegal trade;

- 9) thefts of works of art, mechanical vehicles, and other properties, as well as their smuggling;
- 10) counterfeiting and forgeries of money, cheques, securities, and other financial instruments and introducing them into, circulation;
- 11) economic offences particularly relating to taxation, banking system, money laundering, as well as relating to funding of international terrorism.

## **Article 2**

For the purpose of the realisation of the co-operation in the above mentioned fields, and in compliance with their own legal regulations, the Contracting Parties shall:

- 1) exchange personal data about criminals engaged in organised crimes, especially including data about instigators, abettors and conspirators, about connections between criminals, structures of criminal groups and organisations, typical behaviours of individual criminals and groups, circumstances of the crimes, especially the time, place, method of committing the crime, subject and special features of the crime, as well as violated penal law regulations and undertaken activities if it is necessary to fight against organised crimes or counteracting a threat to the public security which may be serious in the given case;
- 2) extend operational co-operation between respective authorities of the two countries in the field of prevention and combating of organised crime, international terrorism and drug trafficking;
- 3) exchange experiences and information especially about international criminal methods, as well as new forms of criminal activities;
- 4) exchange documentation, publications and results; of scientific research in the field of prevention and combating crime.
- 5) organize exchange of experts aimed at professional training, especially in the field of investigative techniques and methods to combat crimes.

## **Article 3**

The Contracting Parties shall fight against crimes connected with narcotics, and especially the illegal growth, production, exportation, importation, and transit, as well as trafficking in narcotic drugs, psychotropic substances and precursors and chemicals used in the manufacture of narcotic drugs and psychotropic substances (hereinafter referred

to as "narcotics") within the framework of the United Nations Convention against illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988. In particular the Contracting Parties shall take following steps in accordance with their domestic law;

- 1) transfer personal data of persons participating in the illicit production and trafficking of narcotics, information about hide-outs and transportation means, methods of work, places of origin and destination of the narcotics, as well as Information about specific details of the given cases;
- 2) render mutual assistance in operational matters including employing special investigative techniques such as controlled delivery with a view to identifying person involved in such offences;
- 3) transfer information about methods of smuggling narcotics;
- 4) exchange results of research in the field of prevention and combating crime relating to illicit production, trafficking and abuse of narcotics;
- 5) transfer samples of new narcotics and other dangerous substances, both of plant origin and synthetic on mutual request;
- 6) exchange experiences, material and equipment used In the Illicit production and trafficking in narcotics;
- 7) undertake any other joint activities aimed at combating the illegal production and trafficking in narcotics.

#### **Article 4**

Where it is considered necessary to combat terrorist crimes or to combat serious threats to the public security of either Contracting Party, the Contracting Parties hereby undertake, in accordance with their respective laws and regulations, to exchange information and intelligence about terrorist and organised criminal groups which plan to commit or have committed terrorist acts, including their methods of operation.

#### **Article 5**

For the purpose of fighting against illegal migration and smuggling of persons, the Contracting Parties shall exchange information, including patterns of seals placed in passports and other travelling documents, as well as types of visas necessary to prevent and combat these crimes.

## **Article 6**

1. The co-operation defined in this Agreement shall be implemented by direct contacts between the Central Authorities of the Contracting Parties and by persons appointed by them:

2. The Central Authorities shall be the following:

(I) On the part of the Republic of India:

a) Ministry of Home Affairs,

b) Narcotic Control Bureau under the Department of Revenue, Ministry of Finance- for the purpose of Article 3.

(II) On the part of the Republic of Poland:

a) the Minister competent for internal affairs,

b) the Minister competent for public finances,

c) the Minister competent for financial institutions,

d) the Chief of the Internal Security Agency,

e) the Chief Commander of the Police,

f) the Chief Commander of the Border Guard;

## **Article 7**

To further enhance co-operation pursuant to the present Agreement, the Central Authorities of the Contracting Parties may conclude additional technical protocols within the scope of the present Agreement.

## **Article 8**

1. The Contracting Parties in conformity with their domestic legislation, shall ensure secrecy of the information transferred to each other if the information was marked by the transferring Party with a confidentiality clause.
2. All transferred information and supporting material may be made available to a third country only with the written consent of the transferring Party.
3. In case of an unintended leak or threat of leak of classified information presented by one Contracting Party, the other Contracting Party shall immediately inform the transferring Party about it as also about the measures undertaken to prevent the same.
4. Both Contracting Parties, in conformity with their domestic legislation shall protect transferred personal data in particular against unauthorised access or use for purposes other than for which it was transferred.

### **Article 9**

Contracting Parties may hold consultations in order to ensure efficiency of the cooperation specified in Article 1 - 5 of the present Agreement.

### **Article 10**

The present Agreement shall not affect the obligations of either Contracting Party under any other bilateral or multilateral agreement.

### **Article 11**

The present Agreement does not constitute obstacles to introduce or develop other forms and methods of co-operation in the field of combating organised crime that can be accepted by both Contracting Parties.

### **Article 12**

1. If one of the Contracting Parties claims that an execution of the request or a realisation of a joint undertaking could violate its sovereignty, threaten its security or other important interests, or violate rules of its legal order, it can partially or totally reject the co-operation sought or make it dependent on meeting certain conditions.

2. The Contracting Parties shall enter into consultations and arrange meetings of experts in furtherance of the present Agreement at a mutually convenient time and place and, for this purpose names of experts will be finalized by both Contracting Parties as mutually agreed.

### **Article 13**

Costs of the execution of request for co-operation under the present Agreement shall be covered by the Contracting Party in whose territory they have arisen, unless the respective authorities of the Contracting Parties agree otherwise in specific cases.

### **Article 14**

The English language shall be the language of communication between the Contracting Parties for the purpose of co-operation under the present Agreement.

### **Article 15**

The present Agreement shall be approved in accordance with the laws of the Contracting Parties and it shall enter into force thirty days after exchanging notes confirming the approval.

### **Article 16**

The present Agreement has been concluded for an unlimited period of time. It can be terminated by means of a proper notification by either Contracting Party. In such a case, it will cease to be in force six months after such a notice.

IN WITNESS WHEREOF, the undersigned, being duly authorised thereto, have signed this Agreement.

Done at. Delhi this day 17 of February two Thousand and Three in two originals, each in the Hindi, Polish and English languages. All the texts shall have the same authenticity. In case of differences in their interpretation, the English text shall prevail.

For the Government of the  
the Republic of India

For the Government of  
the Republic of Poland

**Agreement between the Government of the Republic of India and the Government of the State of Israel on cooperation in combating illicit trafficking and abuse of Narcotic Drugs and Psychotropic Substances**

The Government of the Republic of India and the Government of the State of Israel hereinafter referred to as "the Parties".

Bearing in mind the existing friendly relations between the two countries;

Recognising the importance of bilateral cooperation in the prevention of illicit trafficking in the narcotic drugs and psychotropic substances.

Recalling the United Nations convention against illicit trafficking in narcotic drugs and psychotropic substances of 1988, the single convention on narcotic drugs of 1961 as modified by the protocol of 1972, and the convention on psychotropic substances of 1971;

Greatly concerned by the universal suffering caused by the views of narcotic drugs and psychotropic substances;

Desiring to father Promote the cooperation between the parties in combating illicit trafficking in narcotic drugs and psychotropic substances, and to strengthen cooperation and channels of communication between their appropriate law enforcement authorities;

Conscious of the mutual advantages of such Corporation for both parties;

Have agreed on the following

**Article 1**

1. The parties shall cooperate with and assist each other
  - a) In the prevention and prosecution of illicit trafficking in narcotic drugs and psychotropic substances and in substances used in their illicit manufacture as enumerated in the single convention on narcotic drugs of 1961 as modified by the protocol of 1972, the convention on psychotropic substances of 1971 and the convention against illicit traffic in narcotic drugs and psychotropic substances of 1988, in accordance with the national legislation of the two parties;

b) In drug abuse control as well as in treatment and rehabilitation of drug addicts.

2. In this respect the parties shall endeavour to

- a) Exchange information and details concerning the use and illicit trafficking in narcotic drugs and psychotropic substances and precursor, chemicals and the modalities to combat them;
- b) Co-ordinate the activities of their respective Agencies concerned with the prevention of use and illicit trafficking in narcotic drugs and psychotropic substances and precursor Chemicals as well as the criminal activities;
- c) Share their knowledge and experience and mutually Promote study and research in the areas of prevention and methods and organisational structure relating to the use of narcotic drugs and psychotropic substances and precursor Chemicals;
- d) Send Each Other reports of origin and analysis of narcotics substances and psychotropic substances and precursor, Chemicals seized and copies of Investigation documents, and also mutually exchange information on this matter, to the extent that the matter concerns the other party;
- e) Organise meetings, lectures, seminars and courses for training workers in the field of the fight against drugs.

3. The party's shall, when necessary, reciprocally invite officials of each others competent authorities for consultation with a view to improve cooperation in combating illicit trafficking in narcotic drugs and psychotropic substances.

4. The competent authorities responsible for the implementation of the agreement in Israel are (1) special operations division/intelligence department Interpol-Israel police; (2) Israel police attache South-east Asia and the Pacific; (3) Israel anti-drug authority, and in India (1) Ministry of Finance, department of Revenue, narcotics control division; (2) Ministry of Home Affairs (3) narcotic control Bureau and (4) Central Bureau of narcotics.

## **Article 2**

The cooperation within this agreement shall also cover an exchange of information on new National laws and international conferences or meeting held in each other's country in areas covered by this agreement.

### **Article 3**

1. The cooperation in the area covered by this agreement shall be subject to, and be carried out in accordance with the National legislation of the two countries. In such Corporation, the party shall also endeavor to comply with the ICPO/INTERPOL norms and practices to the extent applicable under their national legislation.

2. The cooperation in the field of narcotic drugs, psychotropic substances, precursors and chemicals used in the illicit manufacture of narcotic drugs and psychotropic substances shall take place in accordance with the provisions of the single convention on narcotic drugs of 1961, as modified by the protocol of 1972, the convention on psychotropic substances of 1971, as well as the United Nations convention against illicit trafficking in narcotic drugs and psychotropic substances of 1988 to the extent applicable under their National legislation.

### **Article 4**

Within the framework of the cooperation in the areas covered by the agreement, drug enforcement, police and Customs experts may be exchanged between the competent authorities of the parties

### **Article 5**

The parties shall cooperate in exchanging experience on the use of Advanced technology and the practical utilisation of means and methods, and shall cooperate in organizing seminars for the law enforcement authorities.

### **Article 6**

An India Israel joint committee composed of representatives of both parties shall be established and shall meet at any time when necessary, at the request of either party, alternately in Jerusalem and New Delhi.

The committee shall be responsible for coordinating the activities under the agreement, and may include, when needed, expert designated, by the competent authority is responsible for the implementation of this agreement.

Unless otherwise agreed financial and material expenses for these meeting shall be Borne by the receiving side the expenditure on travel and lodging shall be Borne by the sending side.

#### **Article 7**

Information or data provided by one party to the other in accordance with this agreement shall be kept confidential and may not be revealed to any party not be used for any purpose other than the one for which it is provided without the prior consent of the party which provided the information or data

#### **Article 8**

The procedural arrangements for the implementation of the agreement shall be worked out jointly by the competent authorities of the parties.

#### **Article 9**

This agreement shall be valid for a period of 3 years and shall be automatically renewed each time there after for a period of one year, unless one of the parties notifies the other party, in writing 3 months before its expiry date, of its intention to terminate the agreement.

## Article 10

This agreement shall enter into force on the date of the second of the diplomatic notes by which the parties notify each other that their legal requirements for the entry into force of the agreement have been complied with.

Done at New Delhi on the ninth day of September 2003, which corresponds to 12th day of ELUL 5763, in two original copies in the Hebrew, Hindi and English languages, all text being equally authentic. In case of divergence of interpretation, the English text shall prevail.

-Sd/-

On behalf of the  
Government of India

-Sd/-

On behalf of the  
Government of the  
Republic of Israel

**AGENCIES FOR EXCHANGE OF INFORMATION**

**INDIA**

**AGENCIES**

The Joint Secretary  
Ministry of Finance,  
Department of Revenue,  
Narcotics Control Division,  
North Block, New Delhi-110001.  
Tel/Fax No: 91-11- 23094595

The Director-General,  
Narcotics Control Bureau,  
1 Floor, Wing No.5,  
West Block-1,  
R.K. Puram,  
New Delhi-110 066 (India).  
Telex No. 91-11-23162755  
Fax No.91-11-26185240

Contact Officer in Delhi :Deputy Director-General,  
Telephones: 26181090 (0)  
26251994 (R)

Alternate:Deputy Director  
Telephones: 26185227 (0)  
26250048 (R)

The Narcotics Commissioner of India,  
Central Bureau of Narcotics,  
19, The Mall, Morar,  
FAX No. 0091-751-368111/368577  
Telex0786-202  
Gram: NARCOM  
E-Mail: narcom@gwrl.dot.net.in

## **ISRAEL**

1.Special Operations Division/Intelligence Department, Israel Police  
National Police HO  
Jerusalem  
Telephone : 972-2-5309240  
Fax: : 972-2-5308158

2.Israel Police Attache, South - East Asia & the Pacific (Bangkok)  
Telephone: 66-22049262/0  
Fax: 66-22049265

3.The Israel Anti-Drug Authority  
7, KanfeiNesharim ST,  
GivatShaul  
P.O. Box 3985  
Jerusalem, 91039  
Telephone 972-2-5675933  
Fax 972-2-6513956

**AGREEMENT  
BETWEEN  
THE GOVERNMENT OF THE REPUBLIC OF INDIA  
AND  
THE ROYAL GOVERNMENT OF THE KINGDOM OF CAMBODIA  
ON  
COMBATING INTERNATIONAL TERRORISM ORGANISED  
CRIME AND ILLICIT DRUG TRAFFICKING**

The Government of the Republic of India and the Royal Government of the Kingdom of Cambodia hereinafter referred to as "Parties";

Guided by the traditional friendly relations between the two countries and their endeavour to contribute to the further development of their bilateral relations.

Deeply concerned with the expansion of Organized Crime and International Terrorism.

Convinced of the need to enhance bilateral cooperation in combating international terrorism, transnational organized crime and illicit drug trafficking.

Recognizing the mutual advantages of such cooperation for both Parties in accordance with their national laws and regulations;

Taking into consideration the relevant international treaties to which both are Parties:

Desiring to improve the effectiveness of both countries in the prevention, investigation, prosecution and suppression of crime including crime relating to terrorism and drug trafficking and to establish a framework for enhancing cooperation between the officials of intelligence and law -enforcement agencies of the Parties.

Have agreed on the following.

**Article I**

The Parties shall within the framework of the Agreement and subject to their domestic laws and regulations cooperate in combating international terrorism illicit trafficking in narcotic drugs and psychotropic substances including their precursor chemicals and provide each other with the widest measure of the Mutual Legal Assistance in the investigation, prosecution and suppression of crime.

## **Article 2**

The Parties have resolved to cooperate in their joint fight against terrorism in all its forms and to this end shall:

- (a) exchange information and intelligence on the activities of any terrorist groups and their associates including those providing front or cover to individuals or groups engaged in the planning, promoting or executing acts of terrorism against the Parties as well as those which may operate from or use the territories of either Party;
- (b) identify and exchange information on any sources of financing of terrorism which may be located in the territory of either Party and take steps to seize and confiscate the sources of financing of terrorism;
- (c) coordinate approach to combating international terrorism;
- (d) cooperate and share experience in areas of hijack termination, hostage rescue and negotiations and protection of MPs and innocent victims;
- (e) facilitate cooperation in preventing access to arms, explosives, and other prohibited substances for terrorist activities;
- (f) enhance cooperation and intelligence sharing between the law enforcement agencies of the Parties;
- (g) provide mutual assistance including exchange of professional expertise and training of security and law enforcement personnel and organizing seminars and conferences etc.; and
- (h) address any other matter in this agreement as mutually agreed upon.

## **Article 3**

- (1) For the purpose of this Agreement, crime will include all offences so created by legislature of the respective Party.
- (2) The Parties shall provide each other the widest measure of mutual legal assistance in the investigation; prosecution and suppression of crime, including crimes related to terrorism.

- (3) The assistance shall include but not be limited to:
1. Measures to locate, restrain, forfeiting or confiscating the means and resources of financing terrorism, or the proceeds of crime;
  2. Taking of evidence or obtaining statements of persons;
  3. Providing information, documents and other records including criminal and judicial records:
  4. Communicating information available with each Party about criminal acts either committed or being planned to committed within the territory of the other Party:
  5. Executing requests for search and seizure:
  6. Delivery or lending of exhibits;
  7. Serving of documents seeking attendance of persons;
  8. Exchanging the names of the persons criminally convicted in serious crimes:
  9. Locating and identifying persons and objects;
  10. Any other assistance consistent with objectives of this Agreement.
- (4) For the purpose of Article 3(1) above,
- (a) "Proceeds of crime" means any property that is derived or realized directly or indirectly by any person from an offence or the value of any such property.
  - (b) "Property" includes money of all kinds of movable or immovable, tangible or intangible property, and includes any interest in such property.
  - (c) "Confiscation" means any measures resulting in the deprivation of property by conclusive decision.

## **Article 6**

The Parties shall set up a Coordination Committee including representatives of law enforcement agencies to promote and review the cooperation within the terms of this Agreement. The Committee shall meet at least once every year on mutually convenient dates and the venue of the meetings shall alternatively be in India and Cambodia.

## **Article 7**

The Coordination Committee shall lay down the detailed modalities and specify law enforcement agencies on either side to exchange operational intelligence in the field of terrorism and drug trafficking including their office address, contact telephone numbers fax, and other relevant details to facilitate contact on priority basis. Similarly, nodal authorities shall be specified for cooperation and mutual assistance in the filed of crime.

### **Article 8**

1. The Coordination Committee shall observe complete confidentiality in the conduct of its work.
2. Any confidential information provided by one Party pursuant to this Agreement shall not be passed on or disclosed to a third party without the express consent of the former Party.

### **Article 9**

Either Party may deny a request for cooperation, in whole or in part, if that request affects its national sovereignty, endangers its security or violates its laws and regulations. .

### **Article 10**

Any dispute arising out of the interpretation of this Agreement shall be settled through negotiations between the Parties through Diplomatic channels.

### **Article 11**

The provisions of this Agreement shall not affect the obligations assumed by Parties pursuant to other bilateral or Multi-lateral Agreement to which they are parties.

## Article 12

This Agreement may be amended or revised, as deemed necessary, by mutual written consents of the Parties.

## Article 13

1. This Agreement shall come into force from the date of its signature and shall remain in force for an indefinite period.
2. Either Party may at any time terminate this Agreement by giving six months advance written notice to the other Party indicating its intention-to terminate this agreement. The Agreement shall cease to have effect on the expiry of the six months period.

The undersigned, being duly authorized thereto by their respective Governments, have signed this Agreement.

Done at New Delhi on the 16th day of December in the year 2005, in two originals each in Hindi, English and Khmer language. All the texts being authentic, in case of any divergent interpretation, the English text shall prevail.

-signed-

For the Government of  
the Republic of India

-signed-

For the Royal Government of  
Kingdom of Cambodia

**AGREEMENT FOR MUTUAL COOPERATION BETWEEN  
THE GOVERNMENT OF PEOPLE'S REPUBLIC OF BANGLADESH  
AND  
THE GOVERNMENT OF THE REPUBLIC OF INDIA  
FOR  
PREVENTING ILLICIT TRAFFICKING IN NARCOTIC DRUGS AND PSYCHOTROPIC  
SUBSTANCES AND RELATED MATTERS**

The Government of the People's Republic of Bangladesh and Government of the Republic of India, (hereinafter referred to as contracting parties): -

Considering that the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 protocol, (lie Convention on Psychotropic Substances of 1971, and the UN Convention Against illicit Trafficking in Narcotic Drugs; and Psychotropic Substances, 1988 form the basis for national and international drug control;

Reaffirming their joint determination to fight against drug abuse and illicit trafficking in strict conformity with international law, and respect for the sovereignty-and territorial integrity of States and FOR the principle of non-interference in the internal affairs of States;

Taking into consideration due Constitutional, Legal and administrative systems existing in either country;

Have agreed as follows:-

**ARTICLE - I**

The contracting parties shall use their best efforts, consistent in their national laws and narcotics control situations, taking appropriate action, where applicable, to cooperate with each other using following measures:

- a) Exchange of information of operational, technical and general nature between the nodal enforcement agencies of India and of the People's Republic of Bangladesh;
- b) Assisting one another, upon request, in operational matters, including employing such investigative techniques as may be necessary for interdicting all types of narcotic and synthetic drugs;

- c) Identifying and destroying illegal drug processing sites and laboratories and to identify and eradicate illicit cultivation of cannabis and opium poppy wherever found;
- d) Regulating and monitoring the production, importation, exportation, storage, distribution and sale of precursors, essential chemicals and solvents which may be used in illicit manufacturing and production of narcotic drugs;
- e) Reducing demand through prevention, treatment and public awareness activities.

## **ARTICLE - II**

The Contracting Parties, recognizing that medicinal drugs like phensedyl, morphine, pethidine, tidigesic injection (Buprenorphine) and preparations of psychotropic substances are being abused by the drug addicts, attach due importance to the control of such medicinal drugs and shall take appropriate action and extend cooperation in the following areas:

- a) Assessment of the nature and extent of the abuse of medicinal drugs;
- b) Exchange of information on trafficking routes, seizures, arrests, origins and sources of medicinal drugs recovered from illegal possessions;
- c) Regulate and monitor the production, importation, exportation, storage, distribution, sale, possession and use of medicinal drugs under the existing legal and administrative systems;
- d) Arrange, whenever felt necessary by the contracting parties, joint inspection of the whole gamut of activities relating to production and dispensation of medicinal drugs with a view to determine the level of licit and illicit supply of such drugs;
- e) Assist one another, upon request, in operational matters including undertaking such investigative measures as may be necessary for eradication of the sources of illicit supply of medicinal drugs;
- f) Hold meetings between the two nodal agencies of the two contracting parties to review the prevalence of medicinal drugs for abuse and addiction from time to time; and
- g) Harmonize, where applicable and feasible, the control provisions of national laws in- respect of medicinal, drugs and their ingredients.

## **ARTICLE - III**

For the purpose of this agreement, drugs shall be understood to be the substances that are scheduled- or described in the Single Convention on Narcotics Drugs, 1961, as amended by the Protocol of 1972, and Convention on Psychotropic Substances 1971 and precursors, essential chemical's and solvents are those substances included in the

Tables appended to Article 12 of the UN Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 or any other substances as mutually agreed upon as such substance.

#### **ARTICLE - IV**

In furtherance of the objectives of this Agreement, subject to their national laws, the Contracting Parties shall;

- a) Exchange literature on existing laws, rules, procedures etc. concerning drug abuse control and on amendments which may take place, in the existing laws in future;
- b) Combat drug trafficking, prevent money laundering and cooperate in tracing, identification, freezing, seizure and forfeiture of properties derived from or used in illicit traffic, following exchange of information

#### **ARTICLE - V**

The contracting parties shall designate agencies and officers through whom regular exchanges of information may be effected. In respect of the Republic of India, the nodal agency would be the Narcotics Control Bureau and in respect of the People's Republic of Bangladesh, the Nodal Agency would be the Department of Narcotics Control. A list of postal address, telephone telex/fax numbers of the Nodal Agencies and the contact officers is appended to this agreement as Appendix-I.

The Nodal Agencies of the contracting parties shall have periodical meetings on mutually convenient; places and dates as may be decided due to operational reasons. The two sides may include field level officers in their respective teams to facilitate and promote field level contact and cooperation.

#### **ARTICLE - VI**

The exchange of any type of information under this Agreement shall be channelised through the Nodal Agencies specified above. The nature of intelligence/information which may be exchanged between the nodal agencies of the contracting Parties would be of two types:-

- a) Operational intelligence which may be communicated through the fastest means of communication, viz. telephone and telex/fax;
- b) Information of a detailed nature which will be communicated through correspondence in order to build up dossiers in respect of smugglers, suspects, financiers, organizers, etc.

On the issue of exchange of information on drug traffickers operating between the two countries, the normal exchange may take place in the formats as at Appendices II and III. While, the normal mode of exchange of information and operational intelligence on matters relating to drug trafficking will be in the prescribed format, any other information of significance may be exchanged on any other format on an 'as and when necessary' basis.

This Agreement shall enter into force upon signature and shall remain in force until terminated by either party by giving at least three months' notice in writing.

In witness whereof the undersigned being duly authorized by their respective Governments have signed this Agreement.

On behalf of the Government of the People's Republic of Bangladesh

Done at New Delhi on the Twenty first day of March Year Two thousand and six (21st of March 2006) in two originals each in Hindi, Bangla and English languages, all texts being equally authentic. In case of doubt, however, the English text shall prevail.

On behalf of the Government of  
the Republic of India

On behalf of the Government of  
the People's Republic of Bangladesh

-signed-

(Kamal Nath)

Minister of Commerce and Industry

-signed-

(M.Morshed Khan)

Minister of Foreign Affairs

**NODAL AGENCIES FOR EXCHANGE OF INFORMATION**

**BANGLADESH**

Nodal Agency: Department of Narcotics Control,  
Ministry of Home Affairs,  
Government of the People's Republic of Bangladesh

Official Address : Department of Narcotics Control,  
Ministry of Home Affairs,  
1, Segunbagicha, Dhaka-1000. Bangladesh.

Contact person: Director General,  
Ministry of Home Affairs,  
1, Serunbagicha. Dhaka-1000 Bangladesh

Phone Number: 880 2 9355893-4 (PABX)  
880 2 8312131

Fax Number: 880 2 8311155

**INDIA**

Nodal Agencies: Joint Secretary (Revenue),  
Ministry of Finance, Department of Revenue,  
North Block, New Delhi, India.

Narcotics Control Bureau,  
West Block No. 1, Wing No. 5, R.K.Puram, New Delhi - 110 066  
India

Central Bureau of Narcotics,  
19, The Mall, Morar, Gwalior-474006 (M.P) India

Official Address: The Director General,  
Narcotics Control Bureau, West Block No. 1, Wing No. 5,  
R.K.Puram, New Delhi-110066, India.

Contact Person : The Director General, Narcotics Control Bureau,  
West Block No. 1, Wing No. 5, R.K.Puram, New Delhi-110066.  
India.

Tel.No.91-11-26181090

Fax No. 91-11-26185240

Telex: 031-62755 NCB IN

**PROFORMA FOR REPORTING ON PERSON (S) INVOLVED IN NARCOTICS  
TRAFFICKING / SMUGGLING**

(In cases implicating more than one person necessary to use separate form for each)

1. Name and aliases used
2. Father's name
3. Sex
4. Age
5. Date and Place of Birth
6. Nationality
7. Passport No.
8. Place/Date of issue
9. Occupation
10. Address
11. Extent of involvement
12. Previous involvement
13. Associates
14. Arrested /Detained
15. Place of Arrest
16. Judicial or administrative Measures taken
17. Attach photocopy of the first page of passport

**SUMMARY OF THE CASE**

(Please indicate details of the case necessary for furtherance of investigation)

**APPENDIX-III**

**CASES OF ILLICIT TRAFFIC IN NARCOTICS AND SMUGGLING**

**Reference**

**Date**

**Sender (Organization/Agency)**

1. Name of the Seizing agency
2. Type of narcotics/contraband seized
3. Quantity
4. Chemical Analysis
5. Place of seizure
6. Date of Seizure
7. Packing, Labelling & Trade Marks
8. Particulars of conveyance used
9. Name and Nationality of the custodian/Owner of the conveyance
10. Name of Company, Airlines, Ship
11. Mode of concealment
12. Route
13. Place of production/ processing
14. Place where narcotics/ contraband obtained
15. Origin/ source
16. Destination
17. Any equipment / accessories seized
18. Any other information

**AGREEMENT BETWEEN**  
**THE GOVERNMENT OF THE REPUBLIC OF INDIA**  
**AND**  
**THE GOVERNMENT OF THE STATE OF KUWAIT**  
**ON**  
**DRUG DEMAND REDUCTION AND PREVENTION OF ILLICIT**  
**TRAFFICKING IN NARCOTIC DRUGS,**  
**PSYCHOTROPIC SUBSTANCES AND PRECURSOR CHEMICALS**  
**AND RELATED MATTERS**

-----

The Government of the Republic of India and the Government of the State of Kuwait (hereinafter referred to as "Parties");

Considering that the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, the Convention on Psychotropic Substances of 1971 and the UN convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 form the basis for national and International drug control;

Affirming their commitment to the Declaration adopted by the Special Session of the UN General Assembly in June 1998 on Drug Abuse and Illicit Trafficking as an expression of the political will of nations to combat the drug menace;

Sharing a deep concern over the illicit cultivation, production, processing and trafficking in illicit drugs;

Recognizing that the medical use narcotic drugs and psychotropic substances continues to be indispensable for the relief of pain and suffering and that adequate provisions must be made to ensure the availability of narcotic drugs and psychotropic substances for such purposes;

Reaffirming their joint determination to combat the drug menace;

Taking into due consideration their constitutional, legal and administrative system and respect for the national sovereignty of their respective State;

Have agreed as follows:

### **ARTICLE— I**

In furtherance of the objectives of this Agreement, subject to their domestic laws, the Parties agree to:

- (a) exchange literature on existing laws, rules, procedures, etc. concerning drug abuse control and on amendments which may take place in the existing laws in future;
- (b) combat drug trafficking, prevent, money laundering and cooperate in tracing, identifying, freezing, seizing and forfeiting of properties derived from or used in illicit traffic;
- (c) facilitate each other to carry out the export and import operations related to legitimate trade in narcotic drugs, psychotropic substances and precursor chemicals;
- (d) assist each other to prevent diversion to illicit channel from the legitimate international trade in narcotic drugs, psychotropic substances and precursor chemicals;
- (e) provide, in accordance with their domestic laws, mutual legal assistance where necessary, including, but not limited to, service of summons and other judicial documents, taking testimony of witnesses, exchange of records, articles of evidence;
- (f) allow and assist each other in the appropriate use of controlled delivery on case by-case-basis with a view to identifying persons involved in the illicit trafficking of drugs including diversion of precursor, essential chemicals and solvents.

### **ARTICLE— II**

The Parties agree to use their best efforts, consistent with their domestic laws, to take appropriate action in their territories to cooperate in measures:

- (a) for exchange of information of operational, technical and general nature between the Competent Authorities of the Parties;
- (b) to assist one another as mutually agreed in operational matters including employing such investigative technique as may be necessary;
- (c) to detect and destroy illegal narcotic drugs processing sites and laboratories and to detect and eradicate illicit cultivation of cannabis and opium poppy wherever found;
- (d) to strengthen the channels of cooperation between the two Parties in addressing matters relating to the supply and demand reduction of narcotic drugs and psychotropic substances;
- (e) to regulate and monitor the production, importation, exportation, storage, distribution and sale of precursors, essential chemicals and solvents which may be used in the illicit manufacture and production of drugs;
- (f) to exchange information on the production, demand and utilization of narcotic raw materials for legitimate purposes so as to help maintain a balance between the global demand and supply of narcotic drugs;
- (g) to exchange information and collaborate in reducing the demand for drugs through prevention, awareness education and community based programmes, treatment and rehabilitation;
- (h) to share resources for training Drug Law Enforcement Officers;
- (i) to promptly exchange information about the arrest of the citizens of one Party in the territory of the other and to provide further information on investigations, prosecutions and related matters;

### **ARTICLE— III**

The nature of intelligence/ information which may be exchanged between the two countries under this Agreement shall be:

- (a) Operational intelligence which may be communicated through the fastest means of communication, viz., telephone, telex/ fax and email.
- (b) Information of a detailed nature which may be communicated through correspondence in order to build up dossiers in respect of narcotic drugs traffickers, smugglers, suspects; financiers, organizers, etc.

2. The information shall normally be exchanged in the formats at Appendices I & II relating to cases of illicit traffic and persons involved in trafficking respectively. Any other information of significance may be exchanged in any other format as and when necessary as mutually agreed.

3. Information between the Parties under this Agreement will be conveyed in English.

#### **ARTICLE— IV**

Except with the consent of the Party providing the information, the Parties shall not use information received from the other Party, for any purpose other than that for which the information was other requested and provided, and shall not disclose such information to any third Party or to any other entity without the consent of the Party which had provided the information.

#### **ARTICLE— V**

This Agreement shall not affect the rights and obligations arising from other international agreements signed by the Parties.

#### **ARTICLE— VI**

For effective operation of this Agreement, the Parties may hold meetings alternatively in Kuwait and India at least once in two years by mutual consent between experts whenever considered necessary by mutual consent.

#### **ARTICLE— VII**

The Competent organs of the Parties shall cooperate in working out and in introduction of new methods to control illegal transactions in narcotic drugs, psychotropic substances and precursors and the treatment and social rehabilitation of addicts.

#### **ARTICLE— VIII**

The Parties through their competent organs shall cooperate in training and re-training of personnel, exchange specialists and experts in the field and exchange national lists of narcotic drugs, psychotropic substances and precursors and inform each other of any changes included in them.

#### **ARTICLE— IX**

The Parties will carry out export- import operations connected with narcotic drugs, psychotropic substances and precursors for legal purposes within the scope of the international conventions.

#### **ARTICLE— X**

For the implementation of this Agreement and exchange of any information the Competent Authorities shall be:

1. For Republic of India:

As given in Appendix- III

2. For the State of Kuwait:

As given in Appendix- IV

#### **ARTICLE— XI**

For the purpose of this Agreement, Narcotic Drugs and Psychotropic Substances are understood to be the substances that are scheduled or described in the Single Convention on Narcotic Drugs, 1961 as amended by the Protocol of 1972 and Convention on Psychotropic Substances, 1971. Precursors, essential chemicals and solvents are those substances included in the Tables referred to in Article 12 of the UN Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 or any other substances as may be mutually agreed upon.

#### **ARTICLE— XII**

Any amendment to or revision of this agreement shall be in writing and shall enter into force in accordance with the procedures stipulated for entry into force of this Agreement.

#### **ARTICLE — XIII**

Any dispute as to the interpretation or implementation of this Agreement shall be settled amicably through consultations or negotiations between the Parties through diplomatic channels.

#### **ARTICLE—XIV**

1. This agreement shall come into force from the last notification in which each party notifies the other of its fulfillment of all procedures stated in its national legislation.
2. This agreement is valid for a period of five years, renewed automatically for the same period or periods, unless any party informs the other in writing of its intention to denounce the Agreement through the diplomatic channels, three months before its expiry date.

In witness whereof the undersigned being duly authorized thereto by their respective Governments have signed this Agreement.

Done at New Delhi on this 15th Day of June in the year Two Thousand Six corresponding to 19 Jamad Al Awal, 1427 H. in two originals each in the Hindi, English and Arabic languages, all texts being equally authentic. However, in the event of divergent interpretation, the English text shall prevail.

-Sd-

(SHIVRAJ PATIL)

Home Minister,  
For the Government of the  
Republic of India

-Sd-

(SHEIKH (DR.) MOHAMMAD SABAL  
AL SALEM AL- SABAH)

Deputy Prime Minister and Minister of  
Foreign Affairs  
State of Kuwait

**CASES OF ILLICIT TRAFFICKING IN DRUGS**

Reference :

Date

Sender

1. Name of the seizing agency
2. Type of drug seized
3. Quantity
4. Chemical analysis report
5. Place of seizure
6. Date of seizure
7. Packing, leveling and trade marks
8. Particulars of conveyance used
9. Name and nationality of the custodian/  
Owner of the conveyance
10. Name of company, air line, ship
11. Mode of concealment
12. Route
13. Place of production/ processing
14. Place where drug contraband/ obtained
15. Origin / sources
16. Destination
17. Any equipment / accessories seized
18. Any other information

**PROFORMA FOR REPORTING ON PERSON(S) INVOLVED IN NARCOTICS  
TRAFFICKING / SMUGGLING**

(In cases implicating more than one person, please use separate form for each)

1. Name and aliases used
2. Father's Name
3. Sex
4. Age
5. Date and place of birth
6. Nationality
7. Passport No.
8. Place / date of issue
9. Occupation
10. Address
11. Extent of involvement
12. Previous involvements
13. Associates
14. Arrested/ Detained
15. Place of arrest
16. Judicial or administrative measures taken
17. Attached photocopy of the First page of passport.

**SUMMARY OF THE CASE**

(Please indicate details of the case necessary for furtherance of investigation)

**(Article X of the Agreement)**

**COMPETENT AUTHORITIES FOR THE REPUBLIC OF INDIA**

**(As mentioned in Article X of the Agreement)**

1. The Joint Secretary (Revenue)  
Department of Revenue,  
Ministry of Finance,  
North Block, Central Secretariat,  
New Delhi-110001  
Telefax : 23094595  
(National Law, Rules. Procedures concerning Drug Administration)
  
2. Joint Secretary (Security)  
Ministry of Home Affairs,  
1st Floor, LoknayakBhawan,  
New Delhi  
Telefax : 24619536
  
3. Joint Secretary (P.P)  
Ministry of Home Affairs,  
1st Floor, LoknayakBhawan,  
New Delhi  
Telefax : 24633828  
(Policy issues relating to illicit trafficking matters with which NCB is concerned)
  
4. Joint Secretary (Social Defence Division)  
Ministry of Social Justice & Empowerment  
6th Floor, A Wing, ShastriBhawan,  
New Delhi  
Tel. No. : 23381643  
Fax : 23384918  
(Drug demand reduction & rug abuse matters)

5. Director General  
Narcotics Control Bureau  
1St Floor, West Block No. 1, Wing No. 5,  
R. K. Puram, New Delhi- 110066  
Tel. No. : 91-11-26172089  
Telex No. : 91-11-23162755  
Fax No. : 91-11-26185240

(All operational matters relating to illicit trafficking in narcotic drugs, psychotropic substances and precursor chemicals including coordination with other field agencies.)

6. Narcotics Commissioner  
Central Bureau of Narcotics  
19, The Mall, Morar,  
Gwalior- 474006 (Madhya Pradesh)  
Tel. No. : 2368121  
Fax no. : 2368111

(Licit manufacture/ international trade in narcotic drugs, psychotropic substances and precursor chemicals and diversion thereof)

**(Article X of the Agreement)**

**COMPETENT AUTHORITIES FOR THE STATE OF KUWAIT**

**(As mentioned in Article X of the Agreement)**

“Department Fighting narcotic drugs, psychotropic substances and liquor.”

P.O. Box No. 38303, Dahiya 72254, Kuwait

Telephone : (00965) 5650514-5632131

Fax : (00965)5656423-5628012

Email : [ipkuwait@moi.gov.kw](mailto:ipkuwait@moi.gov.kw)

**AGREEMENT BETWEEN  
THE GOVERNMENT OF THE REPUBLIC OF INDIA  
AND  
THE GOVERNMENT OF THE REPUBLIC OF CYPRUS  
ON  
COMBATING INTERNATIONAL TERRORISM, ORGANISED CRIME AND ILLICIT  
DRUG TRAFFICKING**

The Government of the Republic of India and the Government of the Republic of Cyprus (hereinafter referred to as the "Parties").

Guided by the traditional friendly relations between the two countries and their endeavour to contribute to the further development of their bilateral relations;

Deeply concerned with the expansion of organized crime and International Terrorism;

Convinced of the need to enhance bilateral cooperation in combating international terrorism, transnational organized crime and illicit drug trafficking;

Recognizing the mutual advantages of such cooperation for both Parties in accordance with their national laws and regulations;

Taking into consideration the relevant international treaties to which both are Parties;

Desiring to improve the effectiveness of both countries in the prevention, investigation, prosecution and suppression of crime including crime relating to terrorism and drug trafficking and to establish a framework for enhancing cooperation between the officials of intelligence and law-enforcement agencies of the Parties;

Have agreed on the following:

**Article 1**

The Parties shall, within the framework of this Agreement and subject to their domestic laws and regulations, cooperate in

combating international terrorism; illicit trafficking in drugs and psychotropic substances including their precursor chemicals and provide each other with the widest measure of the mutual legal assistance- in the investigation, prosecution and suppression of crime.

## **Article 2**

In the context of this Agreement the following terms have the meaning defined hereinafter

(a) "proceeds" means any economic advantage, derived from or obtained, directly or indirectly, from criminal offences and shall include any property as defined in subparagraph (b) of this article;

(b) "property" includes property of any description, or the value of such property whether corporeal or incorporeal, movable or immovable, and legal documents or instruments evidencing title to or interest in such property;

(c) "confiscation" means a penalty or a measure, ordered by a court, or any other authority following proceedings in relation to a criminal offence or criminal offences resulting in the final deprivation of property;

(d) "controlled delivery" means the technique of allowing illicit or suspect consignments to pass out of; through or into the territory of either Party, with the knowledge and under the supervision of their competent authorities with a view to investigate person or persons involved in the commission of the offence;

(e) "freezing" or "seizure" means temporarily prohibiting the transfer, destruction, conversion, disposition or movement of property or temporarily assuming custody or control of property on the basis of an order issued by a court or other competent authority; and

(f) "financing of terrorism" means the acts set out in Article 2 of the International Convention for the Suppression of the Financing of Terrorism.

## **Article 3**

The Parties have resolved to cooperate in their joint fight against terrorism in all its forms and to this end, shall:

- (a) exchange information and intelligence on the activities of any terrorist groups and their associates including those providing front or cover to individuals or groups engaged in the planning, promoting or executing acts of terrorism against the parties as well as those which may operate from or use the territories of either Party;
- (b) identify and exchange information on any sources of financing of terrorism which may be located in the territory of either Party and take steps to seize and confiscate the sources of financing of terrorism;
- (c) coordinate approach to combat international terrorism;
- (d) cooperate and share experience in areas of hijack termination, hostage rescue and negotiations and protection of VIPs;
- (e) facilitate cooperation in preventing access of terrorists to fire arms, ammunition, explosives, nuclear material and other prohibited substances;
- (f) enhance cooperation and intelligence sharing between the law enforcement agencies of the Parties;
- (g) provide mutual assistance including exchange of professional expertise and training of security and law enforcement personnel and in organizing seminars and conferences etc.; and
- (h) address any other matter as mutually agreed upon,

#### **Article 4**

(1) For the purpose of this Agreement, crime will include all offences so created by the legislature of the respective Party.

(2) The Parties shall provide each other the widest measure of mutual legal assistance in the investigation, prosecution and suppression of crime, including crimes related to terrorism.

(3) The assistance shall include but not be limited to: -

(a) Measures to locate, restrain, forfeit or confiscate the means and resources of financing terrorism, or the proceeds of crime;

- (b) Taking of evidence or obtaining statements of persons ;
- (c) Providing information, documents and other records including criminal and judicial records;
- (d) Communicating information available with each Party about criminal acts either committed or being planned to be committed within the territory of the other Party;
- (e) Executing requests for search and freezing or seizure;
- (f) Delivery or lending, of exhibits;
- (g) Serving of documents seeking attendance of persons ;
- (h) Exchanging the names of the persons criminally convicted for serious crimes on a case by case basis upon a relevant request;
- (i) Locating and identifying persons and objects; and
- (j) Any other assistance consistent with objectives of this Agreement.

(4) The Parties shall

- (a) Exchange data on persons involved in organized crime, their linkages, the structure of the criminal groups and their modus operandi; and
- (b) Consider ways and means to facilitate mutual legal assistance in criminal matters, arrest, extradition and prosecution of individuals and their associates engaged in crime.

## **Article 5**

For suppression of illicit trafficking in drugs, psychotropic substances and precursors, the Parties shall -

- (a) Exchange and share information about persons involved in drug trafficking, their modus operandi as well as other relevant details of such crimes, in so far as these are necessary for the prevention or suppression of crimes;

- (b) Exchange the results of their criminal and criminological research on drug trafficking and abuse of drugs, psychotropic substances and precursors;
- (c) Share and exchange of samples of drugs and psychotropic substances of natural or synthetic origin usable for abuse;
- (d) Subject to their domestic laws and international obligations, facilitate the controlled delivery of illicit drugs and psychotropic substances in order to render possible the arrest of the persons to whom it will be delivered as well as any other persons involved in the trafficking, provided that the necessary information is submitted at least 48 hours prior to the requested action; and
- (e) Promptly exchange information about the seizures of drugs, psychotropic substances and precursors and arrest of the citizens of one Party in the territory of other Party on drug related crimes and to provide information on investigations, prosecution and related matters.

## **Article 6**

1. The competent authorities of the Parties shall ensure the protection of confidential information delivered to them in accordance with their national legislation.
2. In case of disclosure or a risk for disclosure of confidential information delivered by the competent authorities of one Party, the competent authorities of the receiving Party shall immediately inform the other about the event, and relevant circumstances. The notification should include the consequences of the event and measures undertaken in order to prevent future disclosures.

## **Article 7**

Documents, data and technical equipment delivered pursuant to the present Agreement can be transferred only with the approval of the competent authority of the delivering Party.

## **Article 8**

1. For the protection of personal data delivered in the course of the cooperation, the following conditions shall apply:

(i) The receiving competent authorities of the one Party may use the personal data solely for the purpose and under the conditions determined by the delivering competent authorities of the other Party;

(ii) Upon the request of the delivering competent authorities of the one Party, the receiving competent authority of the other Party shall give information on the utilization of the personal data delivered and the results thus achieved;

(iii) Personal data may be forwarded solely to security and public order protection authorities. Personal data may be transferred to other competent authorities only with the previous permission of the delivering Party;

(iv) The competent authorities of the Parties shall take all the appropriate measures for the security of the data and their protection against accidental or unlawful destruction, accidental loss, alteration, unauthorized dissemination, or access or publication and any other form of unlawful processing; and

(v) The competent authorities of the delivering Party shall be responsible for the authenticity of the personal data. Should it become evident that the personal data so delivered is false, the receiving authorities of the other party must be informed about it immediately. In such a case the receiving party is obliged to rectify or destroy such false data.

## **Article 9**

1. The Ministry of Home Affairs shall be the central authority on the side of the Republic of India.

2. The Ministry of Justice and Public Order shall be the central authority on the side of the Republic of Cyprus.

3. The Parties shall nominate such other law enforcement agencies for cooperation in various areas under this Agreement as deemed necessary.

4. In the absence of other agreement, the English language shall be used for communication and exchange of information.

#### **Article 10**

The Parties shall set up a Joint Coordination Committee in order to promote and review the cooperation within the terms of this Agreement which shall also include representatives of law enforcement agencies. The Committee shall meet whenever needed but not more than once a year on mutually convenient dates and the venue of the meetings shall alternatively be in India and Cyprus.

#### **Article 11**

The Joint Coordination Committee shall lay down the detailed modalities and specify law enforcement agencies on either side to exchange .operational intelligence in the field of crime, terrorism and trafficking in drugs, psychotropic substances and precursors including their office address, contact telephone numbers, fax and other relevant details to facilitate contact on priority basis.

#### **Article 12**

1. The Joint Coordination Committee shall observe complete, confidentiality in the conduct of its work.

2. Any confidential information provided by one Party pursuant to Agreement shall not be passed on or disclosed to a third party without express consent of the Party providing such information.

### **Article 13**

Either Party may deny a request for cooperation, in whole or in part, if that request affects its national sovereignty endangers its security or violates its laws and regulations.

### **Article 14**

Any dispute arising out of the interpretation or application of this Agreement shall be settled through negotiations between the Parties through Diplomatic Channels.

### **Article 15**

The provisions of this Agreement shall not affect the fights and obligations assumed by the Parties pursuant to any other bilateral or multilateral agreement to which they are parties.

### **Article 16**

This Agreement may be amended or revised, as deemed necessary, by mutual written consent of the Parties.

### **Article 17**

1. This Agreement shall come into force from the date of exchange of instruments of ratification and remain in force for an indefinite period.

2. Either Party may at any time terminate this Agreement by giving six months advance written notice to the other Party indicating its intention to terminate this Agreement. The Agreement shall cease to have effect on expiry of the six months notice period.

The undersigned, being duly authorized thereto by their respective Governments, have signed this Agreement.

Done at Nicosia on the 25<sup>th</sup> day of May in the year 2007, in two originals each in Hindi, English and Greek language, all the texts being authentic. In case of any divergent interpretation, the English text shall prevail.

For the Government of the  
of the Republic of India

For the Government  
Republic of Cyprus

-signed-

PRANAB MUKHERJEE

MINISTER OF EXTERNAL AFFAIRS

-signed-

YIORGOS LILLIKAS

MINISTER OF FOREIGN AFFAIRS

**AGREEMENT  
BETWEEN  
THE GOVERNMENT OF THE REPUBLIC OF INDIA  
AND  
THE GOVERNMENT OF THE RUSSIAN FEDERATION  
ON  
COOPERATION TO COMBAT ILLICIT TRAFFICKING  
IN  
NARCOTICS, PSYCHOTROPIC SUBSTANCES AND THEIR PRECURSORS**

The Government of the Republic of India and the Government of the Russian Federation, hereinafter referred to as "the Parties",

Aware that illicit trafficking in narcotic drugs and psychotropic substances (hereinafter referred to as "narcotics") and their precursors, as well as abuse of narcotics undermine the political, economic, social and cultural spheres of both States and pose a serious threat to the health and well-being of their people,

Guided by the objectives of the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol to the Single Convention on Narcotic Drugs of 1961, the Convention on Psychotropic Substances of 1971 and the United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988, and taking into account relevant resolutions adopted by the United Nations, including the XVII and XX Special Sessions of the United-Nations General Assembly of 1990 and 1998,

Acknowledging that the objective of eradicating illicit trafficking in narcotics and their precursors is a common responsibility of all States of the world and requires coordination of actions within the framework of multilateral and bilateral cooperation,

Determined to develop mutual cooperation with a view to effectively resolving the issue of illicit trafficking in narcotics and their precursors,

Sharing their deep concern over the illicit cultivation, production, processing and trafficking in narcotics,

Recognizing that the medical use of narcotics continues to be indispensable for the relief of human pain and suffering and that adequate measures must be taken to ensure the availability of narcotics for such purposes,

Emphasizing the need for concerted actions in the legal field and in the sphere of cooperation between law enforcement and other competent authorities taking into

account the constitutional, legal and administrative systems of the States of the Parties and based on respect for their national sovereignty,

Recognizing the need for promotion of effective information exchange including in the field of mutual technical cooperation, prevention, treatment , rehabilitation and social reintegration of drug addicts.

Aware of the significance of the development of mutual cooperation with a view to suppressing illicit trafficking in narcotics and their precursors through interaction, coordinated and concerted action and implementation of special programmes in that sphere in accordance with the legislation of their States,

Have agreed as follows:

## **Article 1**

1. The Parties shall harmonize their policies and implement coordinated programmes to combat illicit trafficking in narcotics and their precursors and abuse of narcotics in accordance with their national legislation and the provisions of this Agreement.

2. In furtherance of the objectives of this Agreement, subject to their national legislation, the Parties shall:

a) exchange literature on their existing laws, rules, procedures, best practices and methods of curbing illicit trafficking in narcotics and their precursors and any further amendments to the existing legislation;

b) cooperate in the fight against illicit trafficking in narcotics and their precursor, laundering of proceeds derived from this kind of criminal activity including tracing, identifying, freezing, seizing and forfeiting of assets and property obtained from illicit trafficking in narcotics and their precursors or used in the process of such trafficking;

c) render mutual assistance, subject to their national legislation, in complying with the administrative and control procedures laid down by the International Narcotics Control Board (INCB) governing activities related to the legitimate international trade in narcotics and their precursors in order to prevent their diversion for illicit trafficking;

d) exchange information and collaborate to reduce the demand for narcotics through prevention, awareness-raising activities and programmes as well as treatment and rehabilitation activities;

e) share experience in training of personnel engaged in drug law enforcement and drug demand reduction with a view to suppressing illicit trafficking in narcotics and their precursors.

## **Article 2**

1. In accordance with their national legislation; the Parties shall cooperate to combat illicit trafficking in narcotics and their precursors and abuse of narcotics, inter alia, by:

a) assisting each other in the appropriate use of Controlled Delivery, with a view to identifying persons involved in the illicit trafficking in narcotics and the diversion of their precursors into the illicit trade;

b) ensuring the exchange of information of operational, technical and general nature between the competent authorities of the Parties specified in Article 3 of this Agreement;

c) assisting each other, as mutually agreed in operational, investigative and other matters connected with illicit trafficking in narcotics and their precursors;

d) exchanging information about data on persons involved in illicit trafficking in narcotics and their precursors in accordance with Appendix I to this Agreement and providing further information on investigation, prosecutions and related matters in conformity with Appendix II to this Agreement.

2. This Agreement shall not preclude the competent authorities of the Parties from identifying and developing other mutually acceptable avenues and forms of cooperation.

3. This Agreement shall not cover the issues of extradition and mutual legal assistance in criminal matters.

## **Article 3**

1. The central authorities of the Parties, responsible for the coordination of cooperation under this Agreement, shall be:

For the Indian Party - Department of Revenue, Ministry of Finance of the Republic of India;

For the Russian Party - Ministry of Foreign Affairs of the Russian Federation.

2. Cooperation envisaged by this Agreement shall be implemented through competent authorities of the Parties. The competent authorities of the Parties shall be:

For the Indian Party:

Narcotics Control Bureau;  
Department of Revenue. Ministry of Finance of the Republic of India;  
Central Bureau of Narcotics;  
Ministry of External Affairs of the Republic of India;  
Ministry of Home Affairs of the Republic of India;  
Central Board of Excise and Customs;  
Ministry of Social Justice and Empowerment of the Republic of India.

For the Russian Party:

Federal Service of the Russian Federation for Narcotics Traffic Control;  
Ministry of Foreign Affairs of the Russian Federation;  
Ministry of the Interior of the Russian Federation;  
Ministry of Health and Social Development of the Russian Federation;  
Federal Security Service of the Russian Federation;  
Federal Financial Monitoring Service;  
Federal Customs Service.

3. The central authorities of the Parties, within 30 days from the date of signing of this Agreement, shall notify each other the names and official titles of authorized divisions or persons of the competent authorities of the Parties as well as all possible means of communication between them.

4. The competent authorities of the Parties shall establish direct channels of communication to ensure effective interaction in implementing this Agreement. The Parties shall, at the earliest, inform each other through diplomatic channels about any changes in their competent authorities.

## **Article 4**

1. Assistance within the framework of this agreement shall be provided at the initiative of one of the Parties or at the request of the competent authority of a Party.
2. The request for assistance shall be submitted in written form. In urgent cases the request may be submitted through technical means of communication or orally, but thereafter it shall be confirmed in writing within a period of three days.
3. The request shall include:
  - a) the name of the requested competent authority;
  - b) the name of the requesting competent authority;
  - c) information of those involved in the illicit trafficking in narcotics or diversion of their precursor including their name, surname, father's name, (and possible aliases), sex, date and place of birth, nationality, passport number, date and place of issue, occupation, address, extent of involvement, criminal record and other relevant materials, possible accomplices, date and place of arrest or detention, judicial or administrative measures taken;
  - d) assistance required as well as other data necessary for providing the assistance, including name of the competent seizing authority, date and place of the seizure, seized quantity, chemical analysis data, packing, labeling and trademarks, particulars of conveyance used and mode of concealment, route, place of the narcotics production and processing, destination, equipment and accessories seized.
4. The request shall be signed by the head of the competent authority, or his/her deputy, or other authorized persons, and authenticated by the official stamp of the requesting authority.
5. Any information exchanged under this Agreement shall be in English, unless otherwise agreed between the Competent Authorities of the Parties.
6. The requested party shall take all necessary measures to ensure prompt and the fullest possible implementation of the request.

## **Article 5**

1. The request within the framework of this Agreement may be denied fully or partially if the requested Party believes that it may damage its sovereignty, national security or that it contradicts the legislation or international obligations of its State.
2. The request may also be denied if the action underlying the request is not recognized as an offence by the legislation of the State of the requested Party.
3. If the request is denied, the requesting Party shall be informed thereof in written form as well as of the grounds for the denial.

## **Article 6**

1. Each Party shall maintain the confidentiality of information and documents received from the other Party, if they are classified or if the providing Party considers their disclosure desirable. The level of confidentiality of such information and documents shall be determined by the providing Party.
2. The information and documents received under this Agreement shall not be used for purposes other than those for which they were requested and provided, unless such information and documents are publicly available in territory of the requested Party.
3. The information and documents, received by one of the Parties under this Agreement, may be disclosed to a third party with the prior written consent of the competent authority that provided them.

## **Article 7**

Any dispute between the Parties arising out of implementation or interpretation of this Agreement shall be resolved through consultations between the competent authorities of the Parties. Disputes not resolved between the competent authorities of the Parties shall be subject to further settlement between the Parties.

## **Article 8**

This Agreement shall not affect the rights and obligations of each of the Parties under other international treaties to which its State is a Party.

### **Article 9**

Each of the Parties shall bear the costs arising in the territory of its State and related to the implementation of this Agreement.

### **Article 10**

From the date of entry into force of this Agreement, the Agreement on cooperation between the Government of the Republic of India and the Government of the Russian Federation on the matters relating to the competence of the Ministry of Finance of the Republic of India and the Ministry of Security of the Russian Federation in the sphere of combating illicit traffic in narcotic drugs and psychotropic substances of 28 January 1993 shall be terminated.

### **Article 11**

1. This Agreement shall enter into force on the date of receipt of the last written notification on completion by the Parties of their domestic procedures which are necessary for its entry into force

2. This Agreement shall be concluded for a period of five years, Thereafter, it shall be automatically extended each time, for further five-year periods. Either Party may terminate this Agreement by notifying the other Party in writing at least six months prior to the expiry of the relevant five-year period about termination of this Agreement. This Agreement shall terminate upon the expiry of six months from the date of receipt of this notification by the other Party.

Appendices I and II to this Agreement shall constitute its integral part.

## **Article 12**

This Agreement may be amended and supplemented by mutual consent of the Parties,  
In witness whereof, the undersigned being duly authorized thereto by their respective  
Governments have signed this Agreement,

Done at Moscow on the twelfth day of November, 2007 in two copies each in the Hindi,  
Russian and English languages, all texts being equally authentic. However, in case of any  
divergent interpretation of this Agreement the English text shall be used.

For the Government of the Republic of  
India

For the Government of the Russian  
Federation

**APPENDIX - II**

**CASES OF ILLICIT TRAFFIC IN NARCOTICS AND SMUGGLING**

Reference:

Date:

Sender (Organisation/Agency)

1. Name of the seizing agency
2. Type of narcotics/contraband seized
3. Quantity
4. Chemical Analysis Report
5. Place of seizure
6. Date of seizure
7. Packing, Labelling & Trade Marks
8. Particulars of conveyance used
9. Name and Nationality of the  
Custodian/owner of the conveyance
10. Name of Company, Airline, Ship
11. Mode of concealment
12. Route
13. Place of production/ processing
14. Place where narcotics/contraband obtained
15. Origin/source
16. Destination
17. Any equipment/accessories seized
18. Any other information

## **Agreement between the Government of the Republic of India and the Government of the State of Qatar on Cooperation in Security and Law Enforcement Matters**

The Government of the Republic of India and the Government of the State of Qatar, (hereinafter referred to as the " Parties");

Desirous to enhance and strengthen the effectiveness of mutual cooperation between the two countries in combating all criminal activities;

Convinced of the importance of international cooperation in combating all criminal activities of common concern;

Recognizing the necessity to establish a framework of mutual cooperation and coordination in the fields of security and law enforcement;

Have agreed as follows:

### **Article (1)**

The Parties shall take all measures to prevent giving:-

- (a) Shelter to those who committed criminal acts related to the security or interests of the other Party;
- (b) Access to arms or funds or training in acts of violence, sabotage or terrorism or access to any facilities thereof.

The Parties also engage themselves to combat the criminal acts and hostile activities of those who commit the criminal acts.

### **Article (2)**

1. Subject to their national laws and regulations, the Parties shall provide assistance to combat all forms and types of crimes and especially the following crimes:

- a) Terrorism;
- b) Serious crime including hijacking, taking of hostages and abduction;
- c) Organized crime;
- d) Falsification of documents and forgery of currencies;
- e) Illicit acts concerning arms, ammunition and explosives;
- f) Illicit economic activities;

- g) Smuggling of objects of historical or cultural value, jewels, precious metals or other valuable objects;
- h) Illicit passage of frontiers and falsification of travel documents;
- i) The properties and revenues derived from organized crime and terrorism and their tracking, restriction and confiscation:

2. The assistance shall include but not be limited to:

- a) Measure to locate, restrain, forfeit or confiscate the means and resources of financing terrorism, or the proceeds of the crime;
- b) Taking of evidence and obtaining statements of persons;
- c) Providing information, documents and other records including criminal and judicial records;
- d) Communicating information available, with each Party about criminal acts either committed or being planned to be committed within the territory of the other Party;
- e) Executing request for search and seizure;
- f) Delivery or lending of exhibits;
- g) Serving of documents seeking attendance of persons;
- h) Exchanging of the names of the persons criminally convicted in serious crimes;
- i) Locating and identifying persons and objects;:
- j) Any other assistance consistent with the objective of this Agreement.

3. For the purposes of this Agreement :-

- a) 'Proceeds of crime' means any property that is derived or realized directly or indirectly by any persons from an offence or the value of any such property,
- b) 'Property' includes money of all kinds of moveable or immovable, tangible or intangible, and includes any interest in such property.
- c) 'Confiscation' means any measure resulting in the deprivation of property by conclusive decision.

### **Article (3)**

The Parties shall provide all necessary assistance and take all coordination measures, according to their national laws and regulations to establish effective procedures to prevent and combat criminal activities through the following:

(a) Exchange of information:

The Parties shall exchange all necessary information about the crimes stated in Articles 1 and 2 above that identify the suspected persons, the persons searched by the security authorities in each country and those convicted by the competent authorities. The Parties shall exchange information about the new techniques and means of committing those crimes.

(b) Exchange of experience and field visits :

The Parties shall cooperate and exchange studies and researches related to the combating of crimes stated in this Agreement, provide mutual assistance in the preparation of the training courses or exchange field's visits.

#### **Article (4)**

For the suppression of illicit trafficking in narcotic drugs, psychotropic substances and precursors, the Parties shall:

(a) Exchange and share information about persons involved in narcotic drug trafficking; their modus operandi as well as other relevant details of such crimes, in so far as these are necessary for the prevention or suppression of crimes;

(b) Exchange the results of their criminal and criminological research on narcotic drug trafficking and abuse of narcotic drugs;

(c) Share and exchange of samples of narcotic drugs and psychotropic substances of natural or synthetic origin usable for abuse; and

(d) Subject to their national laws and regulations and their international obligations, facilitate the controlled delivery of illicit narcotic drugs and psychotropic substances in order to render possible the arrest of the persons to whom they will be delivered as well as any persons involved in the trafficking provided that the necessary information is submitted at least 48 hours prior to the request

#### **Article (5)**

The Parties shall take mutual measures and provide the necessary assistance as per the requirements of police investigation (i.e. all the measures taken by the police to establish evidence before presenting the accused in the competent court)

#### **Article (6)**

Assistance may be refused if it would impair the sovereignty, security and state interests of the requested Party or if the subject of assistance is contrary to the national laws and regulations of the requested Party.

#### **Article (7)**

The Parties shall maintain the secrecy of the mutually exchanged information and no third party shall be informed of it without the written approval of the Party that provided the information.

#### **Article (8)**

Each Party shall bear the special expenses resulting from the implementation of the provisions of this Agreement or any other form of expenses as may be agreed upon.

#### **Article (9)**

A Joint Committee shall be established to follow up and assure the implementation of this Agreement. The Joint Committee may hold its meeting on the request of either Party to take the appropriate decisions. The Joint Committee shall observe complete confidentiality in the conduct of its works.

#### **Article (10)**

The Joint Committee shall lay down the detailed modalities of cooperation and specify the law enforcement agencies of each side that exchange intelligence information in the fields of terrorism and drug trafficking and shall specify the office addresses of those agencies, their contact telephone numbers, faxes and other relevant details to facilitate contact on priority basis.

Similarly, it shall determine also the nodal authorities that cooperate with each other and exchange mutual assistance in various fields of crime.

#### **Article (11)**

The authorities responsible for the follow up and implementation of this Agreement are-

In the Republic of India - the Ministry of Home Affairs.

In the State of Qatar - the Ministry of Interior

#### **Article (12)**

This Agreement does not prejudice the rights and obligations of the Parties arising from any other Agreement entered into by either of the Parties. In case of there being any differences between the provisions of this Agreement and the provisions of any such other Agreement, the provisions that realize more security cooperation, shall be applied with the consent of the Parties.

#### **Article (13)**

Any dispute arising out of the interpretation of this Agreement shall be settled through negotiations between the Parties.

#### **Article (14)**

This Agreement may be amended by the written consent of the Parties. Such amendment shall, be applicable from the date of the last notice of one Party to the other Party of the completion of all the legal requirements applicable in its country.

### **Article (15)**

This Agreement shall be ratified/ approved according to the legal procedures followed in the country of each Party. This Agreement shall enter into force after one month following the exchange of the documents of its approval by the Parties through diplomatic channels. This Agreement shall remain valid for a period of five years from the date of its entry into force; it shall be renewed automatically unless either Party may give the other Party a written notification of its desire to terminate the Agreement. In such a case, the Agreement shall be terminated after three months from the date of the receipt of such notification.

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

This Agreement is written in two originals each in the Hindi, Arabic and English languages; all the texts being authentic, in case of any divergent interpretation, the English text shall prevail.

Done in the city of Doha on 11 of 11 1429 AH, corresponding to 9<sup>th</sup> of November 2008 AD.

For the Government of the  
Republic of India

(E. Ahamed)

Minister of State for External Affairs

For the Government of the  
State of Qatar

(Sheikh Abdullah bin Nasser bin  
Khalifa al Thani)

Minister of State for Internal  
Affairs

## **Agreement between the Government of the Republic of India and the Government of the Democratic Socialist-Republic of Sri Lanka on Combating international Terrorism and Illicit Drug Trafficking**

The Government of the Republic of India and the Government of the Democratic Socialist Republic of Sri Lanka hereinafter' referred to as the "Parties",

**Guided** by the traditional friendly relations between the two countries and 'their endeavour to contribute to the further development of their bilateral relations;

**Deeply** concerned with the expansion of International Terrorism;

**Convinced** of the need to enhance bilateral cooperation in combating international terrorism and illicit drug trafficking;

**Recognizing** the mutual advantages of such cooperation for both Parties in accordance with their national laws and regulations;

**Taking** into consideration the relevant international treaties to which both countries are Parties;

**Desiring** to improve the effectiveness of both countries in Combating terrorism and drug trafficking and to establish a framework for enhancing cooperation between the officials of intelligence and law-enforcement agencies of the Parties;

Have agreed as follows:

### **Article 1**

The Parties shall, within the framework of this Agreement and subject to their domestic laws and regulations, cooperate in combating International terrorism, illicit trafficking in narcotic drugs and psychotropic substances including their precursor chemicals.

### **Article 2**

The Parties have resolved to cooperate in their joint fight against terrorism in all its forms and manifestations and, to this end, shall:

(a) exchange information and intelligence on the activities of terrorist groups and their associates including, those providing front or cover to individuals or groups engaged in

the planning, promoting or executing acts of terrorism against the Parties as well as those which may operate from or use the territories of either Party;

- (b) identify and exchange information on any sources of financing of terrorism which may be located in the territory of either Party and take steps to seize and confiscate the sources of financing of terrorism;
- (c) coordinate approaches to combating international terrorism;
- (d) cooperate and share experiences in areas of hijack termination, hostage rescue and negotiations and protection of VIPs and innocent victims;
- (e) facilitate cooperation in preventing access to arms, explosives, and other prohibited substances for terrorist activities;
- (f) enhance cooperation and intelligence sharing between the Law enforcement agencies of the Parties;
- (g) provide mutual assistance including exchange, of professional expertise and training of security and law enforcement personnel and organizing seminars and conferences etc., in the relevant fields; and
- (h) address any other matter in this Agreement as mutually agreed upon.

### **Article-3**

For suppression of illicit trafficking in narcotic drugs, psychotropic substances and precursors, the Parties shall:

- (a) Exchange and share information about persons involved in narcotic drug trafficking, their modus operandi as well as other relevant details of such crimes, in so far as these are necessary for the prevention or suppression of crimes;
- (b) Exchange the results of criminal and criminological aspects of research on narcotic drug trafficking and abuse of narcotic drugs;
- (c) Share and exchange of samples of narcotic drugs and psychotropic substances of-natural or synthetic origin usable for abuse; and
- (d) Subject to its domestic laws and international obligations, facilitate the controlled delivery of illicit narcotic drugs and psychotropic substances in-order to render possible the arrest of the persons to whom it. will be delivered as well as any persons involved in the trafficking provided that the necessary information is submitted at least 48 hours prior to the requested action.

#### **Article 4**

1. The Ministry of Home Affairs will be the nodal agency on the Indian side, responsible for the implementation of this Agreement.
2. The Ministry of Defence and Urban Development shall be the nodal agency on the side of the Government of the Democratic Socialist Republic of Sri Lanka.
3. The Parties shall nominate such other law enforcement and intelligence agencies for cooperation in various areas under this Agreement as deemed necessary.
4. Unless otherwise agreed, English language shall be used for communication and exchange of information.

#### **Article 5**

The Parties shall set up a Coordination Committee including representatives of law enforcement and intelligence agencies to promote and review the cooperation within the terms' of this Agreement The Committee shall meet at least once every year on mutually convenient dates and the venue of the meetings shall alternatively be in India and Sri Lanka.

#### **Article 6**

The Coordination Committee shall lay down the detailed modalities and specify law enforcement and intelligence agencies on either side to exchange operational intelligence in the field of terrorism and drug trafficking including their office address, contact telephone and fax numbers and other relevant details to-facilitate contact on priority basis. Similarly, nodal authorities shall be specified for cooperation and mutual assistance in the field of crime.

#### **Article 7**

1. The Coordination Committee shall observe. complete confidentiality in the conduct of its work.
2. Any confidential information provided by a Party pursuant to this Agreement shall not be passed on or" disclosed to a third Party without the express consent of the former Party which provided information.

### **Article 8**

Either Party may deny a request for cooperation, in whole or in part, if that request affects its sovereignty, endangers its national security or violates its laws and regulations.

### **Article 9**

Any dispute arising out of the interpretation or application of this Agreement shall be settled through negotiations between the Parties through Diplomatic channels.

### **Article 10**

The provisions of this Agreement shall not affect the obligations assumed by Parties pursuant to other bilateral or multi-lateral Agreements to which they are Parties.

### **Article 11**

This Agreement may be amended or revised, as deemed necessary, by mutual written consent of the Parties.

### **Article 12**

1. This Agreement shall come into force from the date of its signature and shall remain in force for an indefinite period.

2. Either Party may at any time terminate this Agreement by giving six months advance written notice to the other Party indicating its intention to terminate this Agreement. The Agreement shall cease to have effect on the expiry of the six months period.

The undersigned, being duly authorized thereto by their respective Governments, have signed this Agreement.

Done at New Delhi on the 22<sup>nd</sup> day of January in the year 2013, in two originals each in Hindi, Sinhala and English languages, all texts being equally authentic. In case of divergence of interpretation, the English text shall prevail.

For the Government of the  
Republic of India

For the Government of the  
Democratic Socialist  
Republic of Sri Lanka

**AGREEMENT BETWEEN  
THE GOVERNMENT  
OF THE REPUBLIC OF INDIA  
AND  
THE GOVERNMENT  
OF THE FRENCH REPUBLIC  
ON THE PREVENTION OF THE ILLICIT CONSUMPTION OF AND REDUCTION OF  
ILLICIT TRAFFIC IN NARCOTIC DRUGS, PSYCHOTROPIC SUBSTANCES AND  
CHEMICAL PRESURSORS, AND RELATED OFFENCES**

The Government of the Republic of India and the Government of the French Republic (hereinafter jointly referred to as the "Parties");

AFFIRMING their attachment to the provisions of the Single Convention on Narcotic Drugs of 30 March, 1961 as amended by the Protocol of 25 March, 1972 amending the 1961 Single Convention on Narcotic Drugs, of the Convention on Psychotropic Substances of 21 February, 1971, of the United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 20 December, 1988 and of the United Nations Convention against Transnational Organised Crime of 15 November, 2000;

WISHING also to promote the principles of the Political Declaration and Plan of Action on International Cooperation towards an Integrated and Balanced Strategy to Counter the World Drug Problem adopted at the High Level Segment of the Commission on Narcotic Drugs in 2009;

CONCERNED about the profoundly adverse effects of narcotic drugs and psychotropic substances on the public health of their people and on the harmonious development of their economics, and by the threat they present to their national security and fundamental interests;

CONVINCED that the illicit production of and traffic in narcotic drugs and psychotropic substances and their illicit consumption represent a problem whose characteristics, development | and global scale require States and international organizations to unite their efforts and resources j and presuppose the development of tools to coordinate and allocate them as effectively as possible;

NOTING the similarity of their national strategies in the fight against narcotic drugs and psychotropic substances, which aim to promote a comprehensive approach that seeks in a balanced way; to simultaneously counter supply and reduce demand;

Have agreed as follows:

## **ARTICLE 1**

### **DEFINITION**

For the purposes of this Agreement, the following terms have the following meanings:

1. Narcotic drugs: any substance, natural or synthetic, included in Schedule I or II of the United Nations Single Convention on Narcotic Drugs of 30 March, 1961 as amended by the Protocol of 25 March, 1972.
2. Psychotropic substances: any substance, natural or synthetic, or any natural material in Schedule I, II, III or IV of the United Nations Convention on Psychotropic Substances of 21 February, 1971.
3. Chemical precursors: substances and compounds that can be used in the production, manufacture and/or preparation of narcotic drugs and psychotropic substances whose molecular structure is incorporated into the finished product and which become essential to the above-mentioned processes.
4. Drugs: all the substances defined in paragraphs 1 and 2 of this Article.
5. Illicit traffic in drugs: the activities described in paragraphs 1 and 2 of the Article 3 of the United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 20 December, 1988.
6. Related offences: criminal offences committed with the aim of favoring illicit traffic in drugs or chemical precursors, facilitating such traffic or ensuring that it goes unpunished, or enabling those responsible - or third parties aware of the criminal nature of the activities in question or having displayed willful negligence - to profit there from or take advantage thereof in any way whatsoever.
7. Controlled delivery: a special investigative technique whereby the competent authorities allow drugs that are or are suspected of being illegally shipped to pass through one of the Parties' territory with a view to identifying the originators and beneficiaries of such illicit traffic and the methods used, under the control of both Parties' Competent

Authorities and in compliance with the international commitments they have freely entered into and with their national law.

## **ARTICLE 2**

### **OBJECTIVES, SCOPE AND AREAS OF COOPERATION OF THE AGREEMENT**

1. The Parties shall step up their cooperation in accordance with their domestic law to prevent the illicit consumption and illicit traffic of drugs and chemical precursors and related offences.
2. Their cooperation shall be based on the principles of equality, sovereignty and reciprocity, in compliance with the national and international obligations entered into by each Party and, as regards the French Party, European Union law.
3. This Agreement does not affect the Parties' rights and obligations arising from other international or bilateral agreements relating to mutual legal assistance in criminal matters and extradition.
4. Their cooperation concerns the following areas in particular:
  - a. prevention of the illicit production of and traffic in drugs and related activities;
  - b. control and monitoring of the production of chemical precursors and prevention of traffic in them:
  - c. prevention of the consumption of drugs, in particular by educating people and raising their awareness;
  - d. dedicated actions in public health and social policies to help people affected by drugs;
  - e. conduct of coordinated or joint actions to prevent illicit traffic in drugs and chemical precursors:
  - f. implementation of international, multilateral or regional cooperation actions and support for initiatives liable to make a positive contribution to the treatment of such issues.
5. The scope of this Agreement may be extended to other areas with the Parties' mutual written consent.

## **ARTICLE 3**

### **TERMS AND CONDITIONS OF COOPERATION**

1. Cooperation under this Agreement may include:

a. the transmission of studies and research relating to drugs and precursors, as well as analytical and forward-looking studies concerning developments in such products, the workings of illicit markets in them and changes in the criminal organizations attached to them;

b. exchanges of laws, decrees and other relevant legal measures that establish or amend each Party's legal framework for the prevention of illicit traffic in drugs and chemical precursors;

c. exchanges of best practices and experience between each Party's expert officials serving in national agencies and their devolved units;

d. formal and operational training of each Party's expert officials serving in national agencies and their devolved units responsible for preventing the illicit consumption of and traffic in drugs and for controlling the production of and preventing illicit traffic in chemical precursors;

e. exchanges of operational information, including personal data, relating to the areas of cooperation mentioned in Article 2, under the conditions set forth at Articles 6 and 7 of this Agreement;

f. the provision of equipment and human and financial resources for the implementation of programs and actions;

g. the provision of technical and scientific assistance and exchanges of best practices relating to criminalistic analysis of drugs and precursors;

h. technical advice and exchanges of best practices relating to identification, seizure and confiscation of assets, capital and income derived from illicit traffic in drugs and related activities;

i. the framing and implementation of plans, programs and projects relating to the prevention of the illicit consumption of drugs:

j. the framing and implementation of plans, programs and projects relating to medical support for people affected by drugs and their reintegration in society;

k. the framing and implementation of plans, programs and projects relating to the prevention of illicit traffic in drugs and chemical precursors, including the implementation of special investigative techniques in general and controlled deliveries in particular.

2. The terms and conditions of cooperation in the areas covered by this Agreement may be supplemented with the Parties' mutual written consent.

## **ARTICLE 4**

### **NATURE AND INSTRUMENTS OF TECHNICAL COOPERATION**

1. Cooperation requests relating to bilateral police and administrative technical cooperation (hereinafter "technical cooperation") under this Agreement shall be conducted in compliance with each Party's domestic law and procedures and submitted through diplomatic channels. They shall be the subject of an annual programme that enables both Parties to agree on the nature and form of the actions to be undertaken. Other actions may be implemented subsequently as required with the Parties' mutual consent.

2. Such technical cooperation actions may take the following forms, inter alia:

- a. the circulation of information and best practices;
- b. the exchange of specialised documentation;
- c. the organisation of meetings, seminars and conferences for operational staff;
- d. study visits and expert assignments;
- e. the hosting of interns for training provided by an agency of the other Party or devised on an ad-hoc basis.

3. The terms and conditions applicable for technical cooperation actions shall be determined with the Parties' mutual consent before each action is carried out.

## **ARTICLE 5**

### **NATURE AND INSTRUMENTS OF OPERATIONAL COOPERATION**

### 1. Scope of operational cooperation:

Cooperation requests for the conduct of activities of an operational nature under this Agreement (hereinafter "operational cooperation") shall be covered by the terms and conditions of cooperation set forth at Article 3, paragraph 1, sub-paragraphs e), f), g) (relating to technical and scientific cooperation), h) (relating to technical advice), i), j) and k).

### 2. Submission of operational cooperation requests:

Operational cooperation requests must be submitted in writing by the requesting Party directly to the Competent Authority of the requested Party. Requests may be submitted orally in an emergency but must be confirmed in writing as soon as possible through the fastest means of communication.

Operational cooperation requests must include:

- The name of the requesting Competent Authority;
- The name of the requested Competent Authority;
- The name of and reasons for the request, supporting the necessity of cooperation;
- Any other information that will allow the request to be processed as efficiently as possible.

Operational cooperation requests and any documents attached to them shall be provided in the language of the requested Party, unless the Competent Authorities agree beforehand on an alternative arrangement.

### 3. Processing operational cooperation requests:

The Competent Authority of the requested Party shall fulfil the cooperation request with diligence, in compliance with its internal institutional organisation, domestic law and procedures. It may, if necessary, request additional information from the requesting Competent Authority in order to fulfil its request or satisfy itself that the request is authentic by requesting confirmation.

If the cooperation request cannot be fulfilled within a maximum time limit of forty-eight hours or within the time limit desired by the requesting Competent Authority, the requested Competent Authority shall inform it thereof as soon as possible.

If fulfillment of the request does not fall within the powers of the requested Competent Authority, it shall transmit the request to the corresponding authority and inform the requesting Competent Authority of the fact.

The Competent Authority may refuse to accede to the request in whole or in part if it considers that the request may infringe on the sovereignty or security of the State or any other of its fundamental interests; or the organisational and operational rules of the State's judicial authorities; or that it may be contrary to the State's international commitments or, as regards the French Party, to European Union law. If the cooperation request is rejected, the requesting Competent Authority shall be informed thereof as soon as possible.

#### 4. Financing of cooperation requests:

The costs of implementing the measures relating to operational cooperation requests on the territory of the State to which they relate shall be borne by the requested Competent Authority if it accedes to the cooperation request.

On the other hand, the requesting Competent Authority shall assume its representatives' travel costs, if travel is necessary for the cooperation request to be properly carried out.

The Competent Authority shall agree on the terms and conditions for bearing any other costs prior to entering into any financial commitment.

## **ARTICLE 6**

### **CONFIDENTIALITY OF INFORMATION AND DOCUMENTS**

1. The Parties shall ensure that information or documents received are kept confidential if they are subject to special protection by the issuing Party or if the latter considers their dissemination to be inappropriate.

2. Information or documents received by one Party under this Agreement and deemed by the issuing Party to be confidential or requiring special protection may be communicated to a third party only with the express written permission of the Competent Authority that provided them.

## **ARTICLE 7**

### **PROTECTION OF PERSONAL DATA**

1. Transfers between the Parties of personal data mentioned in Article 3 (1) (e) of this Agreement shall take place in strict compliance with the national legislation of each Party.

2. They shall guarantee an adequate level of protection of people's private lives and fundamental rights and freedoms, and shall be carried out in compliance with the following provisions:

a. Personal data must be obtained and processed fairly and lawfully and must be appropriate, relevant and not excessive with regard to the purposes for which it is transferred.

b. Transferred data shall be kept for no longer than the period required for the purpose for which it has been recorded and shall be deleted at the end of this period. .

c. The Competent Authorities shall take all reasonable measures to prevent the transfer of inaccurate, incomplete or out-of-date personal data. If it is established that inaccurate or non-transferable data has been transferred, the sending Party shall immediately inform the receiving Party, which shall correct the inaccurate data or delete the non-transferable data.

d. No data transferred to a Party under this Agreement may be transferred to a third country, a private individual or an international body without the consent of the Party which provided the data.

e. All people have the rights to take legal action in the event of a violation of the rights guaranteed to them by the national law of their Party.

f. The Parties shall take appropriate measures to guarantee that the data transferred to them is protected from accidental or unauthorized destruction, accidental loss, and unauthorized access, modification or dissemination.

- g. Each Party shall keep a record of the data transferred and its destruction.
- h. A Party receiving personal data shall inform the sending Party, on request, of how it is being used.

## **ARTICLE 8**

### **COMPETENT AUTHORITIES**

1. The Parties shall inform each other of the designation of their Competent Authorities under this Agreement by an exchange of letters through diplomatic channels within a reasonable time after the Agreement takes effect. They shall likewise promptly inform each other through diplomatic channels of any changes to the list of their Competent Authorities;

2. Without prejudice to the provisions of Article 4(1) of this Agreement, the Parties shall establish direct channels of communication between the Competent Authorities by appropriate telephonic and/or electronic means, in order to ensure effective cooperation.

## **ARTICLE 9**

### **EVALUATION OF THE COOPERATION**

In order to supervise, monitor and evaluate the activities carried out under this Agreement, the Parties shall create a high-level working group comprising representatives of all their Competent Authorities. The group shall meet at regular intervals, alternately in New Delhi and Paris.

## **ARTICLE 10**

### **SETTLEMENT OF DISPUTES**

Any dispute arising out of the interpretation or implementation of this Agreement shall be settled amicably by consultation or negotiation between the Parties through diplomatic channels.

## **ARTICLE 11**

### **FINAL PROVISIONS**

1. Each Party shall notify the other of the completion of any internal procedures that may be necessary for the entry into force of this Agreement, which shall take effect on the first day of the second month following the date of the last such notification.
2. This Agreement is concluded for a period of three years. The Agreement shall be renewable by tacit consent for further periods of three years.
3. The Parties may amend this Agreement in writing at any time by mutual consent. Such amendments shall take effect in accordance with the provisions of the first paragraph of this article.
4. This Agreement may be the subject of implementing agreements or technical arrangements that specify or supplement the implementation of its provisions.
5. Either Party may terminate this Agreement at any time through written notification served on the other Party through diplomatic channels. Termination shall take effect ninety days after the date on which the other Party receives such notice.
6. Termination of this Agreement does not release the Parties from executing the obligations contracted while it was in effect.

IN WITNESS WHEREOF, the representatives of the two Parties, duly authorized for the purpose, have signed this Agreement and affixed their seal to it.

Done at New Delhi on this 10th day of March 2018 in two (2) original copies each in the Hindi, English and French languages, all texts being equally authentic.

FOR THE GOVERNMENT  
OF THE REPUBLIC OF INDIA

-sd-

(RAJNATH SINGH)

MINISTER OF HOME AFFAIRS

FOR THE GOVERNMENT  
OF THE FRENCH REPUBLIC

-sd-

(JEAN-YVES LE DRIAN)

MINISTER FOR EUROPE AND  
FOREIGN AFFAIRS

## **Agreement**

### **Between the Government of the Republic of India and the Government of the Republic of Uzbekistan on mutual cooperation in combating illicit trafficking in narcotic drugs, psychotropic substances and precursors**

The Government of the Republic of India and the Government of the Republic of Uzbekistan (hereinafter referred to as the "Parties"),

Considering that the Single Convention on narcotic drugs of 1961, as amended by the 1972 Protocol, the Convention on Psychotropic Substances of 1971 and the UN Convention against illicit traffic in Narcotic Drugs and Psychotropic Substances of 1988 form the basis for national and international drug control,

Affirming their commitment to the Declaration adopted by the Special Session of the UN General Assembly in June 1998 on Drug Abuse and Illicit Trafficking as an expression of the political will of nations to combat the drug menace,

Sharing a deep concern over the illicit cultivation, production, processing and trafficking in illicit drugs,

Reaffirming their joint determination to combat the drug menace,

Recognizing that the medical use of narcotics drugs and psychotropic substances continues to be indispensable for the relief of pain and suffering and that adequate provision must be made to ensure the availability of narcotics drugs and psychotropic substances for such purposes,

Taking into due consideration their constitutional, legal and administrative systems and respect for the national sovereignty of their respective State;

Have agreed as follows:

#### **Article 1**

For the purpose of this Agreement the following terms means:

"Illicit trafficking" - those offenses specified in paragraphs 1 and 2 of Article 3 of the UN Convention against illicit traffic in narcotic drugs and psychotropic substances of 1988.

"Narcotic drugs" and "psychotropic substances" - the substances that are scheduled or described in the Single Convention on narcotic drugs, 1961 as amended by the Protocol of 1972 and Convention on psychotropic substances, 1971.

"Precursors, essential chemicals and solvents" - substances included in the Tables referred to in Article 12 of the UN Convention against illicit traffic in narcotic drugs and psychotropic substances, 1988 or any other substances as may be mutually agreed upon.

## **Article 2**

For the objectives of this Agreement in accordance with the national legislation of their States, the Parties agree to cooperate in the following areas:

- a) Combating the trafficking of narcotic drugs, psychotropic substances and precursor chemicals;
- b) Prevent money laundering and cooperate in tracing, indentifying, freezing, seizing and forfeiting of properties derived from or used in illicit traffic;
- c) Allow and assist each other in the appropriate use of controlled delivery with a view to identifying persons involved in the illicit trafficking of drugs, psychotropic substances, precursors, essential chemicals;
- d) exchange of information on existing legal instruments of national legislation of their States in the combating the illicit trafficking of narcotic drugs, psychotropic substances and their precursors, and further notification of each other of any amendments and additions to such legislation.

## **Article 3**

The Parties, in accordance with their national legislation, agree to use their best efforts and take necessary measures for cooperation in following forms:-

- a) Exchange of information of operational, technical and general nature between the Competent Authorities of both countries;
- b) Identification of the objects of illegal use and destruction of illicit laboratories producing narcotic drugs;
- c) Regulation and control of the production, importation, exportation, transit, storage, distribution and sale of precursors, essential chemicals which may be used in the illicit manufacture and production of drugs;
- d) Exchange of information and collaboration towards reducing the demand for drugs through prevention, awareness, education and community based programmes, treatment and rehabilitation;
- e) Promptly exchange information on the arrest of the citizens of the State of one Party in the territory of the State of the other Party and provision of further information on investigations, prosecutions and related matters;
- f) Exchange of national lists of narcotic drugs, psychotropic substances and precursors chemicals and any change to them;
- g) Assist each other, upon request, in operational matters, including employing such investigative techniques as may be necessary for interdicting all types of narcotic and synthetic drugs, as well the chemical precursors of illicit use.

#### **Article 4**

Within the framework of this Agreement, the information of following nature may be exchanged between the Parties:

- a) Operational information on drug trafficking which may be communicated through the fastest means of communication, viz., telephone, telex/fax and e-mail;
- b) Detailed information which may be communicated through correspondence in order to build up dossiers in respect of narcotic drugs and psychotropic substances traffickers, smugglers, suspects, financiers, organizers, etc.

The information shall normally be exchanged in the formats at Appendices I & II relating to cases of illicit traffic and persons involved in trafficking respectively. Any other information of significance may be exchanged in any other format as and when necessary.

The Parties shall use their best efforts to ensure the security communication channels.

Information between the Parties within this Agreement will be conveyed in English.

Information transmitted by the Parties under this Agreement shall be confidential and may not be used for purposes other than those for which it was requested, and not transferred to a third party without the prior written consent of the Party that provided the information.

#### **Article 5**

For effective realization of this Agreement the Parties on annual basis may hold by mutual consent meetings between the experts of the competent authorities of both countries.

#### **Article 6**

This Agreement shall not affect the rights and obligations arising from other international treaties to which both states of the Parties are a Party to.

#### **Article 7**

The Parties shall cooperate in training of personnel, exchange specialists and experts in the field of control over narcotics.

### **Article 8**

The Parties shall cooperate in working out and in introduction of new methods of control illegal transactions in narcotic drugs, psychotropic substances and precursors as well as the treatment and social rehabilitation of addicts.

### **Article 9**

The Parties may carry out export-import operations connected with narcotics drugs, psychotropic substances and precursors for legal aids within the scope of the international conventions in the field of control over narcotics.

### **Article 10**

For the implementation of this Agreement in the appropriate manner, either Party may request assistance from the Party to fund coordinated operations and to improve institutional capabilities.

### **Article 11**

This Agreement may be amended by mutual consent of the Parties by separate protocols, which shall be its integral part and shall enter into force in accordance with the procedure provided in Article 14 of this Agreement.

### **Article 12**

For the implementation of this Agreement and exchange of any information the competent authorities shall be

- For the Government of Republic of Uzbekistan - as given in Appendix III;
- For the Government of the Republic of India - as given in Appendix IV.

### **Article 13**

All disputes on interpretation of the provisions of this Agreement shall be resolved through negotiation and consultation between the Parties.

## **Article 14**

This Agreement shall come into force from the date of its signing and shall remain valid for a period of five years. It shall be automatically renewed for further periods of five years unless either Party notifies the other in writing at least three month in advance of its intention to terminate this Agreement.

In witness whereof the undersigned being duly authorized thereto by their respective Governments have signed this Agreement.

Done at New Delhi on 1st October of 2018 in two originals each in the Uzbek, Hindi and English languages all texts being equally authentic.

In case of any divergence of interpretation, the English text shall prevail.

**-sd-**  
**(Rajiv Gauba)**  
**Home Secretary**  
**Government of India**

**For the Government**  
**of the Republic of India**

**-sd-**  
**(Viktor Makhmudov)**  
**Secretary of the Security Council**  
**Under the President of the**  
**Republic of Uzbekistan**

**For the Government**  
**of the Republic of Uzbekistan**

**CASES OF ILLICIT TRAFFIC IN NARCOTICS AND SMUGGLING**

**Reference**

**Sender (Organization/Agency)**

1. Name of the Seizing agency
2. Type of narcotics/contraband seized
3. Quantity
4. Chemical Analysis
5. Place of seizure
6. Date of Seizure
7. Packing, Labelling & Trade Marks
8. Particulars of conveyance used
9. Name and Nationality of the custodian/Owner of the conveyance
10. Name of Company, Airlines, Ship
10. (a) The bill of lading / airway bills/invoice
11. Mode of concealment
12. Route
13. Place of production/ processing
14. Place where narcotics/ contraband obtained
15. Origin/ source
16. Destination
17. Any equipment / accessories seized
18. Any other information

**PROFORMA FOR REPORTING ON PERSON (S) INVOLVED IN NARCOTICS  
TRAFFICKING / SMUGGLING**

(In cases implicating more than one person necessary to use separate form for each)

1. Name and aliases used
2. Father's name
3. Sex
4. Age
5. Date and Place of Birth
6. Nationality
7. Passport No.
8. Place/Date of issue
9. Occupation
10. Address
11. Extent of involvement
12. Previous involvement
13. Associates
14. Arrested /Detained
15. Place of Arrest
16. Judicial or administrative Measures taken
17. Attached photocopy of the first page of passport or any other identification document having a photography of the person (if any, photograph (s) of drug traffickers may also be attached).

**SUMMARY OF THE CASE**

(Indicate details of the case necessary for furtherance of investigation)

**COMPETENT AUTHORITIES FOR THE REPUBLIC OF UZBEKISTAN**  
**(As mentioned in Article 12)**

1. National information and analytical Centre on Drugs Control under the Cabinet of Ministers.
2. Ministry of Internal Affairs.
3. The State Security Service.
4. The State Customs Committee.
5. General Prosecutor's Office

**COMPETENT AUTHORITIES FOR THE REPUBLIC OF INDIA**  
**(As mentioned in Article 12)**

- 1. Narcotics Control Bureau.**
- 2. Ministry of Home Affairs.**
- 3. Ministry of Finance.**
- 4. Ministry of Social Justice and Empowerment.**
- 5. Central Bureau of Narcotics.**

## **Agreement on Security Cooperation between the Government of the Republic of India and the Government of the Kingdom of Saudi Arabia**

The Government of the Republic of India and the Government of the Kingdom of Saudi Arabia, hereinafter referred to as "the Parties";

Promoting existing ties between both countries;

Desiring to establish mutual cooperation in the field of security;

Recognizing the mutual benefits of such cooperation;

Adhering to their applicable laws and legislations; and

Respecting their national sovereignty;

Have agreed as follows:

### **Article 1**

**First:** The Parties agree to cooperate in combating all forms of crime, especially the following;

1. Crimes of terrorism and its financing;
2. Crimes against the State;
3. Organized crime including trans-border crimes;
4. Crimes relating to the production and smuggling of narcotics, psychotropic substances and precursor chemicals used in the manufacturing thereof;
5. Financial and economic crimes, as well as crimes of money laundering;
6. Crimes of corruption;
7. Crimes of fraud;
8. Crimes of forgery and counterfeiting of currency;
9. Crimes of stealing or smuggling means of transport, or the illicit trading therein;
10. Crimes of stealing or smuggling firearms, ammunition or explosives, or the illicit trading therein,
11. Crimes of stealing radioactive, nuclear, bacterial, biological or chemical materials, or the illicit trading therein
12. Crimes of homicide and assault against persons or property;
13. Crime of human trafficking,
14. Crimes of illegal immigration, smuggling of persons, and illegal border-crossing

15. Crimes of stealing or smuggling antiquities and items of historical, cultural or artistic value, or the illicit trading therein;
16. Cyber crimes and radicalization propaganda, and other terror related activities on the cyber space having any security implications,
17. Environmental crimes;
18. Any other crime the prevention, detection or investigation of which requires the cooperation of the competent authorities of both countries.

**Second:** The Parties may, upon mutual agreement, cooperate in other security fields, provided that such cooperation is consistent with the purposes of this Agreement.

## **Article 2**

The Parties shall cooperate in combating the crimes stipulated in this Agreement through the following means and procedures:

1. Each party shall notify the other party of any available information on any criminal activity targeting the other party, whether committed or being plotted, in the territory of either party or that of a third party.
2. Application of controlled delivery between the Parties in cases relating to narcotics, psychotropic substances, and chemical precursors.
3. Search for wanted persons and exchange of information and personal data of individuals suspected of committing any of the aforementioned crimes, including financial and banking information, and providing justification therefor.
4. Expedious exchange of information on terrorist individuals, groups, or organizations, particularly information regarding their structure activities, funding sources, and means of communication.
5. Assessment of threats posed by crimes of terrorism and its financing, organized crimes, crimes relating to narcotics and psychotropic substances and chemical precursors, and the updating of information related thereto to establish precautionary and combating measures.
6. Exchanges of information and expertise pertaining to the protection of means of transportation and passengers.
7. Exchange of information and expertise pertaining to any new means and techniques of committing crimes as well as methods of combating them.
8. Exchange of laws and publications relating to crime combating issued by the competent agencies of the Parties.

9. Exchange of names of persons convicted of serious crimes committed against the other party, as well as names of persons provisionally detained for serious crimes committed by citizens of the other party.

10. Real time drug trafficking related information sharing between designated nodal points of both the countries.

### **Article 3**

If either party detains or arrests a citizen of the other party for any of the crimes provided for in this Agreement, the competent agency of the detaining or arresting party shall immediately notify the other party.

### **Article 4**

The parties shall cooperate in security training through the following:

1. training programs and courses,
2. exchange of meetings and visits,
3. conference, exhibitions, and seminars; and
4. exchange of available illustrative and training aids.

### **Article 5**

Either party may refuse to execute the cooperation stipulated in this Agreement, wholly or partially, if such cooperation:

1. undermines its sovereignty or security;
2. conflicts with its domestic laws;
3. jeopardizes its investigation or proceeding;
4. conflicts with a judicial proceeding carried out in its territory; or
5. conflicts/contradicts with the basic principles of legal system or the existing domestic laws,

### **Article 6**

The Parties shall maintain the confidentiality of information exchanged under this Agreement. Such information shall exclusively used for the purposes for which it was provided, and neither party may transfer or pass it to a third party without the written

consent of the providing party. The Parties shall continue to implement the provisions of this Article in case of this Agreement's termination.

#### **Article 7**

This Agreement shall not affect rights and obligations under any other bilateral or multilateral international treaty binding on either party.

#### **Article 8**

Disputes arising from the interpretation, application, or implementation of this Agreement shall be settled through direct communication between the Parties. If no agreement is reached, such disputes shall be settled through diplomatic channels and may not be referred to any court, tribunal or third party for settlement.

#### **Article 9**

Expenses relating to the implementation of this Agreement shall be borne by the party on whose territory the expenses were incurred, unless the Parties agree otherwise.

#### **Article 10**

1. The competent agencies in charge of the implementation of this Agreement are;  
Kingdom of Saudi Arabia: Ministry of Interior and Presidency of State Security  
Government of India: Ministry of Home Affairs
2. The competent authorities shall specify in writing, bilateral contact points and their means to facilitate cooperation in all fields of this agreement.
3. Each party shall intimate the other party-through diplomatic channels about any change in the competent authorities.
4. Arabic and English languages shall be considered as official languages for correspondence between the two parties.

#### **Article 11**

Both the parties if needed, may form a committee of competent agencies of both the countries pertaining to combating crime and training in security fields which shall discuss aspects of cooperation in security fields of both countries, necessary recommendations to develop this agreement and put up them to the concerned authorities of both parties. This committee shall meet alternatively in both countries whenever needed based on request of any one of the parties.

## **Article 12**

1. This agreement shall enter into force on the date of last notification, exchanged between the parties through diplomatic channels, confirming completion of necessary internal procedures for that.

2. This agreement could be modified after mutual consent and the modifications could be incorporated in accordance with the procedure mentioned in paragraph (1) of this Article.

3. This agreement shall be valid from the date of its entry into force for an unspecified period unless either party notifies the other in writing, of its intention to terminate through diplomatic channels, at least six months prior to date of termination. This will not affect the requests submitted during valid agreement.

Signed at Riyadh on 29th October, 2019 in two originals, each in Hindi, English and Arabic languages, all texts being equally authentic. In case of any differences in interpretation of the Hindi or Arabic text, the English version shall prevail.

For Government of the Republic of India

For Government of the Kingdom of  
Saudi Arabia

**MEMORANDUM OF UNDERSTANDING**  
**BETWEEN**  
**THE GOVERNMENT OF INDIA**  
**AND**  
**THE GOVERNMENT OF THE UNITED STATES OF AMERICA**  
**ON**  
**COOPERATIVE MEASURES TO INCREASE AWARENESS OF**  
**AND SUPPORT FOR EFFORTS TO COMBAT PRODUCTION,**  
**DISTRIBUTION AND USE OF ILLEGAL DRUGS**

The Government of India and the Government of the United States of America recognize that the production, distribution and consumption of illegal drugs is an international problem that respects no national boundaries. These illicit activities pose a direct threat to the health, economies and democratic institutions of our countries.

As democratic societies the two countries recognize that the support of the citizenry is essential to the success of Government policies. Only with support from all sectors of society, including members of Government, opinion leaders, the media and the public, can effective anti-drug policies be implemented.

In pursuance of Article-I of the bilateral agreement signed on March 23, 1990 between the Government of India and the Government of the USA, the two countries affirm that the exchange of ideas, activities and experiences from a broad spectrum of Government agencies, non-government organizations and the private sector is essential to the success of this effort.

In order to effectively address all aspects of this problem, the two countries intend to carry out joint, cooperative, long-term programmes to raise awareness of and build support for anti-narcotics activities.

Examples of joint activities which the Governments might carry out in fulfilment of the above objectives are :

Coordinating the creation of publicly accessible informational data on narcotics production, consumption and trafficking. This could include information on anti-narcotics education and prevention programs, crime and justice statistics and initiatives, as well as a registry of public and private sector organizations active in anti-narcotics activities,

Working with the mass communications media to promote more dissemination of information on the threat to our societies posed by illegal narcotics production, consumption and trafficking, and on the bilateral cooperative efforts our Governments have undertaken to combat those threats.

Supporting the production of anti-narcotics informational and educational materials for use with all sectors of society.

Cosponsoring informational meetings and seminars to promote understanding of and participation in bilateral anti-narcotics activities. Working with pertinent organizations to facilitate the exchange of experts and technical specialists on narcotics issues and programs.

Recognizing and encouraging non-governmental and private sector organizations in their anti-drug activities.

In conclusion, the Governments intend to designate their respective appropriate agencies or institutions to fulfill the objectives set forth in this document so that the work of these bodies coincides with the national policies, strategies and plans of each signatory country.

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

IN WITNESS WHEREOF, the undersigned, being duly authorized by their respective Governments, have signed this Memorandum of Understanding.

DONE at Washington, this 18th day of May, 1994 in two originals each in Hindi and English languages, all texts being equally authentic. However, in case of doubt, the English text shall prevail.

FOR THE GOVERNMENT  
OF INDIA

FOR THE GOVERNMENT OF  
THE UNITED STATES OF AMERICA

**MEMORANDUM OF UNDERSTANDING ON THE PREVENTION OF ILLICIT  
TRAFFICKING IN NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES  
AND RELATED MATTERS**

During the official visit of the President of Islamic Republic of Iran, His Excellency Hr. Akbar Hashemi Rafsanjani to India (April 17-19), the Indian and Iranian delegations held wide- ranging discussions regarding the desirability of mutual cooperation between the two countries in reducing demand and preventing illicit trafficking in narcotic drugs related matters. and psychotropic substances and related matters.

2. The Indian and Iranian delegations shared a deep concern over the illicit cultivation, production, processing and trafficking in illicit drugs in the region and considered the need for more comprehensive, integrated and collaborated approach to the control of supply and demand of all drugs of abuse among all countries and areas in the region.

3. The two sides affirmed their joint determination to fight against drug abuse and illicit trafficking and to take appropriate action to cooperate in the measures in this direction in conformity with international law.

4. Both sides identified areas where cooperation is desirable in the immediate terms, the areas identified include exchange of information of operational, technical and general nature between the nodal enforcement agencies of the two countries, mutual assistance in operational matters including employing such investigative techniques as may be necessary, exchange of literature on existing laws, rules procedures etc. concerning drug abuse control in the two countries and exchange of experience in reducing demand through prevention, treatment and public awareness activities.

5. The two sides designated agencies through which regular exchange of information may be affected. In respect of India, the nodal agency would be the Narcotics Control Bureau and in respect of Iran , the nodal agency would be the Ministry of Interior. A list of postal addresses, telephone, telex/fax numbers of the nodal agencies and the contact officers will be exchanged by the two sides within the next two months.

6. The two sides decided with a view to monitoring, assessing and reviewing the progress of cooperation as well as to identify further areas of cooperation, to set up a Working Group comprising the nodal agencies of the two countries identified for cooperation. The Working Group shall have periodical meetings alternatively in the two countries as and when required on mutually convenient dates.

Done at New Delhi on this Eighteenth day of April, One Thousand Nine Hundred Ninty Five.

On behalf of Government of India

On behalf of Government of Islamic  
Republic of Iran

**MEMORANDUM OF UNDERSTANDING ON JOINT CO-OPERATION FOR  
COMBATING CRIME**

The Government of Republic of India and the Government of the Sultanate of Oman (hereinafter called the two contracting parties);

recalling the traditional friendly relations between the two countries;

deeply concerned by the magnitude of and rising trend in acts of international terrorism and organized crime;

concerned further by the rising trend in illegal trade on narcotic drugs and psychotropic substances and in items of historical and cultural value;

endeavouring to achieve the common objective of co-operation in combating these crimes;

have agreed upon the following:-

**SECTION ONE**

**The Mutual Assistance in Combating Crime**

Article (1) The two contracting parties shall co-operate in providing mutual assistance in the following sectors:-

(1.1) Combating the following:-

- a) The illegal activities of the production, consumption and traffic in narcotic drugs and psychotropic substances.
- b) The international organized crime including terrorism, deception and fraud.
- c) Forgery, falsification of documents, counterfeiting of money and their circulation and other international illegal activities in the economic field.
- d) Illegal acts with reference to arms, ammunition and explosives.
- e) Activities of various international criminal elements.
- f) Smuggling of items of historical and cultural values and precious stones and minerals.
- g) Illegal crossing of borders and use of counterfeit travel documents.

(1.2) The tracing, restraint and confiscation of properties and proceeds of organized crime or activities of international terrorism.

Article (2) The co-operation on mutual assistance between the two contracting parties shall be accomplished as follows:-

(2.1) Exchange of the names of persons criminally convicted in serious crimes and the suspects and also those under surveillance allowed to travel, especially on occasions when required.

(2.2) Communication of data available with each party about any criminal acts committed or being prepared within the lands of the other country or abroad - to achieve this, there should be close contacts between the authorities in charge of vetting and criminal investigation in both countries.

(2.3) Exchange of documentation, publications and result of scientific research contributing to the development of the means of crime combat and aspects of mutual concern.

(2.4) Each party may communicate to the other the details of nationals of the other country who may be under detention in the respective country.

(2.5) The two contracting parties may communicate mutually through the diplomatic channels specimen of seals and types of entry visas in use within each country in order to prevent and combat the illegal crossing of borders.

## **SECTION TWO**

### **Mutual Legal Assistance**

Article (3) The two contracting parties shall co-operate to provide the required assistance regarding the investigation and prosecution of criminal cases taking place in any of the two countries as follows:-

(3.1) Collection of oral and documentary evidence or arrangements for production of any document or article either during the course of investigation or of trial pending in court of law.

(3.2) Execution of summons/warrants including search warrants, arrest and precautionary detention and taking all necessary actions as per the local law to arrange for documents or article to be produced either in person or otherwise.

Article (4) The two contracting parties may refuse to provide mutual legal assistance if:-

(4.1) The requested party considers that the request if granted would seriously impair its sovereignty, security or national interest.

(4.2) The action requested is contrary to the domestic law of the requested party.

(4.3) Provision of assistance sought could prejudice an investigation or proceeding in the territory of the requested party.

(4.4) Provision of the assistance sought would constitute a violation of any court order of the requested party.

Article (5) The two contracting parties shall enter into a separate agreement on mutual judicial assistance in matters within the scope of this Memorandum of Understanding

### **SECTION THREE**

#### **General Provisions**

Article (6) The two contracting parties shall take every necessary action to maintain the confidentiality of the information and materials mutually exchanged whenever the other party availing the assistance is informed that they are secret. Such information and materials shall not be handed over to any third party without the approval of the other party providing such information or materials.

Article (7) The two contracting parties shall co-operate in conducting and elaborating scientific studies on various aspects of mutual interest and hold meetings of experts whenever they both agree that there is a need to resolve urgent matters of mutual interest as mentioned above.

Article (8) The provisions of this Memorandum of Understanding shall be without prejudice to the rights and obligations of the parties under any other bilateral or multilateral agreements to which they are parties.

Article (9) Either of the two contracting parties may for reasons of national security, public order or public health, suspend in whole or in part the implementation of this Memorandum of Understanding. Such suspension and its termination shall be communicated to the other contracting party at any time through the diplomatic channels.

Article (10) This Memorandum of Understanding may be terminated by either of the parties upon a three month advance written notice for this purpose, communicated to the other contracting party through the diplomatic channels.

Article (11) The two contracting parties, within two months from the date of exchange of the instruments of ratification, shall notify each other of the designated authorities of the respective sides responsible for the implementation and coordination of the provisions of this Memorandum of Understanding.

Article (12) This Memorandum of Understanding shall be ratified according to the rules and regulations applicable in each of the two contracting parties and shall enter into force one month after the exchange of the instruments of ratification.

In conformation of the above stated, this Memorandum of Understanding is hereby signed by the legally authorized representatives of the two governments.

Done at Muscat, Oman on this Fifth day of October, 1996 in originals each in Hindi, Arabic and English languages all having equal validity. However, in case of dispute the English text shall prevail.

-sd-

-sd-

For the Government of  
THE REPUBLIC OF INDIA

For the Government of  
THE SULTANATE OF OMAN

**MEMORANDUM OF UNDERSTANDING  
FOR COOPERATION  
BETWEEN  
THE MINISTRY OF HOME AFFAIRS OF THE  
REPUBLIC OF INDIA AND  
THE MINISTRY OF PUBLIC SECURITY OF THE  
SOCIALIST REPUBLIC OF VIETNAM**

The Ministry of Home Affairs of the Republic of India and the Ministry of Public Security of the Socialist Republic of Vietnam (hereinafter referred to as the "Parties");

Guided by the desire to consolidate the strategic cooperative partnership between the two countries;

Recalling the Joint Declaration on the comprehensive cooperation framework between the Republic of India and the Socialist Republic of Vietnam signed in May 2003 and the Joint Declaration on the Strategic Partnership between India and Vietnam signed on July 06,2007;

Reaffirming the desire to further strengthen and consolidate their discussions and cooperation in the framework of their bilateral dialogue mechanism on counter terrorism, transnational organized crime, and other relevant areas;

Have agreed as follows:

**Article 1**

The Parties shall enhance cooperation, subject to their respective domestic laws, in combating international terrorism. To this end, the Parties shall:

(a) Exchange experiences and information on terrorist activities, terrorist groups and their linkages;

- (b) Exchange experiences on combating hijacking, hostage situations and other crimes similar to terrorism;
  
- (c) Coordinate anti-terrorism endeavours at regional and multilateral levels.

## **Article 2**

The Parties shall cooperate, subject to their respective domestic laws, in the prevention and suppression of transnational organized criminal and illegal activities as follows:

- (a) Money laundering, other economic crime;
- (b) Illegal production, distribution and trade in narcotic drugs and psychotropic substances including chemical precursors;
- (c) Illegal dealing and trafficking in firearms, ammunition, explosives, strategic and prohibited materials;
- (d) High-tech crime;
- (e) Other transnational organized crime.

## **Article 3**

Cooperation between the Parties in the areas above shall be accomplished by:

- (a) Exchanging information in all areas indicated in Article-1 and 2 above;
- (b) Taking coordinated measures in their respective territories against illegal and criminal activities indicated in Article-1 and 2 above;
- (c) Exchanging regulations, publications and results of scientific research in the areas of mutual interest;
- (d) Making joint efforts in scientific research, technical exchange in all areas covered under Article-1 and 2 above.

## **Article 4**

The Parties shall promote coordination in regional and multilateral endeavours with reference to areas listed in Articles 1 and 2 and for this purpose carry out exchange of positions and views on related regional and multilateral issues.

## **Article 5**

The Parties shall 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;
- (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; and
- (e) Organize seminars on issues of mutual interest.

## **Article 6**

The Parties shall strengthen co-operation between Interpol National Central Bureau (NCB), India and Interpol National Central Bureau (NCB) Vietnam, in a beneficial manner in accordance with the Interpol's Regulations.

## **Article 7**

The Parties shall establish a mechanism to facilitate the effective implementation of the Memorandum of Understanding and to this end:

- (a) Designate the Policy Planning Division of the Ministry of Home Affairs of the Republic of India and the International Cooperation Department of the Ministry of Public Security of the Socialist Republic of Vietnam to work out the details, timing and methods of implementation of this Memorandum of Understanding, which shall be submitted to their respective Ministers or corresponding officials for approval;
- (b) Send delegations to meet once every year, alternately in the capital of each country, to exchange information on the implementation of this Memorandum of Understanding and discuss plans for future cooperation;

(c) Encourage to strengthen the exchanges of police, security delegation between the Parties, especially the exchanges of expert delegations on special subjects and specific, areas as agreed by the Parties;

(d) Hold meetings between experts, when considered necessary, by mutual agreement in advance; and

(e) Contact details of focal points on both sides may be exchanged for speedy interaction to facilitate the implementation of the Memorandum of Understanding.

### **Article 8**

The delegation and official exchange under this Memorandum of Understanding shall be implemented; the international return airfare shall be borne by the delegation sending Party while meals, accommodation and local transport shall be borne by the delegation receiving Party.

### **Article 9**

The information and materials exchanged under this Memorandum of Understanding shall not be handed over to a third party without the prior consent, in writing, of the originating Party.

### **Article 10**

Issues not covered by this Memorandum of Understanding may be decided through consultation between the Parties.

### **Article 11**

This Memorandum of Understanding shall be valid for five years commencing from the date of signing. Before 03 months of expiry of validity, if the Parties do not have any opinions in writing about validity termination, it shall be automatically renewed for another five years. The Memorandum of Understanding may be terminated by either Party after giving a written notice, of its intention to do so, of not less than 90 days in

advance. The Memorandum of Understanding is subject to modification by mutual agreement whenever necessary.

DONE at New Delhi on the 24th day of March 2008 in two originals each in Hindi, Vietnamese and English languages, all texts being equally authentic. In case of any divergence in interpretation, the English text shall prevail.

For the Ministry of Home  
Affairs of the Republic of India

For the Ministry of Public  
Security of the Socialist  
Republic of Vietnam

Shivraj V. Hatil  
Minister of Home affairs

General Le Hong Ann  
Minister of Public Security

**Memorandum of Understanding (MoU) between the Government of the Republic of India and the Royal Government of Bhutan on Drug Demand Reduction and Prevention of Illicit Trafficking in Narcotic Drugs, Psychotropic Substances and Precursor Chemicals and Related Matters**

The Government of the Republic of India and the Royal Government of Bhutan (hereinafter referred to as-"Parties")

Considering that the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, the Convention on Psychotropic Substance of 1971 and the UN convention against Illicit Traffic in Narcotic Drugs and Psychotropic substances, 1988 form the basis for national and international drug control;

Affirming their commitment to the Declaration adopted by the Special Session of the UN General Assembly in June 1988 on Drug Abuse and expression of the political will of all countries to combat the drug menace;

Sharing their deep concern over the illicit cultivation, production, processing and trafficking in narcotic drugs, psychotropic substances and precursor chemicals;

Recognizing that the medical use of narcotic drugs and continues to be indispensable for the relief of pain and suffering and that adequate provision must be made to ensure the availability of narcotic drugs and psychotropic substances for such purposes;

Reaffirming their joint determination to combat the drug menace;

Taking into consideration their constitutional, legal and administrative systems and respect for the national sovereignty of their respective States;

Have agreed as follows:-

**Article I**

The Parties shall, subject to their domestic laws, cooperate in the following areas

a) Prevention, suppression and investigation of illicit trafficking in narcotic drugs, psychotropic substances and precursor chemicals;

- b) Reducing the demand for drugs through prevention, community awareness education and based programmes, treatment and rehabilitation;
- c) Combating the trafficking of narcotic drugs psychotropic substances, precursor chemicals and to the extent possible pharmaceutical preparations containing narcotic drugs and psychotropic substances, preventing money identifying, freezing, seizing and forfeiting of properties derived from or used in illicit traffic;
- d) Exchange of literature on existing laws, rules, procedures and best practices and methods concerning abuse and trafficking in narcotic drugs psychotropic substances and precursor chemicals;
- e) Combating illicit cultivation of plants containing narcotic drugs and/or psychotropic substances;
- f) Export and import operations related to legitimate trade in narcotic drugs, psychotropic substances and precursor chemicals for legal purposes within the scope of the international conventions and as identified by each Party;
- g) Complying with the administrative and control mechanisms laid down by the International Narcotics Control Board (INCB) governing activities related to the legitimate international trade in narcotic drugs psychotropic substances and precursor chemicals in order to prevent their diversion;
- h) Providing mutual legal assistance where necessary, including, but not limited to service of summons and other judicial documents, taking testimony of witnesses, exchange of records, articles of evidence; and
- i) Appropriate use of controlled delivery on case-to-case basis with a view to identifying persons involved in the illicit trafficking of drugs including diversion: of precursors, essential chemicals and solvents.
- j) Cooperate in any other area as mutually agreed between the Parties.

## **Article II**

- 1. The Parties shall, consistent with their domestic laws;
  - a) Exchange information of operational, technical and general nature between the Competent Authorities of the Parties;
  - b) Exchange information on the best methods and practices adopted by the Parties in the fields of demand and supply reduction in respect of narcotic drugs and psychotropic substances and precursor chemicals;

- c) Share and exchange the best practices and experience in the fields of drug demand and supply reduction;
- d) Promptly exchange information, about the arrest of the citizens of one Party in the territory of the other and provide further information on investigations, prosecutions and related matters; and
- e) Exchange national lists of narcotic drugs, psychotropic substances and precursor chemicals and inform each other of any changes to them.
- f) Exchange information in any other area as mutually agreed between the Parties,

2. The operational intelligence shall be communicated through the fastest means of communication, viz., telephone, telex/fax and e-mail. Information of a detailed nature may be communicated through correspondence also.

3. The available information shall normally be exchanged in the formats at appendices I & II relating to cases of illicit traffic and persons involved in trafficking respectively. Any other information of significance may be exchanged to any other format as and when necessary as mutually agreed.

4. Any information under this MOU shall be communicated in English.

5. Except with the consent of the Party providing the information, the Parties shall not use information received from the other Party, for any purpose other than that for which the information was requested and provided., and shall not disclose such information to any third Party or to any other entity without the prior consent of the Party which had provided the information.

### **Article III**

This MOU shall not affect the rights and obligations of the Parties arising from other international treaties or agreements to which they are a party.

### **Article IV**

To review the implementation of this MOU, the Parties hereby establish a Coordination Committee consisting of representatives of the competent authorities identified in

Article VI, The Committee shall meet as frequently as required but at least once a year alternatively in India and Bhutan or as mutually agreed.

### **Article V**

The Parties shall cooperate in training of personnel and exchange of specialists experts in the field, as mutually agreed. The Parties shall also cooperate in laboratory training and in providing drug detection kits, etc.

### **Article VI**

For the implementation of this MOU and exchange of any information, the Competent Authorities shall be:

- (1) For the Republic of India As given in Appendix III
- (2) For the Kingdom of Bhutan As given in Appendix IV,

### **Article VII**

For the purpose of this MOU Narcotic Drugs and Psychotropic substance are understood to be substances that are scheduled or described in the Single Convention on Narcotic Drugs, 1961 as amended by the Protocol of 1972 and Convention on Psychotropic Substances, 1971, Precursors, essential chemicals and solvents are those substances included in the Tables referred to in Article 12 of the UN Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 or any other substances as mutually agreed by the Parties,

### **Article VIII**

Any dispute arising out of the interpretation or implementation of this MOU shall be settled amicably through negotiations between the Parties through diplomatic channels.

## Article IX

1. This MOU shall come into force from the date of signing and shall remain valid for a period of five years. Subsequently, it shall be renewed automatically for further periods of five years at a time.

2. Either Party may terminate this MoU by giving 30 days advance notice to the other indicating its intention to terminate this MoU.

3. Any amendment to this MOU shall be by mutual consent of the Parties and shall be in writing.

In witness whereof the undersigned being duly authorized thereto by their respective Governments have signed this MoU.

Done at New Delhi on Twenty-Second Day of December Two Thousand Nine in two originals each in English.

-signed-

(Shri S.M. Krishna)

Minister of External Affairs

For the Government of the Republic of

India

-signed-

(LyonpoUgyenTshering)

Minister of Foreign Affairs

For the Royal Government of

Bhutan

## APPENDIX-I

### PERFORMA FOR REPORTING CASES OF ILLICIT TRAFFICING

(Article –II para 3)

REFERENCE:

Date

Sender

1. Name of the seizing agency
2. Type of narcotics/contraband seized
3. Quantity
4. Chemical Analysis Report
5. Place of Seizure
6. Date of Seizure
7. Packing, Labelling & Trade Marks
8. Particulars of conveyance used
9. Name and Nationality of the custodian/owner of the conveyance
10. Name of company, Airline, Ship
11. Mode of concealment
12. Route
13. Place of production/processing
14. Place where narcotics/contraband obtained
15. Origin/source
16. Destination
17. Any equipment/ accessories seized
18. Any other information

## APPENDIX-II

### PRO FORMA FOR REPORTING ON PERSON(S) INVOLVED IN TRAFFICKING (Article II PARA 3)

(In cases implicating more than one person, please use separate form for each)

1. Name and aliases used
2. Father's name
3. Sex
4. Age
5. Date and place of birth
6. Nationality
7. Passport No
8. Place/date of issue
9. Occupation
10. Address
11. Extent of involvement
12. Previous involvements
13. Associates
14. Arrested/Detained
15. Place of arrest
16. Judicial or Administrative measures taken
17. Attach Photocopy of the first page of passport

#### SUMMARY OF THE CASE

(Please indicate details of the case necessary for furtherance of investigation)

## **APPENDIX-III**

### **(ARTICLE VI OF THE MOU)**

COMPETENT AUTHORITIES FOR THE REPUBLIC OF INDIA  
(As mentioned in Article VI of the MOU)

1) Joint Secretary (Revenue)

Department of Revenue

Ministry of Finance

North Block, Central Secretariat,

New Delhi,

Telefax-00 91 11 23094595

Email:aksrivastava@nic.in

(For National Laws, Rules, Procedures concerning Drug Administration)

2) Joint Secretary (Internal Security II)

Ministry of Home Affairs

Room No.5, C wing, 9th Floor, LokNayakBhuvan

New Delhi.

Tele:- 00 91 11 24619536

Email:lokeshdutt.jha@nic.in

(For policy issues relating to illicit trafficking matters with which NCB is concerned).

3) Joint Secretary (Social Defence Division)

Ministry of Social Justice & Empowerment

6th Floor, A Wing, ShastriBhawan,

New Delhi.

Tel. No. 00 91 11 23381643

Fax 00 91 11 23384981

(For Drug demand reduction & drug abuse matters)

4) Director General

Narcotics Control Bureau

1st Floor, West Block No.1, Wing No.5,

RK Puram, New Delhi-110066.

Tel.No.91-11-6181090

Telex No.91-11-3162755

Fax No.91-11-6185240

Email:dgncb@nic.in

(For all operational matters relating to illicit trafficking in narcotic drugs, psychotropic substances and precursor chemicals including coordination)

## **APPENDIX-IV**

### **(ARTICLE VI OF THE MOU)**

#### **COMPETENT AUTHORITIES FOR BHUTAN**

(As mentioned in Article VI of the MOU)

1. Executive Director,  
Bhutan Narcotic Control Agency  
Post Box. No. 249  
Thimpu  
Bhutan  
Tel no.: 00975 2 335371  
00975 2 335537  
FAX: 00975 2 335370

2. Chief of Police,  
Royal Bhutan Police  
Tel no: 00975 2 322674  
FAX: 00975 2 322812  
Email: chief.drukpol@druknet.bt

3. Drug Controller,  
Drug Regulatory Authority  
Thimpu  
Bhutan  
Tel: 00975 2 337174  
00975 2 337076  
00975 2 337075

4. Director (Law & Order),  
Ministry of Home Affairs  
Thimpu  
Tel: 00975 2 326950  
FAX: 00975 2 324623

5. Director,  
Dept. of revenue & Customs  
Thimphu  
Tel: 00975-2-323057  
FAX: 00975-2-323608

(complete postal address and email-IDs will be provided by Bhutan)

**Memorandum of Understanding (MOU)**  
**Between**  
**The Government of the Republic of India and**  
**The Government of the Islamic Republic of Pakistan**  
**on**  
**Drug Demand Reduction and the Prevention of Illicit Trafficking in Narcotic**  
**Drugs, Psychotropic Substances and Precursor Chemicals and Related**  
**Matters**

The Government of the Islamic Republic of Pakistan and the Government of the Republic of India (Hereinafter referred to individually as "Party" and collectively as the "Parties").

CONSIDERING that the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, the Convention on Psychotropic Substances of 1971 and the UN Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 and the SAARC Convention on Narcotic Drugs and Psychotropic Substances, 1990 form the basis for international and national drug control; -

AFFIRMING their commitment to the Declaration adopted by the Special Session of the UN General Assembly in June 1988 on Drug Abuse and Illicit Trafficking as an expression of the political will of nations to combat the drug menace;

SHARING a deep concern over the illicit cultivation, production, processing and trafficking in illicit narcotic drugs, psychotropic substances and precursor chemicals;

RECOGNIZING that the medical use of narcotic drugs and psychotropic substances continues to be indispensable for the relief of pain and suffering and that adequate provision must be made to ensure the availability of narcotic drugs and psychotropic substances for such purposes;

REAFFIRMING their joint determination to combat the drug menace;

TAKING into the consideration of their constitutional, legal and administrative systems and respect for the national sovereignty of their respective State;

HAVE AGREED as follows; -

**ARTICLE – I**

In furtherance of the objectives of this MOU, subject to their domestic laws, the Parties shall co-operate and assist each others

- (a) In the prevention, suppression and investigation of illicit drug trafficking;
- (b) In reducing the demand for drugs through prevention, awareness education and community based programmes, treatment and rehabilitation;
- (c) In tracing, identifying, seizing and confiscation of proceeds of illicit drug production, trafficking and related activities;
- (d) In the exchange of literature on existing laws, rules, procedures and best practices and methods concerning abuse and trafficking in narcotic drugs, psychotropic substances and precursor chemicals;
- (e) In combating illicit cultivation of plants containing narcotic drugs and / or psychotropic substances;
- (f) In complying with the administrative and control mechanisms laid down by the International Narcotics Control Board (INCB) governing activities related to the legitimate international trade in narcotic drugs, psychotropic substances and precursor chemicals in order to prevent their diversion;
- (g) To provide mutual legal assistance when considered appropriate, justified and necessary by the requested State;
- (h) In the appropriate use of controlled delivery on case-to-case basis with the view to identifying persons involved in the illicit trafficking of drugs including diversion of precursor/ essential chemicals and solvents.

## **ARTICLE - II**

1. The Parties shall make all possible efforts, consistent with their domestic laws, to take appropriate action in their territories to co-operate with each other in taking the following measures: -

- (a) to exchange information of operational, technical and general nature between the competent authorities of the Parties;
- (b) to exchange information on the best methods and practices adopted by the Parties in the fields of demand and supply reduction in respect of narcotic drugs and psychotropic substances and precursor chemicals;
- (c) to share and exchange the best practices and experience for training of officers in the fields of drug demand and supply reduction;
- (d) to promptly exchange information about the arrest on drug charges of the citizens of one Party in the territory of the other and to provide further information on investigations, prosecutions and related matters falling within the scope of this MOU;
- (e) to communicate operational intelligence through the fastest means of communication, viz, telephone, telex/fax and e-mail, information of a detailed nature may be communicated through correspondence;
- (f) to exchange information normally in the formats at Appendices I & II relating to cases of illicit trafficking in drugs, psychotropic substances and precursor chemicals and persons involved therein. Any other information of significance may be exchanged in any other format as and when necessary as mutually agreed;
- (g) to convey information between the Parties under this MOU in English.

2. The receiving Party shall not use information received from the other Party for any purpose other than that for which information was requested and provided: and

the receiving Party shall be bound not to share such information with a third party/parties without the prior written consent of the Party which provided the information.

### **ARTICLE – III**

This Memorandum of Understanding shall not affect the rights and obligations of the Parties arising from other international agreements to which they are a party.

### **ARTICLE – IV**

For effective implementation of this Memorandum of Understanding, the Parties may meet periodically or whenever considered necessary by mutual consent.

### **ARTICLE – V**

The competent Authorities of the parties shall co-operate in working out and in introduction of new methods to control illegal transactions in narcotic drugs, psychotropic substances, precursors and the treatment and social rehabilitation of addicts.

### **ARTICLE – VI**

The Parties through their Competent Authorities agree to explore the possibility of co-operation in training of personnel, exchange specialists and experts in the field. They also agree to exchange national lists of narcotic drugs, psychotropic substances and precursor chemicals and inform each other of any changes in such lists.

### **ARTICLE – VII**

For the implementation of this Memorandum of Understanding and exchange of any information, the Competent Authorities shall be:-

- a) For the Republic of India- As given in Appendix-III
- b) For the Islamic Republic of Pakistan - As given in Appendix-IV

### **ARTICLE – VIII**

For the purpose of this Memorandum of Understanding, Narcotic Drugs and Psychotropic Substances are understood to be the Substances that are scheduled or described in the Single Convention on Narcotic Drugs, 1961 as amended by the Protocol of 1972 and Convention on Psychotropic Substances, 1971. Precursors, essential chemicals and solvents are those substances included in the tables referred

to in Article 12 of the UN Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 or any other substances as may be mutually agreed upon.

### **ARTICLE – IX**

Any amendment to or revision of this MOU shall be in writing and shall enter into force in accordance with the procedures stipulated for entry into force of this Memorandum of Understanding.

### **ARTICLE – X**

Any dispute arising out of the interpretation or implementation of this Memorandum of Understanding shall be settled amicably through consultations or negotiations between the Parties through diplomatic channels.

### **ARTICLE – XI**

This Memorandum of Understanding shall enter into force on the expiry of 30 days after completion of legal procedures necessary for its entry into force by both parties and shall remain valid till the revocation of this Memorandum of Understanding by one of the Parties by at least three months' advance written notification.

IN WITNESS WHEREOF the undersigned being duly authorized thereto by their respective Governments have signed this Memorandum of Understanding.

Done at Islamabad on this 13th day of September in the year two thousand eleven, in two originals each in Hindi and English languages, all texts being equally authentic. However, in case of any discrepancy in the text or difference in interpretation, the English text shall prevail.

(Mr. O.P.S. Malik)

(Maj General Syed Shakeel Hussain)

Director General

Director General

Narcotics Control Bureau

Anti Narcotics Force

Government of the Republic

Government of the Islamic

Of India

Republic of Pakistan

New Delhi

Islamabad

**APPENDIX-I**

(Article II of the Memorandum of Understanding)

**CASES OF ILLICIT TRAFFICKING IN DRUGS**

Reference:

Date:

Sender:

1. Name of the seizing agency
2. Type of drug seized
3. Quantity
4. Chemical analysis report
5. Place of seizure
6. Date of seizure
7. Packing, labeling and trade marks
8. Particulars of conveyance used
9. Name and nationality of the custodian/Owner of the conveyance
10. Name of company, air-line, ship
11. Mode of concealment
12. Route
13. Place of production/processing
14. Place where drug contraband/obtained
15. Origin/sources
16. Destination
17. Any equipment/accessories seized
18. Any other information

**APPENDIX-II**

(Article II of the Memorandum of Understanding)

PROFORMA FOR REPORTING ON PERSON(S) INVOLVED IN  
NARCOTICS TRAFFICKING/SMUGGLING

(In cases implicating more than one person, please use separate form for each)

1. Name and aliases used
2. Father's name
3. Sex
4. Age
5. Date and place of birth
6. Nationality
7. Passport No.
8. Place/date of issue
9. Occupation
10. Address
11. Extent of involvement
12. Previous involvements
13. Associates
14. Arrested/Detained
15. Place of arrest
16. Judicial or administrative  
Measures taken
- 17, Attach photocopy of the  
first page of passport

SUMMARY OF THE CASE

(Please indicate details of the case necessary for furtherance of investigation)

## **APPENDIX III**

(Article VII of the Memorandum of Understanding)

### COMPETENT AUTHORITIES FOR THE REPUBLIC OF INDIA

(As mentioned in Article VII of the Memorandum of Understanding)

- 1) Joint Secretary (Revenue)  
Department of Revenue  
Ministry of Finance  
North Block, Central Secretariat,  
New Delhi.  
Telefax-91-11-23094595  
(National Laws, Rules. Procedures concerning Drug Administration)
- 2) Joint Secretary (internal Security) Ministry of Home Affairs  
North Block, Central Secretariat, New Delhi.  
Telefax-91-11-23093008  
(Policy issues relating to illicit trafficking matters with which NCB is concerned)
- 3) Joint Secretary (Social Defence Division) Ministry of Social Justice & Empowerment 6<sup>th</sup> Floor, A Wing Shastri Bhawan, New Delhi  
Tel. No. 91-11-23381643 Fax-91-11-23384918  
(Drug demand Reduction & drug abuse matters)
- 4) Director General  
Narcotics Control Bureau  
1<sup>st</sup> Floor, West Block No 1 Wing No. 5, R.K. Puram New Delhi 110066  
Tel No . 91-11-26172089 Fax No. 91-11-26105747  
(All operational matters relating to illicit trafficking in narcotic drugs, psychotropic substances and precursor chemicals including coordination with other field agencies.)
- 5) Narcotics Commissioner Central Bureau of Narcotics 19, The Mall Morar Gwalior-474006 (Madhya Pradesh)  
Tel. No 91-751-2368121  
Fax No. 91-751-2368111  
(Licit manufacture/international trade in narcotic drugs, psychotropic substances and precursor chemicals and diversion thereof)

## **APPENDIX-IV**

(To Article- VII of the MoU)

### **COMPETENT AUTHORITIES FOR PAKISTAN**

1. Secretary, Ministry of Narcotics Control, Government of Pakistan,  
H#30, St#48, F-8/4, Islamabad  
Tel No.0092-51-9260535 Fax No.0092-51-9261896  
(For National Laws, Rules/Policy matters concerning narcotics related issues)
2. Director General Anti Narcotics Force National Park Road, Rawalpindi Tel No.  
0092-51-9270170  
Fax No. 0092-51-9270194 & 0092-51-9270165  
E-mail: [anf@anf.gov.pk](mailto:anf@anf.gov.pk)  
[www.anf.aov.pk](http://www.anf.aov.pk)  
(For all drug law enforcement related issues including sharing of information,  
Pre-Export Notification (PEN) about licit trade, movement and illicit  
trafficking/diversion of narcotics drugs-, psychotropic substances and precursor  
chemicals into, out of and through Pakistan)
3. Drug Controller, Cabinet Division, Government of Pakistan Islamabad  
(For sorting out issues linked with licit trade-in narcotic drugs and psychotropic  
substances between the two countries)
4. Director General Intelligence and Investigation (Customs & Excise),  
G-10/4, Mauve Area, Islamabad  
Tel No. 0092-51-9267401 Fax No. 0092-51-9267403
5. Chief (Customs Procedure) Central Board of Revenue Government of Pakistan  
Constitution Avenue, Islamabad.  
Tel No: 0092-51-9205694 Fax No: 0092-51-9201539  
(For all illicit trade, import and export of precursor chemicals)

## **Memorandum of Understanding**

**Between**

**The Government of the Republic of India and  
the Government of the Republic of Maldives**

On Combating International Terrorism, Illicit Drug Trafficking and Enhancing Bilateral Cooperation in Capacity Building, Disaster Management and Coastal Security

The Government of the Republic of India and the Government .of the Republic of Maldives hereinafter referred to as "Parties";

Guided by the traditional friendly relations between the two countries and their endeavour to contribute to the further development of their bilateral relations;

Deeply concerned with the expansion of International Terrorism, Crime, Illicit Trafficking in Drugs and Money Laundering;

Convinced of the need to enhance bilateral cooperation in Capacity Building, Disaster Management and Coastal Security and to Combat International Terrorism, Crime, Illicit Drug Trafficking and Money Laundering;

Recognizing the mutual advantages of such cooperation for both' Parties in accordance with their national laws and regulations;

Taking into consideration the relevant international treaties to which they are Parties;

Desiring to improve the effectiveness of both countries in Combating terrorism, drug trafficking and money laundering and to establish a framework for enhancing cooperation between the officials of law-enforcement agencies of the Parties;

Have agreed to the following:

### **Article 1**

#### **Objective**

The Parties shall, within the framework of this Memorandum of Understanding and subject to their domestic laws and regulations, cooperate in Capacity Building, Disaster Management and Coastal Security and in Combating International Terrorism;

Illicit Trafficking in Narcotic Drugs and Psychotropic Substances including their Precursor Chemicals and Money Laundering,

## **Article 2**

### **Bilateral Cooperation**

(1) The Parties have resolved to cooperate in their joint fight against terrorism, crime and money laundering in all its forms and, to this end, shall:

(a) exchange information and intelligence on the activities of terrorists and criminals and their associates including those providing front or cover to individuals, or groups engaged in the planning, promoting or executing acts of terrorism and crime against the Parties as well as those which may operate from or use the territory of either Party;

(b) identify and exchange information on sources of financing of terrorism and crime which may be located in the territory of either party and take steps to seize and confiscate such sources.

(c) coordinate their approaches to combat international terrorism;

(d) cooperate and share experience in areas of hostage rescue and negotiations, hijack termination and protection of VIPs and innocent victims;

(e) facilitate cooperation in preventing access to arms, explosives, and other prohibited substances to terrorists and criminals;

(f) enhance cooperation and intelligence sharing between the law enforcement agencies of the Parties;

(g) provide mutual assistance including exchange of professional expertise and training of security and law enforcement personnel and organizing seminars and conferences and

(h) address any other matter within the scope of this Memorandum of Understanding as mutually agreed upon between the Parties,

## **Article 3**

### **Illicit Drug trafficking**

For suppression of Illicit Trafficking in Narcotic Drugs, Psychotropic Substances and Precursor Chemicals, the Parties shall:

- (a) Exchange and share information about persons involved in narcotic drug trafficking, their modus operandi, as well as other relevant details of such crimes, in so far as these are necessary for the prevention or suppression of crimes;
- (b) Exchange the results of their criminal and criminological research on narcotic drug trafficking and abuse of narcotic drugs;
- (c) Share and exchange of samples of narcotic drugs and psychotropic substances, of natural or synthetic origin usable for abuse; and
- (d) Subject to its domestic laws and international obligations, facilitate the controlled delivery of illicit narcotic drugs and psychotropic substances in order to render possible the arrest of the persons to whom it will be delivered as well as any persons involved in the trafficking provided that the necessary information is submitted at least 48 hours prior to the requested action.

#### **Article 4**

#### **Disaster Management**

(1) In the areas of Disaster Management, the Parties shall mutually:

- (a) Cooperate in the areas of early warning, emergency response, rescue and relief; and
- (b) Exchange regulations, publications and scientific research in the areas of mutual interest:

#### **Article 5**

#### **Coastal Security**

(1) In the areas of Coastal Security, the Parties shall establish operational link between coastal police of both countries at national and field level to exchange real time

information with the aim to prevent infiltration, illegal movements of subversive elements, drugs, arms and explosives etc.

## **Article 6**

### **Implementing Agencies**

- (1) The Ministry of Home Affairs will be the nodal agency on the Indian side responsible for the implementation of this Memorandum of Understanding.
- (2) The Ministry of Home Affairs shall be the nodal agency on the side of the Government of the Republic of Maldives.
- (3) The Parties shall nominate such agencies for cooperation in various areas under this Memorandum of Understanding, as deemed necessary.

## **Article 7**

### **Coordination Committee**

- (1) The Parties shall set up a Coordination Committee including representatives of nodal agencies and law enforcement agencies to promote and review the cooperation within the terms of this Memorandum of Understanding.
- (2) The Committee shall meet at least once every year on mutually convenient dates and time and the venues of the meetings of the Coordination Committee shall alternatively be in India and Maldives.
- (3) The Coordination Committee shall lay down the detailed modalities to exchange real time information in the field of terrorism, crime, drug trafficking and money laundering. The parties may specify their respective law enforcement and other agencies for exchange of such information in these fields and nominate nodal officers indicating their communication details to facilitate contact on a priority basis.

## **Article-8**

### **Confidentiality and Limitation of Use**

(1) The Coordination Committee shall observe complete confidentiality in the conduct of its work.

(2) Any confidential information provided by one Party pursuant to this Memorandum of Understanding shall not be passed on or disclosed to a third party without the express consent of the Party providing such information.

## **Article 9**

### **Refusal of Request for Cooperation**

Either Party may deny a request for cooperation, in whole or in part, if the request affects its national sovereignty, endangers its security or violates its laws and regulations.

## **Article 10**

### **Settlement of Disputes**

Any dispute arising out of the interpretation of this Memorandum of Understanding shall be settled through negotiations between the Parties through diplomatic channels.

## **Article 11**

### **Compatibility with other Treaties/ Memoranda of Understanding**

The provisions of this Memorandum of Understanding shall not affect the obligations assumed by the Parties pursuant to other bilateral or multilateral agreements to which they are Parties.

**Article 12**  
**Amendment**

This Memorandum of Understanding may be amended or revised, as deemed necessary, by mutual written consent of the Parties.

**Article 13**  
**Entry Into force and termination**

- (1) This Memorandum of Understanding shall come into force from the date of signature and shall remain in force for an indefinite period.
- (2) Either Party may at any time terminate this Memorandum of Understanding by giving six months advance written notice to the other Party indicating its intention to terminate this Memorandum of Understanding. The Memorandum of Understanding shall cease to have effect on the expiry of the notice period.

IN WITNESS WHEREOF, the undersigned, being duly authorized thereto by their respective Governments, have signed this Memorandum of Understanding.

Done at Male on the Twelfth day of November in the year Two Thousand Eleven in two originals each in Hindi and English languages. All the texts being equally authentic, in case of any divergence of interpretation, the English text shall prevail

Sd/-

Sd/-

For the Government of  
Republic of India

For the Government of  
Republic of Maldives

**MEMORANDUM OF UNDERSTANDING**  
**BETWEEN**  
**THE NARCOTICS CONTROL BUREAU GOVERNMENT OF THE REPUBLIC OF**  
**INDIA**  
**THE AUSTRALIAN FEDERAL POLICE**  
**ON**  
**COMBATING NARCOTICS TRAFFICKING AND DEVELOPING POLICE**  
**COOPERATION**

The Narcotics Control Bureau (NCB), Government of the Republic of India and the Australian Federal Police (AFP) (hereinafter referred to as "the Parties"):

**1. Basis**

Considering that the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, the Convention on Psychotropic Substances of 1971 and the UN Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances 1988 form the basis for national and international drug control;

Affirming their commitment to the Declaration adopted by the Special Session of the UN General Assembly in June 1998 on Drug Abuse and Illicit Trafficking as an expression of the political will of nations to combat the drug menace;

Sharing a deep concern over the illicit cultivation, production, processing and trafficking in illicit drugs;

Reaffirming their joint determination to combat the drug menace;

Taking into due consideration their constitutional, legal and administrative systems and respect for the national sovereignty of their respective State;

Have reached the following understandings:

**2. Objectives and Purpose**

2.1 In furtherance of the objectives of this Memorandum of Understanding (MoU), subject to their national laws, the Parties determine:

- (a) The priority criminal issues for the parties under this MOU are:
  - (i) Illicit trade in narcotics drugs & Psychotropic substances;
  - (ii) Diversion of precursor chemicals for use in/extraction of psychotropic substances or narcotic drugs;
  - (iii) Asset forfeiture; and
  - (iv) Drug Money Laundering.
- (b) To conduct coordinated operations.
  - (i) The Parties will develop strategies and procedures for conducting operations through existing networks and liaison arrangements
  - (ii) The Parties will ensure that guidance is provided to coordinated operations and evaluate the resource implications of such operations.

2.2 This MoU represents the understanding of the Parties and is not intended to have a legal or binding effect.

### **3. Strategies**

3.1 The Parties will use their best efforts, consistent with their national laws, to take appropriate action, where applicable, to cooperate in measures:

- (a) for exchange of information of operational, technical and general nature;
- (b) to identify and destroy narcotic drugs processing sites and laboratories and to identify and eradicate illicit production, importation, exportation, storage, distribution and sale of narcotics and precursors and essential chemicals and solvents which may be used in the illicit manufacture and production of drugs and other controlled substance.

3.2 Cooperation in operational matters of mutual interest.

### **4. Intelligence/Information Exchange**

4.1 The nature of intelligence/information which may be exchanged between the two countries under this MoU will be:

(a) Operational intelligence which may be communicated through the fastest, appropriate means of communication with due consideration being applied to operational security; and;

(b) The parties recognise the importance of developing sound law enforcement intelligence capabilities. These capabilities will enable opportunities for the sharing of information, including intelligence, related to transnational narcotics trafficking.

4.2 The information will be exchanged via methods and format as jointly determined by the Parties.

4.3 Information exchanged between the Parties under this MOU will be conveyed in English.

4.4 Except with the consent of the Party providing the information, the Parties will not use the information received from the other Party for any purpose other than that for which the information was requested and provided and will not disclose such information to any third party or to any other entity without the consent of the Party which provided the information.

## **5. Reciprocal Obligations**

5.1 This MoU will not affect the rights and obligations arising from international Agreements signed by the parties.

5.2 For effective operation of this MoU the Parties may hold meetings between experts whenever considered necessary by mutual consent.

5.3 The Parties will cooperate in developing methods to control illegal transactions in narcotic drugs, psychotropic substances and precursors.

## **6. Capacity Building**

6.1 The Parties will cooperate in training of personnel, exchange specialists and experts in the field of control over narcotics.

6.2 The parties will strengthen cooperative assistance in the fields of capacity building and professional development, including but not limited to:

- (a) The exchange of personnel for study purposes;
- (b) Training programs;
- (c) Attending seminars, conferences, etc; and
- (d) The provision of equipment and resources.

## **7. Media Announcements**

- (i) Both individual and Joint Media releases relating to the MoU will be coordinated by Parties to ensure that the interests of both parties are protected.
- (ii) Media releases should be intended to promote the capabilities of lawenforcement agencies and to frustrate the activities of transnational criminals.

## **8. Implementation, Supplementation and Amendments**

8.1 In order for this MoU to be implemented in the appropriate manner, either Party may request assistance from the other Party to fund coordinated operations and to improve institutional capabilities.

8.2 Any amendment to, or revision of, this MoU will be in writing and will come into effect in accordance with the procedures stipulated for the coming into effect of this MoU.

## **9. Dispute Resolution**

9.1 Any dispute as to the interpretation or implementation of this MoU will be resolved by both Parties through negotiation or consultation.

## **10. Duration**

This MoU will come into effect on expiry of thirty (30) days after signature and will remain valid till the revocation of thi s MoU by one of the Parties with at least three months advance notice.

Signed at Canberra on this 18th day of November in the year Two Thousand and Fourteen in two originals, each in Hindi and English languages, all texts being equally authentic. In case of any divergence of interpretation, English version will prevail.

Signed for and on behalf of the  
Narcotics Control Bureau:

Signed for and on behalf of the  
Australian Federal Police:

-Sd-

Anil Wadhwa  
Secretary (East),  
Ministry of External Affairs

-Sd-

Michael Keenam  
Minister for Justice

स्वापकोकीअवैधतस्करीकानिवारणकरने  
और  
पुलिससहयोगकोबढ़ावादेनेकेसंबंधमें  
स्वापकनियंत्रणब्यूरो,भारतगणराज्यकीसरकार  
और  
ओस्ट्रेलियाईसंघपुलिसके  
मध्यसमझौता।

स्वापकनियंत्रणब्यूरो (एन.सी.बी.),भारतगणराज्यकीसरकारऔरओस्ट्रेलियाईसंघपुलिस (ए.एफ.पी.), ( इसकेबाद"पक्षों" केरूपमेंसंदर्भित):

**1. आधार**

यहविचारकरतेहुएकिस्वापकभेषजोपरएकलअभिसमय, 1961, 1972  
केप्रोटोकोलद्वारायथासंशोधित,मनःप्रभावीपदार्थोंकेसंबंधमें 1971  
काअभिसमयओरस्वापकभेषजोओरमनःप्रभावीपदार्थोंकेअवैधव्यापारकेविरुद्धअभिसमय,  
1988,राष्ट्रीयएवंअंतराष्ट्रीयभेषजनियंत्रणकामुख्यआधारहै;

भेषजसंकटकेनिवारणकेलिएजून 1998 मेयू.एन.

जनरलअसेंबलीकेविशेषसत्रद्वाराभेषजदुरुपयोगऔरअवैधतस्करीपरराष्ट्रोंकिराजनैतिकइच्छाकिअभि  
व्यक्तिकेरूपमेंअपनाईगयीघोषणापरउनकीवचनबद्धताकोस्वीकारकरतेहुए;

अवैधभेषजोकीभेषजोकृषि,उत्पादन,प्रसंस्करणऔरतस्करीपरगहरीचिंताव्यक्तकरतेहुए;भेषजसंकटके  
निवारणमेंउनकेसंयुक्तसंकल्पकोपुनःस्वीकारकरतेहुए;उनकीसंवैधानिक,विधिकऔरप्रसाशनिकप्रणा  
लियोंतथासंबन्धितराज्यकीराष्ट्रियसंप्रभुताहेतुसम्मानपरउपयुक्तरूपसेविचारकरतेहुए;

कैनबरामें 18 नवम्बर, 2014

कोअंग्रेजीऔरहिन्दीदोनोंभाषाओकीमूलप्रतियोंपरहस्ताक्षरकिएगये,सभीपाठसमानरूपसेप्रमाणिकहैं।  
व्याख्यामेंभेदकीस्थितिमेंअंग्रेजीपाठमान्यहोगा।

स्वापकनियंत्रणब्यूरो  
कीओरसेहस्ताक्षरित

ओस्ट्रेलियाईसंघपुलिस  
कीओरसेहस्ताक्षरित

अनिलवाधवा  
सचिव (पूर्व),विदेशमंत्रालय

माइकलकीनन  
न्यायमंत्री

**MEMORANDUM OF UNDERSTANDING**  
**BETWEEN**  
**THE GOVERNMENT OF THE REPUBLIC OF INDIA**  
**AND**  
**THE GOVERNMENT OF THE REPUBLIC OF THE UNION OF MYANMAR ON**  
**BORDER COOPERATION**

THE GOVERNMENT OF THE REPUBLIC OF INDIA AND THE GOVERNMENT OF THE REPUBLIC OF THE UNION OF MYANMAR,

Hereinafter referred to as “the Parties”

Recognizing that peace, tranquillity, security and stability along the International Border is crucial for overall development and prosperity,

Reaffirming the shared commitment to fight the scourge of terrorism and insurgent activity in all its forms and manifestation and combat smuggling of arms, drugs, wildlife and wildlife articles, other contraband and human- trafficking:

Recalling the existing bilateral mechanisms between the two Armed Forces, the Drug Control Agencies and the Wildlife Crime Control Bureau, on aspects relating to border security,

Realising the need for opening and maintaining channels of communications for real time exchange of information, Nodal officer for exchange of information and where necessary and as agreed carrying out coordinated patrols on respective sides of the land as well as maritime border:

Desiring to strengthen the existing bilateral border cooperation between the two Armed Forces for ensuring peace and tranquility on both sides of the land and maritime border.

Recognizing the need for both parties to pay respect to and abide by the International boundary and the need for real time coordination in case of illegal border crossing:

HAVE AGREED TO THE FOLLOWING :-

**ARTICLE –I**  
**REGULAR MEETINGS**

Hold regular meetings between the two armed forces as per details in Annexure-I to this Memorandum and between drug control agencies and Wild Life Control Bureau.

**ARTICLE –2**

## **DESIGNATION OF NODAL OFFICERS**

Nominate nodal points for security cooperation and Wild Life Crime Control as per details provided in Annexure-II to this Memorandum, as a single point of contact for sharing of information, raising quarries and coordinating all activities relating to Border Cooperation. The Nodal points shall be established and made functional within 90 days of the signing of this MOU.

## **ARTICLE –3**

### **CHANNELS OF COMMUNICATION**

Maintain channel of communication, as per details in Annexure-III to this Memorandum, between the respective Armed Forces for timely sharing of information on real time basis for the conduct of effective anti-insurgency operations.

## **ARTICLE –4**

### **CONDUCT OF COORDINATED PATROLS**

1. Conduct of coordinated patrols on respective sides of the International Border and the Maritime Boundary between the respective Armed Forces.
2. Share information pertaining to conduct of anti-insurgency operations in the Border areas, apprehension of Arms smugglers and drug traffickers, and seizures of wild life and wild life articles. The nodal points designated by both sides should carry out the sharing of such information and the information shared between the parties shall only be used by authorized personnel for the purpose for which it was shared.
3. The modalities of patrol activity along the International Border may be decided at the meetings of the Regional Border Committee to at Annexure-I of the MOU and the coordination of patrolling activities shall be carried out through the nodal points designated by both sides.
4. The modalities of coordinated patrol activity along the Maritime Boundary shall be decided between the nodal points which shall be designated by the Ministries of Defence of both countries.

## **ARTICLE –5**

### **SECURITY**

The territories of either country, including maritime and air space, would not be allowed to be used for activities inimical organizations/ inimical forces and their operatives.

## **ARTICLE –6**

## **BORDER MANAGEMENT**

Adhering to Para 7.9 of the agreed minutes of the fifth meeting between the heads of the Survey Departments of both countries approved by the authorities concerned of both parties, no construction of any structure shall be made within 10 metres of each side of the International Boundary Line (IBL). If any construction within the 10 metres “No Construction Zone” on either side of the IBL is discovered, action would be taken to carry out complete removal after joint consultations and immediate joint inspections.

### **ARTICLE –7**

#### **PREVENTION OF ILLEGAL ACTIVITIES**

##### **ACROSS THE BORDER**

Both parties shall take necessary measures to prevent their citizens from carrying out illegal activities on the other party’s soil, including illegal cutting, cultivation, grazing, hunting and fishing. The parties shall notify and deal with such incidents after mutual consultations and in accordance with the relevant laws and regulations of the concerned country.

### **ARTICLE –8**

#### **CROSS BORDER CRIMES**

In cases of cross border crimes, including smuggling, drug trafficking, human trafficking and weapons and explosives smuggling, the parties shall conduct investigations as soon as possible and consult each other under the aegis of respective law enforcement agencies for a resolution in accordance with the relevant laws and regulations of the two countries.

### **ARTICLE –9**

#### **ADVANCE NOTICE FOR ACTIVITIES**

##### **ALONG THE BORDER AREA**

Advance notice shall be given 72 hours ahead to the other party for engineering demolition and mining, and where feasible, military training exercises planned to be carried out within 02 KMs from the IBL between the two countries.

### **ARTICLE – 10**

#### **HOSPITALITY**

Each party shall be responsible for the travel expenses of its delegation two and from the host country. The expenses for the accommodation, meals, domestic transport and meeting related activities shall be borne by the host party.

Done at 8th on May'2014 by the following representatives authorized by the respective parties.

For the Government of Republic  
Of the Union of Myanmar  
Major General Kyaw Nyunt  
Deputy Minister of Defence

For the Government of  
the Republic of India  
Mr. Gautam Mukhopadhaya  
the Ambassador of India

## ANNEXURE-I

### Regular meetings

- (i) Regional Border Committee Meeting (RBC), General officer commanding 3 Corps (GOC 3 Corps- India) and commander of the north west command (Myanmar) will chair six monthly talks which will include representatives from the home affairs, foreign affairs, border guarding forces, to be hosted alternatively in India and Myanmar
- (ii) Monthly field level meeting between the respective Post Commanders at the following 6 (six) places
  - (a) Nampong (Arunachal Pradesh) - Pangsang (Sagaing)
  - (b) Longwa, Mon District (Nagaland) – Yankyone (Sagaing)
  - (c) Moreh (Manipur) – Tamu (Sagaing)
  - (d) Behiang (Manipur) – Chikka (Chin)
  - (e) Zokhwatar (Mizoram) – Reid (Chin)
  - (f) BP-21 (Mizoram) – BP-21 (Chin)

The post level will be conducted once every month or as required by the field commanders. The Battalion Commanders on both sides will attend these meetings as much as possible at least once a quarter. Post level meeting at additional locations may be decided upon at the RBC meetings.

- (iii) Sectoral Level Meeting (SLM) at the level of the Joint Secretary/ Director General, Ministry of Home affairs would be held once every six month alternatively in India and Myanmar.
- (iv) National Level Meeting (NLM) at the level of Home Secretary / Dy. Minister for Home Affairs would be held once every year alternatively in India and Myanmar.
- (v) Meetings between Drug Control Agencies of both the countries will be held once a year at Director General level to be hosted alternatively in India and Myanmar.

**Nodal point for Security Cooperation**

**From India**

Designation; Col. GS (IS)

Address; HQ3 Corps, Dimapur

Telephone: 0091-3862246494

Fax: 0091 – 3862-249232/249404

E-mail- jitenben@rediffmail.com

**From Myanmar**

Designation; GSO 1

Address; North west command

Telephone; 9533-32321

Fax -9533-32314

**Nodal points for Wildlife Crime Control**

**From India**

Designation; Additional Director,

Address; Wildlife Crime Control Bureau, Trikoot-1 Building, Bhikaji Cama Place,

New Delhi- 110066

Telephone: 0091-26182484

E-mail- sb.negi@nic.in

**From Myanmar**

Designation; Dy. Director

Address; Nature and Wild Life Conservation Division Forest Department

Ministry of Environmental Conservation and Forestry

Telephone; 9567-405002

Fax -9567-405397

E- mail- nwcdfdmof@gmail.com

**Intelligence Agencies**

**From India**

Designation; Joint Director MAC

Address; 35, SP Marg,

New Delhi- 110021

Telephone: 0091-8826584545

Fax: 011-24672523

E-mail- fpc85bd@nic.in

**From Myanmar**

Designation; Dy. Director

Address; Department against Transnational Crime, Myanmar Police

Telephone; 0095-67412386, 0095-67412265

Fax -0095-67412139

E- mail- mrkaungsanlinn@gmail.com

**MEMORANDUM OF UNDERSTANDING**

**BETWEEN**

**THE MINISTRY OF HOME AFFAIRS OF THE REPUBLIC OF INDIA**

**AND**

**THE FEDERAL MINISTRY OF THE INTERIOR OF THE FEDERAL REPUBLIC OF GERMANY**

**ON SECURITY COOPERATION**

The Ministry of Home Affairs, of the Republic of India and the Federal Ministry of the Interior of the Federal Republic of Germany (hereinafter referred to as the "sides"),

-desiring to develop friendly relations and cooperation in particular in the field of law enforcement;

-being aware that only international cooperation can help in effectively preventing and countering terrorism and preventing and combating cross-border crime;

-realizing the significance of developing this cooperation, especially in countering terrorism and drug-related crimes;

-realising that aviation security depends in particular on regular contacts at operational level;

-recalling the talks between the Prime Minister of India and the Chancellor of the Federal Republic of Germany in Berlin on 14 April 2015 during which they declared their intention to upgrade and further strengthen the strategic partnership between the two countries, including expanding the dialogue on security issues;

-recognizing the principles of sovereignty, independence, territorial integrity, non-intervention and mutual benefit, in accordance with the laws, regulations, procedures and policy guidelines of both sides, with full respect of human rights and the rule of the law,

Have reached the following understanding:

## **Section 1-Scope**

1.1 Both sides will intensify their cooperation especially in the following areas:

- a. countering violent extremism and terrorism in its various forms, including recruitment, financing, terrorist propaganda, training and terrorist movements;
  
- b. preventing and combating unlawful production, extraction, processing, storage, import, export or transit of or illicit trafficking in narcotic and psychotropic substances and substances frequently used to illicitly produce narcotic and psychotropic substances (parent or precursor substances);
  
- c. protection of borders through sharing legal, technical and operational matters;
  
- d. organised crime;
  
- e aviation security,
  
- f .cybercrime,
  
- g. illegal migration and the smuggling and trafficking of humans,
  
- h. production and distribution of forged, counterfeit and falsified currency, official documents and certificates,
  
- i. any other area, as jointly decided by both sides

## **Section 2-Measures for cooperation**

2.1 In the context of cooperation pursuant to section 1, both sides intend to take the following measures:

- a. sharing of experience and best practices, including the exchange of experts,
  
- b. cooperating on basic and advanced training of security, and police officers, in particular special forces,
  
- c. participating as needed on a case-related basis in relevant expert seminars and conferences organised jointly by both sides or by one side;
  
- d. providing training, and cooperating in other jointly decided capacity-building measures;

e. exchanging information as fast as possible.

### **Section 3-Cooperation in the field of countering violent extremism and terrorism**

3.1 Both sides, for the purpose of countering violent extremism and terrorism, and in accordance with their respective domestic laws of the sides, intend to, as appropriate

a. exchange information as fast as possible on violent extremism and terrorism in its various forms including recruitment, financing, terrorist propaganda, training and terrorist movements;

b. provide assistance in the Investigation of terrorism cases, if requested by the affected side,

c. take measures to prevent the transit of terrorist organisations or terrorists into the territory of either side in accordance with United Nations Security Council Resolution No. 2178 (2014), paragraph 6 (a)

3.2. The cooperation in the field of countering violent extremism and, terrorism will include agency to agency cooperation, as appropriate

### **Section 4 - Cooperation in the field of narcotic and psychotropic substances**

4.1 Both sides, in accordance with their domestic laws, as required in specific cases for the purpose of preventing and combating unlawful production, extraction, processing, storage, import, export or transit of or illicit trafficking in narcotic and psychotropic substances and precursor substances, will

a. exchange information on the unlawful production of narcotic and psychotropic substances and precursor substances and the illicit trade in these substances, caches and means of transport, modus operandi, origins and destinations of these substances and the specific details of the case;

b. provide each other with information on common methods of illegal cross border trade in narcotic and psychotropic substances and precursor substances and on suspicious purchases of related equipment,

c. share forensic and criminological research results related to drug trafficking and drug abuse

- d. provide each other with information about new addictive and other natural or synthetic substances subject to abuse;
- e. share experience on precursor substances which may have been unlawfully diverted from trade,
- f. carry out coordinated measures necessary to prevent the unlawful diversion of substances from lawful trade;
- g. carry out joint measures to combat the unlawful production of synthetic drugs,
- h. exchange information and assessment on potential links between drug trafficking and global terrorist activities.

### **Section 5- Cooperation in the area of border protection**

5.1. Both sides will closely cooperate in accordance with their domestic laws in technical and operational matters on border protection, which will include sharing of experience

- a. with regard to standard law enforcement measures in border protection;
- b. on the methods of command and decision-making processes; and
- c. with regard to the provision and use of technologies in the arms of border protection

5.2. Both sides may facilitate reciprocal visit of experts to exchange experiences concerning the practical use of technologies, described in subsection 1

### **Section 6- Liaison officers**

6.1. Both sides acknowledge that liaison officers seconded to their diplomatic missions play an important role in improving cooperation within the purview of this Memorandum of Understanding.

6.2. Both sides share the view that liaison officers seconded to their diplomatic missions are authorised to liaise and assist with the appropriate border protection and aviation security authorities in the respective jurisdiction of the other side. This includes access to airports in accordance with national law and regulations of the host country to the extent necessary to carry out their tasks.

6.3. Both sides will assist each other's liaison officers in their work.

### **Section 7-Confidentiality of information**

7.1 Both sides will ensure confidentiality of information shared in the framework of this Memorandum of Understanding. This information will not be disclosed to third parties without the prior written consent of the side which provided the information. All requests for information in the context of implementing this Memorandum of Understanding will specifically state the purpose for which this information will be used.

### **Section 8- Section & Compliance with domestic law**

8.1. Any law enforcement action or measure relating to any of these areas covered within the scope of this Memorandum of Understanding will be dealt with in accordance with the respective domestic law of each side.

### **Section 9-Consultations**

9.1. The designated Contact Point for the implementation of this Memorandum of Understanding will be:

-on behalf of the Ministry of Home Affairs of the Republic of India: Joint Secretary, Internal Security –I Division,

-on behalf of the Federal Ministry of the Interior of the Federal Republic of Germany: Deputy Director General - Directorate OS I

9.2. Both sides may evaluate the implementation of this Memorandum of Understanding when necessary

9.3. Any divergences between both sides concerning the interpretation or implementation of this Memorandum of Understanding will be resolved amicably through mutual consultations.

### **Section 10-Legal effect**

10.1 This Memorandum of Understanding does not create rights or obligations under public international law.

### **Section 11-Final provisions**

11.1 This Memorandum of Understanding will be applied from the date of its signature by both sides.

11.2. Either side may terminate this Memorandum of Understanding by giving notice in writing to the other side, at least three months in advance.

11.3. This Memorandum of Understanding may be amended as may be required by mutual written consent of the sides

11.4. The termination of this Memorandum of Understanding will not affect the cooperative activities already in progress, unless both sides mutually determine otherwise in writing.

Signed at New Delhi on 5 October 2015, in two originals, each in the Hindi, German and English languages, all texts being equally valid. In case of any divergence in interpretation, the English text should be used.

For the Ministry of Home Affairs  
the the Republic of India

For the Federal Ministry of Interior of  
Federal Republic of Germany

**MEMORANDUM OF UNDERSTANDING**

**BETWEEN THE GOVERNMENT OF THE REPUBLIC OF INDIA**

**AND**

**THE GOVERNMENT OF THE REPUBLIC OF MOZAMBIQUE**

**ON**

**DRUG DEMAND REDUCTION AND PREVENTION OF ILLICIT**

**TRAFFICKING IN NARCOTIC DRUGS, PSYCHOTROPIC SUBSTANCES**

**AND**

**PRECURSOR CHEMICALS AND RELATED MATTERS**

## **PREAMBLE**

The Government of the Republic of India

And

The Government of the Republic of (Mozambique hereinafter referred to individually as "Party" and collectively as the "Parties").

CONSIDERING that the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, the Convention on Psychotropic Substances of 1971 and the UN Convention Against Illicit Traffic In Narcotic Drugs and Psychotropic Substances, 1988 form the basis for national and international drug control:

AFFIRMING their commitment to the Declaration adopted by the Special Session of the UN General Assembly in June 1998 on Drug Abuse and Illicit Trafficking as an expression of political will of nations to combat the drug menace;

SHARING a deep concern over the illicit cultivation, production, processing and trafficking in illicit narcotic drugs, psychotropic substances and precursor chemicals;

RECOGNIZING that, the medical use of narcotic drugs and psychotropic substances continues to be indispensable for the relief of pain and suffering and that adequate provision must be made to ensure the availability of narcotic drugs and psychotropic substances for such purposes;

REAFFIRMING their joint determination to combat the drug menace;

TAKING into consideration their constitutional, legal and administrative systems and respect for the national sovereignty of their respective State;

Have agreed as follows:

### **ARTICLE-I (DEFINITIONS)**

For the purpose of this Memorandum of Understanding, the following expressions should be understood as follows:

1. Narcotic Drugs and Psychotropic Substances are substances scheduled or described in the Single Convention on Narcotic Drugs, 1961 as amended by the Protocol of 1972 and Convention on Psychotropic Substances, 1971.

2. Precursors, Essential Chemicals and Solvents are those substances included in the Tables referred to in Article 12 of the UN Convention against Illicit Traffic In Narcotic Drugs and Psychotropic Substances, 1988 or any other substances as may be mutually agreed upon.

3. "Drugs" means all Substances defined in paragraphs 1 of this Article.

4. "Illicit trafficking of drugs" means the activities set forth in article 3, paragraphs 1 and 2, of the United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 20 December 1988.

5. "Related offences" means offences perpetrated for the purpose of furthering the illicit trafficking of drugs or chemical precursors; facilitating it or ensuring its impunity, or allowing its perpetrators- or third parties aware of the illicit nature of the activities in question or who have shown deliberate recklessness - to gain profit or advantage from it in any way whatsoever.

6. "Controlled delivery" means the special investigative technique that involves, for the competent services, allowing illicit or suspect consignments of drugs to pass through the territory of one of the Parties with a view to identifying the perpetrators and beneficiaries of this illegal trafficking and its modus operandi, under the

supervision of their competent authorities of the two Parties and in compliance with their International commitments and national laws.

## **ARTICLE-II**

### **(OBJECTIVES)**

1. In furtherance of the objectives of this MoU, subject to their domestic laws and international obligations, the Parties shall cooperate and provide mutual assistance to the widest possible extent:

a) In preventing, suppressing and investigating of illicit drug trafficking, as well as in combating related offences.

b) In reducing the demand for drugs through prevention, awareness education and community based programs, treatment and rehabilitation;

c) In tracing, identifying, seizing and confiscating of proceeds of illicit drug production, trafficking and related activities;

d) In exchanging of literature on existing laws, rules, procedures and best practices and methods concerning abuse and trafficking in narcotic drugs, psychotropic substances and precursor chemicals;

e) In combating illicit cultivation of plants containing narcotic drugs and/or psychotropic substances;

f) In complying with the administrative and control

mechanisms laid down by the International Narcotic Control Board (INCB) governing activities related to the legitimate International trade in narcotic drugs, psychotropic substances and precursor chemicals in order to prevent their diversion;

g) In providing mutual legal assistance when appropriately justified and deemed necessary by the requested State;

h) In appropriate use of controlled delivery, on case-by-case basis, with the view to identifying persons involved in the illicit trafficking of drugs including diversion of precursor, essential chemicals and solvents.

### **ARTICLE-III**

#### **(RESPONSIBILTiy OF THE PARTIES)**

1. The Parties shall make all possible efforts, consistent with their domestic laws: to take appropriate actions in their territories to cooperate with each other in taking the following measures:

a) Exchange information of operational (including personal data), technical and general nature and intelligence between the competent authorities of the Parties and also exchange information concerning convicted persons in crime having bilateral or International ramifications:

b) Exchange information on best methods and practices or experiences adopted by the Parties concerning the demand and supply reduction of narcotic drugs and psychotropic substances and precursor chemicals;

c) Share and exchange the best practices and experiences for training of officers in the fields of drug demand and supply reduction;

d) Promptly exchange information about the arrest on drug charges of the citizens of one Party in the territory of the other, and to provide further information on investigations, prosecutions and related matters falling within the scope of this MoU:

e) Communicate operational intelligence through the fastest means of communication, via telephone, telefax/fax and e-mail, information of detailed nature may be communicated through correspondence;

f) Exchange information normally in the formats at Appendices I&II relating to cases of illicit trafficking in drugs, psychotropic substances and precursor chemicals and persons involved therein. Any other information of significance may be exchanged in any other format as and when necessary as mutually agreed;

g) Convey information between the Parties under this MoU in English.

2. The receiving Party shall not use information received from the other Party, for any purpose other than that for which information was requested and provided; and the receiving Party shall be bound not to share such information with a third Party/Parties without prior written consent of the Party which provided the information.

2a The Parties shall ensure respect for the confidentiality of information, intelligence and documents received, if they have been subject to particular protection on the Part of the issuing Party or if the later considers that their dissemination is not appropriate.

2b Transfer between the Parties of personal data shall take place in strict compliance with the national legislation of each Party.

3. Information and assistance under this Memorandum of Understanding shall be provided upon request or on the initiative of either party. Request for information and/or assistance shall be submitted in writing or using technical means of text transfer. In case of urgency either party may, however, contact the concerned authorities of the other Party verbally, upon which the communication would be confirmed in writing preferably within the seven days of receiving such communication. In using, technical means of text transfer, or in case of doubts raised about the authenticity or content of the request received, the requested competent authority may demand a written confirmation from the requesting competent authority.

4. If needed, the requested competent authority may ask for further information, essential for adequately carrying out the request.

5. The requested competent authority shall take all the steps necessary to carry out the request promptly and to the fullest extent possible. In cases in which it is not possible to carry out a request within the time limit which the requesting authority may have set, the requested authority shall notify the requesting authority thereof, explaining the cause of delay.

6. If the execution of the request is not within the competence of the requested competent authority, the latter shall immediately pass it on to the corresponding competent authority of its state and inform the requesting competent authority.

7. The requested competent authority may in compliance with the domestic laws allow authorized representative's of the requesting competent authority to be present in the process of carrying out the request in its territory.

8. Either party may deny- a request for cooperation, in whole or In part, If the request affects its sovereignty, endangers its national security or violates its laws and regulations.

9. The forms of cooperation in the areas covered by this MoU may be supplemented by common agreement between the parties.

#### **ARTICLE-IV**

#### **(RELATION WITH OTHER INTERNATIONAL TREATIES AND AGREEMENTS)**

This Memorandum of Understanding shall not affect the rights and obligations of the Parties arising from other International agreements, conventions, bilateral and multilateral agreements or arrangements which may be binding on one or both the Parties.

**ARTICLE-V**  
**(IMPLEMENTATION)**

1. For effective implementation of this Memorandum of Understanding, the Parties may meet periodically or whenever considered necessary by mutual consent.
2. Each Party shall bear its own costs related to implementation of this Memorandum of Understanding unless otherwise agreed in each specific case.

**ARTICLE-VI**  
**(NEW METHODS)**

The Competent Authorities of the Parties shall cooperate in working out and in introduction of new methods to control illegal transactions in narcotic drugs, psychotropic substances, precursor and the treatment and social rehabilitation of addicts and shall exchange information on techniques and modern equipments used by the Parties in the field of Crime surveillance, crime detection and prevention and crime investigation.

**ARTICLE-VII**  
**(AREAS OF COOPERATION)**

The Parties, through their competent authorities, agree to explore the possibility of cooperation in training of personnel, exchange of specialists and experts in the field. They also agree to exchange national lists of narcotic drugs, psychotropic substances and precursor chemicals and inform each other of any changes in such lists.

l) This cooperation shall notably include the following areas:

- a) Suppression of the illicit production and trafficking of drugs and related activities.

- b) Control and surveillance of production and combating of illicit trafficking In chemical precursors;
- c) Prevention of drug consumption, notably through education and awareness-raising of populations;
- d) Dedicated public health and social policy efforts benefitting populations affected by drugs;
- e) Conducting coordinated or joint actions in the fight against illicit trafficking of drugs and Chemical precursors;
- f) Implementation of international, multilateral and regional cooperation efforts and support for initiatives which could contribute positively to the handling these subjects.

2) Technical cooperation efforts may notably take the following forms:

- a. Dissemination 'of information and best practices;
- b. Exchange of specialized documentation;
- c. Organization of meetings, seminars and conferences for operators;
- d. Holding of fact-finding visits and expertise missions;
- e. Hosting of trainees in the framework of training implemented by a service of the other Party or designed on an ad hoc basis.

The financial terms applicable to the field of technical cooperation shall be set out by common agreement between the Parties during the drawing up of each effort.

3) This cooperation shall be established on the basis of principles of equality, sovereignty and reciprocity, in compliance with international obligations signed up to by each party.

4) The scope of this MoU may be extended to other areas by common agreement between the parties.

## **ARTICLE-VIII**

### **(COMPETENT AUTHORITIES)**

For the purpose of implementation of this Memorandum of Understanding and exchange of any information, The Competent Authorities shall be:

- a) For the Republic of India- As given in Appendix-III
- b) For the Republic of Mozambique- As given in Appendix-IV.

**ARTICLE-IX**  
**(AMENDMENT AND REVISION)**

- 1) Either party may request in writing a revision, modification or amendment of all or any part of this Memorandum of Understanding.
- 2) Any revision, modification or amendment mutually agreed to by the parties will be reduced into writing and will form part of this Memorandum of Understanding.
- 3) Such revision, modification or amendment will continue to have effect from such date as may be mutually agreed to by the parties.
- 4) Any revision, modification or amendment will not prejudice the rights and obligations arising from or based on this Memorandum of Understanding before or up to the date of such revision, modification or amendment.

**ARTICLE-X**  
**(SETTLEMENT OF DISPUTES)**

Any dispute arising out of the interpretation or implementation of this Memorandum of Understanding shall be settled amicably through consultations or negotiations between the Parties through diplomatic channels.

**ARTICLE-XI**  
**(ENTRY INTO FORCE)**

1. This Memorandum of Understanding shall enter into force 30 days after completion of the legal procedures necessary for its entry into force by both Parties and shall remain valid till its revocation at least with three months advance written notification.

2. Either Party may at any time terminate this Memorandum of Understanding by giving six months prior written notice to the other Party indicating its intentions to terminate this Memorandum of Understanding. The Memorandum of Understanding shall cease to have effect on expiry of the notice period.

3. In witness whereof the undersigned being duly authorized thereto by their respective Governments have signed this Memorandum of Understanding.

DONE at Maputo on this seventh day of July in the year two thousand sixteen in three (3) originals: in English; Hindi and Portuguese languages all texts being equally authentic. In the event of any divergence of interpretation, the English version shall prevail.

For the Government of the  
Republic of India

For the Government of the  
Republic of Mozambique

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(Amar Sinha)  
Secretary (Economic Relations)  
Ministry of External Affairs,  
Government of India, New Delhi

**(Article III of the Memorandum of Understanding)**

**CASES OF ILLICIT TRAFFIC IN DRUGS**

Reference:

Date:

Sender :

1. Name of the Seizing agency
2. Type of drugs Seized
3. Quantity
4. Chemical Analysis report
5. Place of seizure
6. Date of Seizure
7. Packing, labeling & trade marks
8. Particulars of conveyance used
9. Name and Nationality of the custodian/Owner of the conveyance
10. Name of Company, air-line, ship
11. Mode of concealment.
12. Route
13. Place of production/processing
14. Place where drug contraband obtained
15. Origin/source
16. Destination
17. Any equipment/accessories seized
18. Any other information

**APPENDIX-II**

PROFORMA FOR REPORTING ON PERSON(S) INVOLVED IN  
NARCOTICS TRAFFICKING / SMUGGLING

(In cases implicating more than one person necessary to use separate form for each)

1. Name and aliases used
2. Father's name
3. Sex
4. Age
5. Date and Place of birth
6. Nationality
7. Passport No.
8. Place/Date of issue
9. Occupation
10. Address
11. Extent of involvement
12. Previous involvements
13. Associates
14. Arrested/Detained
15. Place of arrest
16. Judicial or administrative Measures taken
17. Attach photocopy of the first page of passport

SUMMARY OF THE CASE

(Please indicate details of the case necessary for furtherance of investigation)

**(Article VIII of the Memorandum of Understanding)**

**COMPETENT AUTHORITIES FOR THE REPUBLIC OF INDIA**

**(As mentioned in Article VIII of the Memorandum of Understanding)**

1. The Director General

Narcotics Control Bureau

1st Floor, West Block No.1, Wing No. 5

R. K. Puram, New Delhi- 110066

INDIA

Tel. 91- 11- 2617 2089

FAX 91- 11 - 2610 5747 2618 5240

(All operational matters relating to illicit trafficking in narcotic drugs, psychotropic substances and precursor chemical including coordination with other field agencies)

2. The Joint Secretary (Revenue)

Ministry of Finance

Department of Revenue

North Block

New Delhi- 110011

INDIA

Telefax. 91 11 2309 4595

(National Laws, Rules, Procedures concerning Drug Administration)

3. Joint Secretary (Social Defence Division)

Ministry of Social Justice & Empowerment

6th Floor, A Wing, Shastri Bhawan,

New Delhi.

Tel. No. 91-11-23381643

Fax- 91-11-23384918

(Drug demand reduction & drug abuse matters)

4. The Narcotics Commissioner

Central Bureau of Narcotics

19, The Mali, Morar

Gwalior-474006 (Madhya Pradesh)

INDIA

Tel. No. 91-751-2368121

91-751-2369437

Fax- 91-751-2368577

E-Mail: [narcom@sancharnet.in](mailto:narcom@sancharnet.in)

(Licit manufacture/ international trade in narcotic drugs, psychotropic substances and precursor chemicals and diversion thereof)

**APPENDIX-IV**

**(Article VIII of the Memorandum of Understanding)**

COMPETENT AUTHORITIES FOR THE GOVERNMENT OF THE  
REPUBLIC OF MOZAMBIQUE

(As mentioned in Article VIII of the Memorandum of Understanding)

1. Criminal Investigation Department

Ministry of Interior

Av. Olof Palme N. 46/48, 5th Floor, Maputo, Mozambique

Tel/Fax N. (+258) 21321268

Email: mintdnpic@gmail.com

2. Department of International Relations

Ministry of Interior

Av. Olof Palme N. 46/48, 5th Floor Maputo, Mozambique

Tel/Fax N. (+258) 21327244

**MEMORANDUM OF UNDERSTANDING BETWEEN  
THE GOVERNMENT OF THE REPUBLIC OF INDIA  
AND  
THE GOVERNMENT OF THE KINGDOM OF THAILAND  
ON COOPERATION IN CONTROLLING NARCOTIC DRUGS, PSYCHOTROPIC  
SUBSTANCES, THEIR PRECURSORS AND CHEMICALS, AND DRUG ABUSE**

The Government of the Republic of India and the Government of the Kingdom of Thailand (hereinafter referred to as "the Parties"),

**Recognizing** that trafficking and abuse of illicit drugs in all its forms pose a serious threat to the health, security and welfare of human beings, and adversely affect the economic, social, cultural and political foundations of the society,

**Sharing** a deep concern over the illicit cultivation, production and trafficking in illicit narcotic drugs, psychotropic substances, their precursors and chemicals hereinafter called "the drugs") and drug abuse,

**Guided** by the principles enshrined in the Single Convention on Narcotic Drugs of 1954, as amended by the 1955 Protocol, the Convention on Psychotropic Substances of 1971, and the United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988,

**Considering** the mutual advantages and the importance of coordination and cooperation in combating illicit trafficking in narcotic drugs, psychotropic substances, their precursors and chemicals, and drug abuse,

**Recognizing** the importance of the principles of sovereignty, equality and territorial integrity of the Parties;

Pursuant to the prevailing laws and regulations of the respective countries;

Have reached the following understanding:

**ARTICLE I**

## **OBJECTIVE**

The objective of this Memorandum of Understanding is to enhance cooperation between the Parties in combating illicit cultivation, production, manufacture and traffic in narcotic drugs, psychotropic substances, their precursors and chemicals, and drug abuse.

## **ARTICLE II**

### **RESPECT FOR SOVEREIGNTY**

The Parties shall comply with their commitments under this Memorandum of Understanding in accordance with the principles of sovereign equality, non-intervention in internal affairs and respect for the State territorial integrity.

None of the Parties shall exercise in the other Party's territory any competence or functions that exclusively correspond to the other Party's authorities, pursuant to their respective domestic laws and national sovereignty.

## **ARTICLE III**

### **SCOPE OF COOPERATION**

The Parties, in accordance with their respective laws and regulations, shall cooperate in the following areas:

1. Drug supply and demand reduction measures in countering illicit drugs, psychotropic substances, and their precursors and chemicals, New Psychotropic Substances (NPS), synthetic drugs, their derivatives and analogues;
2. Exchange of experiences and information relating to drug trafficking and drug networks based in Thailand and India, the effective law enforcement including methods of search and seizure of concealed drugs, modus operandi used by drug traffickers, drug networks and persons involved in or suspected to be involved in or arrested for drug-related offences, illicit production of drugs precursors, chemicals, New Psychotropic Substances, web sites selling drugs it pseudonymous names, their modus operandi, transactions carried out and exchange of information related to these sites, drug trafficking route and the diversion of precursors and chemicals;
3. Controlled delivery operation on case to case basis with a view to identify persons involved in the illicit trafficking of drugs;
4. Exchange of experiences, information, good practices and modalities in drug

abuse prevention, treatment, rehabilitation and training in the field of drug demand reduction;

5. Exchange of experiences and information relating to the legislation and judicial practices for drug and precursor chemical control, drug abuse prevention, treatment and rehabilitation;

6. Exchange of best practices on Alternative Development including narcotic crop replacement and regulated cultivation of legal opium;

7. Exchange of relevant fields of experience and knowledge of modern technologies in detecting illicit drugs, drug profiling and scientific analysis including test results, new types of drugs, exchange of information on emergency scheduling of new drugs, New Psychotropic Substances, as well as, drug samples;

8. Capacity-building, training, as well as, exchange of visits of experts of the Parties in pursuance of the terms of cooperation under this Memorandum of Understanding;

9. Other areas of common concern in pursuance of the terms of cooperation under this Memorandum of Understanding on a case by case basis as agreed upon by the Parties;

The cooperation under this MOU does not affect the rights and obligations of the Parties under international instruments. The cooperation may be refused if it affects national sovereignty, endangers security or violates domestic laws of the Parties.

#### **ARTICLE IV**

##### **MEETINGS**

The Parties shall hold consultations or ad-hoc meetings, when deemed necessary and by mutual consent or on a case by case basis, to coordinate and enhance the effectiveness of cooperation envisaged by this Memorandum of Understanding.

#### **ARTICLE V**

##### **EXECUTING AGENCIES**

The cooperation defined by this Memorandum of Understanding shall be developed through the competent bodies of the Parties.

The competent bodies under this Memorandum of Understanding will be:

- For the Kingdom of Thailand:  
Secretary-General, Narcotics Control Board  
  
Office of the Narcotics Control Board, Ministry of Justice No.5, Din Daeng Road,  
Phyathai District, Bangkok-10400
- For the Republic of India  
  
Director-General  
  
Narcotics Control Bureau, Ministry of Home Affairs, West Block No.1, Wing  
No.5, R.K. Puram, New Delhi-110066

The Parties will immediately inform each other, in writing, about any changes made to the list of competent bodies.

## **ARTICLE VI FINANCIAL ARRANGEMENT**

Each Party shall bear its own cost and expenditure in pursuance of the terms of cooperation under this Memorandum of Understanding, unless otherwise agreed by the Parties on a case by case basis.

## **ARTICLE VII CONFIDENTIALITY**

The information and documents obtained within the framework on the: implementation of this Memorandum of Understanding shall be kept confidential and be used in compliance with the purposes, determined by the providing Party. Notwithstanding the termination of this Memorandum of Understanding, this provision shall remain binding between the Parties.

The information and documents shall not be transmitted to a third party without prior written authorisation from the providing Party.

## **ARTICLE VIII WORKING LANGUAGE**

English shall be the working language for the purpose of information exchange under this Memorandum of Understanding.

## **ARTICLE IX**

### **AMENDMENT**

The Parties may review and amend any part of this Memorandum of understanding by mutual consent in writing, and such amendment will come into force on such date as determined by the Parties and shall form as an integral part of this Memorandum of Understanding.

## **ARTICLE X**

### **SAFEGUARDING RIGHTS AND OBLIGATIONS ARISING OUT OF OTHER INTERNATIONAL TREATIES**

The provisions of this Memorandum of Understanding shall not affect the rights and obligations assumed by the Parties pursuant to any other bilateral or multilateral Agreement to which they are parties.

## **ARTICLE XI**

### **SETTLEMENT OF DISPUTES**

Any difference or dispute arising out on the interpretation or implementation of this Memorandum of Understanding shall be settled amicably through consultation and negotiation between the Parties.

## **ARTICLE XII**

### **ENTRY INTO FORCE, DURATION AND TERMINATION**

This Memorandum of Understanding shall enter into force on the date of its signing.

This Memorandum of Understanding shall remain in force for the period of three years and shall be automatically renewed for the same period unless either Party

notifies in writing through diplomatic channel of its intention to terminate this Memorandum of Understanding six months prior to the expiration of its termination.

IN WITNESS WHEREOF, the undersigned, being duly authorised by their respective governments, have signed this Memorandum of Understanding.

Done at New Delhi on this 30th day of June, in the year of Two Thousand and Seventeen, in duplicate, each in the Thai, Hindi, and English languages, all texts being equally authentic. In case of divergence of interpretation, the English text shall prevail.

FOR THE GOVERNMENT OF  
THE REPUBLIC OF INDIA  
THAILAND

(Dr. Rina Mitra)  
Director General  
Narcotics Control Bureau

FOR THE GOVERNMENT OF  
THE KINGDOM OF

(Mr. Sirinya Sitdhichai)  
Secretary General  
Narcotics Control Board

**MEMORANDUM OF UNDERSTANDING**  
**BETWEEN**  
**THE GOVERNMENT OF THE REPUBLIC OF INDIA**  
**AND**  
**THE GOVERNMENT OF THE FEDERAL DEMOCRATIC REPUBLIC OF NEPAL**  
**ON**  
**DRUG DEMAND REDUCTION AND PREVENTION OF ILLICIT TRAFFICKING IN**  
**NARCOTIC DRUGS, PSYCHOTROPIC SUBSTANCES AND PRECURSOR**  
**CHEMICALS AND RELATED MATTERS**

The Government of the Republic of India and the Government of the Federal Democratic Republic of Nepal (hereinafter referred to individually as a "Party" and collectively as the "Parties").

CONSIDERING that the Single Convention on Narcotic Drugs of 1954, as amended by the 1955 Protocol, the Convention on Psychotropic Substances of 1971 and the UN Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 form the basis for national and international drug control;

AFFIRMING their commitment to the declaration adopted by the Special Session of the UN General Assembly in June 1998 on drug abuse and illicit trafficking as an expression of the political will of nations to combat the drug menace;

SHARING a deep concern over the illicit cultivation, production, processing and trafficking in illicit narcotic drugs, psychotropic substances and precursor chemicals;

RECOGNIZING that the medical use of narcotic drugs and psychotropic substances continues to be indispensable for the relief of pain and suffering and that adequate provision must be made to ensure the availability of narcotic drugs and psychotropic substances for such purposes;

REAFFIRMING their joint determination to combat the drug menace;

TAKING into due consideration their constitutional, legal and administrative systems and respect for the national sovereignty of their respective State;

Have agreed as follows:

**ARTICLE I**

The parties shall subject to their domestic laws, cooperate and assist each other, in furtherance of the objectives of this MoU:

- (a) in the prevention, suppression and investigation of illicit drug trafficking;
- (b) in reducing the demand for drugs through prevention, awareness education and community based programmes, treatment and rehabilitation;
- (c) in tracing, identifying, seizing and confiscation of proceeds of Illicit drug production, trafficking and related activities;
- (d) in the exchange of literature on existing laws, rules, procedures and best practices and methods concerning abuse and trafficking in narcotic drugs, psychotropic substances and precursor chemicals;
- (e) in combating illicit cultivation of plants containing narcotic drugs and/or psychotropic substances;
- (f) in complying with the administrative and control mechanisms laid down by the International Narcotics Control Board (INCB) governing activities related to the legitimate international trade in narcotic drugs, psychotropic substances and precursor chemicals in order to prevent their diversion;
- (g) in the appropriate use of controlled delivery on case-to-case basis with the view to identifying persons involved in the Illicit trafficking of drugs including diversion of precursors, essential chemicals and solvents.

## **ARTICLE II**

1. The Parties shall make all possible efforts, consistent with their domestic laws, to take appropriate action in their territories to cooperate with each other in taking the following measures:-

- (a) to exchange information of operational, technical and general nature between the Competent Authorities of the Parties;
- (b) to exchange information on the best methods and practices adopted by the Parties in the fields of demand and supply reduction In respect of-narcotic drugs and psychotropic substances and precursor chemicals;
- (c) to share and exchange the best practices and experience for training of officers in the fields of drug demand and supply reduction;
- (d.) to provide information on the request of the Party about the arrest on drugs charges of the citizens of one Party in the territory of the Other and to provide further information on related matters falling within the scope of this Mal;
- (e) to communicate operational intelligence through the fastest means of communication, viz., telephone, telex/fax and e-mail. Information of a detailed nature may be communicated. through correspondence;
- (f) to exchange information normally in the formats at Appendices I and II relating to cases of illicit trafficking in drugs, psychotropic substances and precursor chemicals

and persons involved therein. Any other information of significance may be exchanged in any other format as and when necessary as mutually agreed.

(g) to convey information between the Parties under this MoU in English.

2. The receiving Party shall not use information received from the other Party, for any purpose other than that for which information was requested and provided; and the receiving Party shall be bound not to share such information with a third Party/Parties without the prior written consent of the Party which provided the information.

### **ARTICLE-III**

This MoU shall not affect the rights and obligations of the Parties arising from other international agreements to which they are a party.

### **ARTICLE-IV**

For effective operation of this MoU, the Parties may meet periodically or whenever considered necessary by mutual consent.

### **ARTICLE V**

The Competent Authorities of the Parties shall cooperate in working out and in introduction of new methods to control illegal transactions in narcotic drugs, psychotropic substances, precursors and the treatment and social rehabilitation of addicts subject to their domestic laws.

### **ARTICLE VI**

The Parties through their Competent Authorities agree to explore the possibility of co-operation in training of personnel, exchange specialists and experts in the field. They also agree to exchange national lists of narcotic drugs, psychotropic substances and precursor chemicals and inform each other of any changes in such lists.

### **ARTICLE VII**

For the implementation of this Memorandum of Understanding and exchange of any information, the Competent Authorities shall be:-

(a) For the Republic of India - As given in Appendix III

(b) For the Federal Democratic Republic of Nepal - As given in Appendix IV,

### **ARTICLE VIII**

For the purpose of this MoU, narcotic drugs and psychotropic substances are understood to be the substances that are scheduled or described in the Single Convention on Narcotic Drugs, 1961 as amended by the Protocol of 1972 and Convention on Psychotropic Substances, 1971, Precursors, essential chemicals and solvents are those substances included in the Tables referred to in Article 12 of the UN Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 or any other substances as may be mutually agreed upon.

#### **ARTICLE IX**

Any amendment to or revision of this MoU shall be in writing, on mutual consent, and shall enter into force in accordance with the procedures stipulated for entry into force of this MoU.

#### **ARTICLE X**

Any dispute arising out of the interpretation or implementation of this MoU shall be settled amicably through consultations or negotiations between the Parties through diplomatic channels.

#### **ARTICLE XI**

This Memorandum of Understanding shall come into force on the date of its signatures. It shall be valid for a period of five (5) years. It shall be automatically extended for another period of five years unless terminated by either Party by giving three months advance written notification to the other Party.

In witness whereof the undersigned being duly authorized thereto by their respective Governments have signed this Memorandum of Understanding.

Done at New Delhi on this 24th day of August in the year Two Thousand Seventeen in three originals each in Nepali, Hindi and English languages, all texts being equally authentic. However, in case of any discrepancy in the text or difference in interpretation, the English text shall prevail.

For the Government of  
the Republic of India

For the Government of the Federal  
Democratic Republic of Nepal

## APPENDIX I

(Article II of the Memorandum of Understanding)

### CASES OF ILLICIT TRAFFIC IN DRUGS

Reference:

Date:

Sender:

1. Name of the seizing agency
2. Type of drug seized
3. Quantity
4. Chemical analysis report
5. Place of seizure
6. Date of seizure
7. Packing, labeling and trade marks
8. Particulars of conveyance used
9. Name and nationality of the custodian/Owner of the conveyance
10. Name of company, air-line, ship
11. Mode of concealment
12. Route
13. Place of production/processing
14. Place where drug contraband/obtained
15. Origin/sources
16. Destination
17. Any equipment/accessories seized
18. Any other information.

## APPENDIX II

(Article II of the Memorandum of Understanding)

### PROFORMA FOR REPORTING ON PERSONS INVOLVED IN NARCOTICS TRAFFICKING/SMUGGLING

(In cases implicating more than one person, please use separate form for each)

1. Name and aliases used
2. Father's name
3. Sex
4. Age
5. Date and place of birth
6. Nationality
7. Passport No.
8. Place/date of issue
9. Occupation
10. Address
11. Extent of involvement
12. Previous involvements
13. Associates
14. Arrested/Detained
15. Place of arrest
16. Judicial or administrative measures taken
17. Attach photocopy of the first page of passport

### SUMMARY OF THE CASE

(Please indicate details of the case necessary for furtherance of investigation)

## APPENDIX III

(Article VII of the Memorandum of Understanding)

### COMPETENT AUTHORITIES FOR THE GOVERNMENT OF THE REPUBLIC OF INDIA

Director General

Narcotics Control Bureau

1st Floor, West Block No.1, Wing No.5, R.K. Puram, New Delhi-110066.

Tel.No.91-11-26172089,

Fax No•91-11-26105747,

Email- dg-ncb@nic.in

(All operational matters relating to illicit trafficking in narcotic drugs, psychotropic substances and precursor chemicals including coordination with other field agencies)

Joint Secretary (Revenue) Department of Revenue Ministry of Finance,

North Block, Central Secretariat, New Delhi.

Telefax — 91-11-23094595, Email: jsrev@nic.in

(National Laws, Rules, Procedures concerning Drug Administration)

Joint Secretary (Social Defence Division)

Ministry of Social Justice & Empowerment 6th Floor, A Wing, Shastri Bhawan,  
New Delhi.

Tel.No.91-11-2337269

Fax 91-11-23382072

Email: jssd-msje@nic.in

(Drug demand reduction & drug abuse matters)

Narcotics Commissioner

Central Bureau of Narcotics 19, The Mall, Morar

Gwalior-474006 (Madhya Pradesh)

Tel.No.91-751-2368121, +91-0751-2369437 Fax No.91-751-2368111

Email: narcommr@cbmnic.in

(Licit manufacture/international trade in narcotic drugs, psychotropic substances and precursor chemicals and diversion thereof)

## APPENDIX IV

(Article VII of the Memorandum of Understanding)

### COMPETENT AUTHORITIES FOR THE GOVERNEMENT OF THE FEDERAL DEMOCRATICE REPUBLIC OF NEPAL

Chief Narcotics Control Officer Joint Secretary

Policy, Planning and Monitoring Division Singha Durbar, Kathmandu, Nepal

Tel No. + 977-1- 4211248

Fax No. + 977-1- 4211283 Email- drug@moha.gov.np Web: moha.gov.np

(All operational matters relating to illicit trafficking in narcotic drugs, psychotropic substances and precursor chemicals including coordination with other agencies. Drug demand reduction and drug abuse matters)

Director General

Department of Drug Administration Ministry of Health

Kathmandu, Nepal

Email- directordda@dda.gov.np Tel No, +977-1-4780432

Fax No. +977-1- 4780572

(National laws, rules, procedures concerning medical use of narcotics and psychotropic substances administration)

Narcotic Control Officer

Deputy Inspector General of Police Narcotics Control Bureau

Koteshwor, Kathmandu, Nepal Tel No. +977-1- 4601048

Fax No. +9.77-1- 4601978 Email-ncb@nepalpolice.gov.np. ncbnepal@gmail.com

(All operational matters relating to illicit trafficking in narcotic drugs, psychotropic substances and precursor chemicals)

**MEMORANDUM OF UNDERSTANDING**  
**BETWEEN**  
**THE NARCOTICS CONTROL BUREAU**  
**OF THE REPUBLIC OF INDIA**  
**AND**  
**THE CENTRAL NARCOTICS BUREAU OF THE REPUBLIC OF SINGAPORE**  
**ON**  
**COOPERATION TO COMBAT ILLICIT TRAFFICKING IN NARCOTIC DRUGS,**  
**PSYCHOTROPIC SUBSTANCES**  
**AND THEIR PRECURSORS**

The Narcotics Control Bureau of the Republic of India and the Central Narcotics Bureau of the Republic of Singapore hereinafter referred to individually as "a Party" and collectively referred to as "the Parties".

Recognizing that the abuse of illicit drugs pose a serious threat to the life and health of human beings, and adversely affect the economic, social, cultural and political foundations of the society;

Realizing that illicit trafficking in narcotic drugs, psychotropic substances and its precursors pose a real danger to the stability and security of the Nations and the peoples of the two countries;

Being conscious of the mutual benefit and the importance of cooperation in combating illicit trafficking of narcotic drugs, psychotropic substances and their precursors;

On the basis of respect for independence, sovereignty, territorial integrity and non-interference in the internal affairs of each other, equality, and mutual benefits;

Pursuant to the prevailing laws and regulations of the respective countries; Have reached the following understanding:

**Article 1**

**Objective**

The purpose of this Memorandum of Understanding is to facilitate and enhance cooperation between the Parties, to the extent permitted by their respective laws, regulations, policies and procedures, in order to combat illicit trafficking of narcotic drugs, psychotropic substances and their precursors (hereinafter referred to as "drugs") as defined by the principles in the Single Convention on Narcotic Drugs of 1954 as amended by the 1955 Protocol, the Convention on Psychotropic Substances

of 1971 and the United National Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988.

## **Article 2**

### **Areas of Cooperation**

1. The Parties endeavour to encourage cooperation in the following areas, to the extent permitted by each Party's respective laws, regulations, policies and procedures:
  - a. Information exchange on trends and techniques used in the illicit manufacture and trafficking of drugs; information exchange about Indian nationals arrested in Singapore on drug trafficking charges and vice-versa (subject to procedures agreed by Parties) and exchange of any other information mutually agreed by the Parties;
  - b. Exchange of best practices by the Parties, for the purposes of combating trafficking of drugs;
  - c. Establishment of direct contact points and action plan for timely exchange of information on persons involved in illicit trafficking of drugs;
  - d. Training and education in a manner consistent with the objectives of this Memorandum of Understanding to strengthen capacity building, skill upgrading and knowledge development; and
  - e. Any other activities as agreed by the Parties in accordance with this Memorandum of Understanding;

The exchange of information and experiences and other forms of collaboration described in paragraph 1 above are to be conducted directly by the Parties through official channels under the rules and modalities established by the Parties.

## **Article 3**

### **Secrecy of Information and Documents**

1. All information and documents (collectively referred to as "information") exchanged by the Parties under this Memorandum of Understanding shall be subject to strict controls and safeguards to ensure that the information is used only in an authorised manner, subject to the conditions imposed by the disclosing Party, and that its confidentiality is protected.
2. All information exchanged under this Memorandum of Understanding shall be used only for intelligence purposes and shall not be used as evidence in any court proceedings.
3. No information exchanged, under this Memorandum of Understanding, shall be disclosed or distributed to any third party without the prior written authorization of the Party from whom the information originated.

4. The protection of confidentiality of information exchanged and the use of the information only in an authorised manner will continue to apply after the termination or expiry of this Memorandum of Understanding.

#### **Article 4**

##### **Bilateral Working Group Meetings**

1. The Parties agree to hold bilateral Working Group Meetings once every two years on a date to be mutually agreed upon, to review the progress made in the implementation of this Memorandum of Understanding and ongoing joint efforts, and identify new areas of cooperation.
2. The Bilateral Working Group Meetings will be hosted by each Party alternately. In case of necessity, extraordinary meetings may be convened as agreed upon by the Parties.
3. The activities of the working group will be funded by the host country.

#### **Article 5**

##### **Financial Arrangement**

1. Unless otherwise agreed by the Parties, each Party will bear its own expenses incurred in performing its obligation under this Memorandum of Understanding.

#### **Article 6**

##### **International Norms and National Legislations**

- 1 The implementation of this Memorandum of Understanding is subject to international norms and national legislations of each Party and shall not affect any existing rights and undertakings of the Parties, arising out of any International Conventions to which their respective countries are a State Party.
2. This Memorandum of Understanding is not intended to create any legal relationship between the Parties, nor is it intended to give rise to legal rights or obligations.

#### **Article 7**

##### **Revision, Modification and Amendment**

1. The Parties may revise, modify or amend any part of this Memorandum of Understanding by mutual consent in writing. Such revision, modification or amendment

shall come into force on such date as agreed by the Parties and shall form part of this Memorandum of Understanding.

Unless otherwise agreed, any revision, modification or amendment shall not affect any interest or act to be done arising from or based in this Memorandum of Understanding before or up to the date of such revision, modifications or amendment.

## **Article 8**

### **Settlement of Dispute**

1. Any disputes or differences between the Parties arising from the implementation of this Memorandum of Understanding shall be settled amicably through mutual consultations and/or negotiations between the Parties without reference to any third party or any other means mutually agreed upon by the Parties.

## **Article 9**

### **Suspension**

1. Each Party reserves the right for reasons of national security, national interest, public order or public health to suspend temporarily, either in whole or in part, the implementation of this Memorandum of Understanding which suspension shall take effect immediately after written notification has been given to the other Party.

## **Article 10**

### **Entry into force, Duration, Termination**

1. The Memorandum of Understanding will come into effect on the date of its signing by the Parties.

2. The Memorandum of Understanding will remain in effect for a period of three years (3) and will be automatically renewed at the end of each term for a further term of three (3) years unless either Party notifies the other in writing, through diplomatic channel, at least six (6) months prior to the end of the relevant term of its intention to terminate this Memorandum of Understanding

3. For the avoidance of doubt, either Party may terminate this Memorandum of Understanding at any time, by giving written notification to the latter six (6) months prior to its termination,

Unless otherwise agreed by Parties in writing, termination of this Memorandum of Understanding will be without prejudice to any ongoing activities arising from or based

on this Memorandum of Understanding entered into force before or up to the date of its termination.

**Closing Statements**

In witness, whereof, the undersigned, being duly authorized by their respective governments, have signed this Memorandum of Understanding.

Done in Singapore on the 1st day of June 2018, in two originals, each in the Hindi and English languages, both texts being equally authentic. In the event of any divergence of interpretation between any of the texts, the English Text shall prevail

**For the Narcotics Control Bureau  
the Republic of India**

**For the Central Narcotics Bureau of  
of the Republic of Singapore**

**Mr. Jawed Ashraf,  
High Commissioner of India  
to the Republic of Singapore**

**Mr. Ng Ser Song, Director,  
Central Narcotics Bureau (CNB),  
Republic of Singapore**

**MEMORANDUM OF UNDERSTANDING**  
**BETWEEN THE MINISTRY OF HOME AFFAIRS OF THE REPUBLIC OF INDIA**  
**AND**  
**THE KOREAN NATIONAL POLICE AGENCY OF THE REPUBLIC OF KOREA**  
**ON COMBATING TRANSNATIONAL CRIME AND DEVELOPING POLICE**  
**COOPERATION**

The Ministry of Home Affairs (MHA) of the Republic of India and the Korean National Police Agency (KNPA) of the Republic of Korea hereinafter each referred to individually as a "Participant" and collectively referred to as the "Participants",

Realizing that transnational criminal activities affecting the Republic of Korea and the Republic of India, may pose a threat to the security of the people of the two countries:

Recognizing the need to strengthen International law enforcement cooperation at all levels in combating transnational crime, including terrorism, in a comprehensive manner;

Respecting the sovereignty of each country; and

Acting in the spirit of partnership and cooperation;

Have reached the following understanding:

**ARTICLE 1**

**BACKGROUND AND SCOPE**

1.1 The Participants recognize that preventing the increased threat of transnational crime, including terrorism, requires international cooperation.

1.2 The Participants will strengthen and consolidate cooperation in the areas of exchange of information, conduct of coordinated operations, the strengthening and consolidating of existing networks and cooperation, as detailed in paragraphs 4.2 to 4.5.

1.3 Any cooperation rendered under this Memorandum of Understanding (hereinafter referred to as "MOU"):

(1) is subject to the respective domestic laws, regulations, policies and procedures of the Participants, the international legal obligations of the Participants, as well as any existing agreements or cooperative arrangements between the Republic of Korea and the Republic of India (Including agreements between their authorities) concerning such cooperation;

(2) is confined to matters that are solely within the purview and control of the respective Participants; and

(3) will be mutually determined by the Participants.

## **ARTICLE 2**

### **GOALS AND PURPOSE**

This MOU builds upon existing cooperative arrangements between the Participants so as to encourage cooperative activities under Paragraph 3.1. for the purpose of addressing priority criminal Issues set out in paragraph 3.2 and is not Intended to create any legal relationship between the Participants, nor is it intended to have any legal or binding effect on either Participant.

## **ARTICLE 3**

### **FORMS OF COOPERATIVE ACTIVITY**

3.1 Cooperative activities between the Participants covering the following areas:

- (1) Information sharing to address priority criminal issues in accordance with paragraph 4.2;
- (2) Coordinated operations, in accordance with paragraph 4.3;
- (3) Strengthening and consolidating existing cooperative networks between the Participants, in accordance with paragraph 4.4; and
- (4) Cooperation in the field of capacity building and professional development, in accordance with paragraph 4.5.

3.2 Priority criminal issues and other areas of cooperation, under this MOU, which will be interpreted in accordance with the respective domestic laws and regulations of the Participants, are:

- (1) Terrorism including terror financing;
- 2) Cyber Crime including crime against women and children;
- (3) Illegal trafficking in narcotic drugs, psychotropic substances and their precursors; including controlled delivery; exchange of Information of new drugs, new psychotropic substances (NPS), precursors and their latest trends, routes, modus operandi; best practices, etc. and enhanced cooperation in the field of preventing internet pharmacies, illicit labs;
- (4) Kidnapping;
- (5) Trafficking in Human Beings;

- (6) Illegal firearms trafficking;
- (7) Economic crimes;
- (8) Money laundering;
- (9) Counterfeit currency;
- (10) Fraud including Voice Phishing;
- (11) Identity Fraud;
- (12) Illegal migration;
- (13) Criminal network tracking;
- (14) Technology in emergency response systems;
- (15) Development of comprehensive city police plans;
- (16) Practices in procurement processes;
- (17) Crimes related to a national or nationals of a Participant taking place within the jurisdiction of the other Participant; and
- (18) Other issues, as mutually agreed upon by the Participants.

3.3 This MOU will not prevent the Participants from developing other mutually acceptable forms of cooperation.

## **ARTICLE 4**

### **STRATEGIES**

4.1 To ensure the effective implementation of this MOU, the Participants will adopt the following strategies:

4.2 To share information to address priority criminal issues set out in paragraph 3.2-

(1) The Participants recognize the importance of developing law enforcement criminal intelligence capabilities. These capabilities will provide opportunities for the sharing Information, concerning the priority criminal issues set out in paragraph 3.2.

(2) The Participants will jointly develop strategies to build on existing networks and liaison arrangements in order to develop mechanisms to promote the sharing and management information concerning the priority criminal issues set out in paragraph 3.2.

(3) The Participants will ensure that the exchange of information pursuant to this MOU is in accordance with the domestic laws, regulations, policies and procedures relating to privacy and secrecy of each Participant.

(4) The Participants understand that the exchange of information not under the purview or control of the respective Participants is subject to the written consent of the authorized agencies in control of such information.

(5) Each Participant will protect any information provided by the other Participant from unauthorized access, use or disclosure and will comply with any terms and conditions imposed by the other Participant in respect of such information.

(6) Information exchanged under the terms of this MOU will only be used for intelligence purposes and will not be used as evidence in any legal or other proceedings or for any other purpose whatsoever or be provided to any third party without any prior written agreement of the Participant providing such information.

#### 4.3 To conduct coordinated operations:

(1) Coordinated operations means coordination of activities between the Participants in the following areas:

- a) Training of police officers;
- b) Enhancing technical and forensic capabilities;
- c) Consultations and advice; and
- d) Any other area of coordinated activity as may be mutually agreed by the Participants.

(2) The Participants will develop strategies and procedures for conducting coordinated operations through networks and liaison arrangements, as may be mutually agreed by the Participants.

(3) The Participants will ensure that guidance is provided to coordinated operations and will evaluate the resource implications of such operations.

(4) The determination and conduct of coordinated operations will be mutually agreed by the Participants. Each Participant will be the lead agency for the portion of the coordinated operation that is carried out in its territory. The other Participant will support the lead agency by providing consultation and advice only in the mode and manner determined by the lead agency.

4.4 The Participants will strengthen and consolidate existing cooperative networks in their efforts to address the priority criminal issues, as set out in paragraph 3.2.

4.5 The Participants will strengthen cooperation in the fields of capacity building and professional development, including but not limited to the following, as may be mutually agreed between the Participants:

- (1) The exchange of personnel for study purposes;

(2) Participation in the Training programs; and

(3) Attending such events as seminars and conferences, and other similar activities.

## **ARTICLE 5**

### **PROTECTION OF INTELLECTUAL PROPERTY RIGHTS**

5.1 The protection of intellectual property rights shall be enforced in conformity with the domestic laws of the Participants and with other international agreements to which both Participants are party.

5.2 The use of the name, logo and/or official emblem of any of the Participants on any publication, document and/or paper under this MOU is prohibited without the prior written approval of either Participant.

5.3 Notwithstanding anything in paragraph 5.1 above, the intellectual property rights in respect of any technological development, products and services development under this MOU, carried out:

(a) jointly by the Participants or research results obtained through the joint activity effort of the Participants, shall be jointly owned by the Participants in accordance with the terms mutually agreed upon; or

(b) solely and separately by the Participant or the research results obtained through the sole and separate effort of either Participants shall be solely owned by the Participant concerned.

## **ARTICLE 6**

### **CONFIDENTIALITY**

Unless otherwise indicated in writing, information provided by one Participant to the other will be considered as confidential and will not be disclosed to the public, the media or to any third party without the prior written consent of the Participant from which the information originated. This is a continuing obligation and will survive the termination or expiry of this MOU.

## **ARTICLE 7**

### **SUSPENSION**

In the event any provision of this MOU or any procedure, rules, by-rule, process made or entered into during the course of its implementation is found to be violating the sovereignty of either Participant, pose a threat to its security or otherwise prejudice its interests or conflict with its laws, regulations, policies or procedure the same shall be

deemed void to that extent and the affected Participant may by written communication convey the same to the other Participant.

## **ARTICLE 8**

### **MEDIA ANNOUNCEMENTS**

8.1 Both individual and joint media releases related to this MOU and any activities there under will be coordinated by the Participants to ensure that the interests of the Participants are protected.

8.2 Media releases will be intended to promote the capabilities of the Participants and to frustrate the activities of transnational criminals and terrorists.

## **ARTICLE 9**

### **EXPENSES**

Unless otherwise agreed, each Participant shall be responsible for its own expenses that may be incurred in the implementation of this MOU.

## **ARTICLE 10**

### **ESTABLISHMENT OF POINTS OF CONTACT**

10. For the purpose of cooperation under this MOU, the points of contact are:

10.1 For the Korean National Police Agency of the Republic of Korea:

First Nodal Point: Director General of the Foreign Affairs Bureau

Secondary Nodal Point: Chief of International Cooperation Section 1

Telephone: +82 2 3150 1664

E-mail: [icsknp@police.go.kr](mailto:icsknp@police.go.kr)

10.2 For the Ministry of Home Affairs of the Republic of India

First Nodal Point: Joint Secretary, CTCR Division, Ministry of Home Affairs

Secondary Nodal Point: Joint Secretary, IS.II Division, Ministry of Home Affairs

Telephone: +91-11-23092736

E-mail: jsctcr-mha@gov.in

**ARTICLE 11**  
**RESOLUTION OF DIFFERENCE**

Any differences arising from the interpretation or implementation of this MOU will be resolved by consultations between the Participants.

**ARTICLE 12**  
**ENTRY INTO EFFECT, DURATION, AMENDMENT AND TERMINATION**

12.1 This MOU will come into effect on the date of signature by the Participants.

12.2 This MOU will remain in effect for three (3) years and may be renewed every three (3) years as mutually agreed by the Participants.

12.3 This MOU may be amended by the mutual written consent of the Participants. The amendments will come into effect on a date to be mutually determined by the Participants.

12.4 Either Participant may terminate this MOU at any time by giving the other Participant three (3) months' notice in writing.

12.5 In case the present MOU terminates, its provisions shall continue to apply to all the unfinished activities carried out in accordance with the present MOU unless the Participants agree otherwise.

Done on 22<sup>nd</sup> February 2019 at Seoul in 2 (two) originals, in Korean, Hindi and English language, all texts being equally authentic and valid. In case of any divergence in interpretation, the English text shall prevail.

Ministry of Home Affairs  
of the Republic of India

Korean National Police Agency of the  
Republic of Korea

**Memorandum of Understanding between the Government of the Republic of India and the Government of the Kingdom of Saudi Arabia in the field of combating illicit trafficking and smuggling of narcotic drugs, psychotropic substances and chemical precursors**

The Government of the Republic of India and the Government of the Kingdom of Saudi Arabia (hereinafter referred to as the Parties)

Reinforcing existing relations between them:

Desiring to establish mutual cooperation in the field of combating illicit trafficking and smuggling of narcotic drugs, and psychotropic substances and chemical precursors into or through their territories; and

Realizing the mutual benefits resulting from cooperation in this field

Have agreed as follows:

**Article 1**

The competent agencies concerned with the implementation of this MoU are

For the Kingdom of Saudi Arabia: the Ministry of Interior.

For the Republic of India Director General, Narcotics Control Bureau, Ministry of Home Affairs, New Delhi.

**Article 2**

Narcotic drugs, Psychotropic Substances and Chemical Precursors whether natural or synthetic, shall mean the substances listed in the Single Convention on Narcotic Drugs (New York, March 30, 1961) and its amending Protocol (March 25, 1972), the Convention on Psychotropic Substances (Vienna, February 21, 1971), the United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances (Vienna, December 20, 1988) and relevant attachments related to above mentioned conventions within the United Nations framework.

**Article 3**

Each Party shall comply measures to prevent illicit tracking and smuggling of narcotic drugs and psychotropic substances which directly target the other party's territory. To that end, each party shall provide the other with any relevant information.

#### **Article 4**

The Parties shall, through their competent agencies take necessary measures to tighten control over illicit trafficking and smuggling of narcotic drugs, psychotropic substances and chemical precursors between the two countries. To that end the Parties shall exchange relevant information as well as methods, identities and suspicious activities of producers, smugglers, and traffickers of narcotic drugs and psychotropic substances and also exchange of information of drug traffickers, details on trafficking of NDPS and Precursor chemicals on requisitions and financial details of the traffickers arrested in drug related charges

#### **Article 5**

When either party stops or arrests a citizen of the other party for committing the crime of illicit trafficking or smuggling of narcotic drugs, psychotropic substances and chemical precursors its competent agency shall immediately notify the competent agency of the other party of the same. Said citizen shall be deported to his country upon serving his sentence. During the period under detention and sentence, the arrested person shall have all the rights available under the Vienna Convention on Consular Relations, 1963.

#### **Article 6**

The Parties shall exchange chemical reports and analysis of narcotic drugs, psychotropic substances and chemical precursors seized within the territory of either party if the crime relates to one or more persons in the territory of the other party, as well as any data and information pertaining to illegal laboratories of narcotic drugs, psychotropic substances and chemical precursors and their technical specifications.

#### **Article 7**

The Parties shall cooperate in training of personnel, exchange of specialists and experts under this MoU.

#### **Article 8**

The Parties shall facilitate controlled delivery between the two countries or through their territories for the purpose of apprehending recipients of narcotic drugs and psychotropic substances and others involved in the crime, provided that the competent agencies be notified, in writing, sufficiently in advance.

#### **Article 9**

Notwithstanding the provisions of Article 5 of the United Nations Convention Against illicit Traffic in Narcotic Drugs and Psychotropic Substances (1988), and without prejudice to the rights of bona fide third parties, the Parties shall take all necessary measures to return the property, or its value in case such property is disposed of and any proceeds generated from trafficking in narcotic drugs and psychotropic substances to the party on whose territory the crime is committed and facilitate the delivery of such proceeds, through diplomatic channels

#### **Article 10**

The Parties shall exchange experiences, information, good practices and modalities in drug abuse prevention treatment, rehabilitation and training in the field of Drug Demand Reduction

#### **Article 11**

The Parties shall, subject to available resources, bear the expenses arising from fulfilling their obligations in accordance with this MoU.

#### **Article 12**

The Parties shall cooperate in the fields stipulated in this MoU, in accordance with the laws applicable in each party's territory, provided that this MoU does not affect the rights and obligations arising from any bilateral or multilateral agreement compiled with by either party

#### **Article 13**

Any dispute arising between the Parties from the interpretation or implementation of this MOU shall be settled amicably through consultation in manner serving the mutual interests, through diplomatic channels

#### **Article 14**

Either party may refuse wholly or partially, the cooperation stipulated in this MoU if it:

1. Impinges on its sovereignty or security;
2. conflicts with any of its applicable laws;
3. harms its investigations or measures; or

4. conflicts with any judgment or judicial order issued in its territory.

#### **Article 15**

1. The Parties shall ensure that exchanged information and documents are not used except for the purposes designated thereby. The same may not be passed to a third party without the written consent of the providing party.
2. Notwithstanding the termination of this MoU, this Article shall remain binding between the Parties.

#### **Article 16**

1. This MoU shall enter into force on the date of the last notification exchanged between the Parties through diplomatic channels, confirming completion of internal legal procedures necessary for its entry into force.
- 2 This MoU shall be for a term of five years, to be renewed automatically for a similar period(s), unless either party notifies the other party in writing, through diplomatic channels, of its desire to terminate or not to renew it atleast six months prior to its termination date.
3. Upon termination or non-renewal of this MOU, its provisions shall remain valid for programs and projects established there under.
4. This MoU may be modified or amended at any time by written consent of the Parties

DONE in Riyadh on 29/10/2019 G corresponding to 26/2/1441H in two originals in Arabic, Hindi and English, all texts being equally authentic. In case of divergence in interpretation, the English text shall prevail

For the Government of the Republic of India

For the Government of the Kingdom  
of Saudi Arabia

**MEMORANDUM OF UNDERSTANDING  
BETWEEN  
THE NARCOTICS CONTROL BUREAU OF  
THE REPUBLIC OF INDIA  
AND  
THE NATIONAL NARCOTICS BOARD OF THE REPUBLIC OF  
INDONESIA  
ON COMBATING ILLICIT TRAFFICKING IN NARCOTIC  
DRUGS, PSYCHOTROPIC SUBSTANCES AND ITS  
PRECURSORS**

The Narcotics Control Bureau of The Republic of India and the National Narcotics Board of the Republic of Indonesia hereinafter referred to individually as

“the Party” and collectively referred to as "the Parties "

Recognizing that illicit trafficking and abuse of illicit drugs pose a serious threat to the health, security and welfare of human beings, and adversely affect the economic, social, cultural, and political foundations of the society;

Realizing that illicit trafficking in narcotic drugs, psychotropic substances and its precursors pose a real danger to the stability and security of the Nations and the peoples of the two countries;

Being conscious of the mutual benefit and the importance of coordination and cooperation in combating illicit trafficking in narcotic drugs, psychotropic substances and its precursors;

Desiring to enhance further and strengthen closer cooperation in combating the above mentioned menaces;

Guided by the provisions of the International Drug Control Conventions;

Recognizing the importance of the principle of sovereignty equality and territorial integrity;

Acting in the spirit of partnership and cooperation;

Pursuant to the treaty between Indonesia and India on Mutual Legal Assistance in criminal matters;

Pursuant to the prevailing laws and regulations of the respective countries;

Have agreed as follows;

## **Article 1**

### **Definitions**

1. Information refers to any information necessary in a law enforcement investigation in narcotic drugs, psychotropic substances and its precursors.
2. Bilateral Working Group refers to the working group established by the delegations of the Parties, and is responsible for agreed upon cooperation.-

## **Article 2**

### **Objectives**

This Memorandum of Understanding is to facilitate and enhance the cooperation in combating illicit trafficking of narcotic drugs, psychotropic substances and its precursors (hereinafter referred to as "drugs") as defined by the United Nations International Drug Control Conventions.

## **Article 3**

### **Areas of Cooperation**

The main areas of cooperation between the Parties in the field of law enforcement of illicit drugs are as follows;

- (a) Information Exchange.
  - 1) Information exchange will be conducted by:
    - i) appointment of liaison officers (LO);
    - ii) direct communication of the parties or designated officers;
    - iii) communication technology, such as telephone, fax and e-mail.
  - 2) Information Exchange will cover the following:

- i) suspect identity and telephone numbers;
- ii) suspect networks;
- iii) suspects asset as described in the UN Convention against illicit traffic on Narcotic Drugs and Psychotropic Substances, 1988;
- iv) modus operandi used by traffickers;
- v) type of drugs and its precursors;
- vi) crime record of suspects;
- vii) suspect trafficking activities and routes movements for rapid arrest and seizure of assets;
- viii) suspects' location;
- ix) detection and development of intelligence of clandestine laboratories including precursor and chemicals used in the manufacture of drugs;
- x) trade in second-hand machinery for the manufacture of drugs;
- xi) other important information according to the development of the investigation.

(b) Taking coordinated measures:

Taking coordinated measures for investigation to eliminate illegal supply sources by:

- 1) preparing plans for investigation;
- 2) preparing and determining joint investigation targets;
- 3) managing the flow of information and security;
- 4) formulation and application of Standard Operating Procedure (SOP);;
- 5) evaluation of the implementation of joint measures for further development of drug cases.

(c) Collaborating on suppression of illegal trafficking:

Collaborating on suppression of illegal trafficking as well as fruitful cooperation in regional and international area will be conducted by:

- 1) identifying national, regional, and international syndicates and their networks in order to support and assist with their investigations;
- 2) identifying chemists for clandestine manufacture. and their movements and establishing a watch-list of suspected chemists;
- 3) back tracking investigation of precursors to determine source and destination countries and discuss at regional and international level for solving the problems;
- 4) identifying operational needs for successful results in combating the syndicates.
- 5) Controlled delivery operations on case to case basis with a view to identify persons involved in the illicit trafficking of drugs.

(d) Exchange of experiences on the methods of search and seizure of concealed drugs.

(e) Exchange of information and experiences on methods of illegal manufacture of drugs and its precursors and other chemicals.

(f) Exchange of information on networks and persons involved in or suspected to be involved in or arrested for illicit drug trafficking and on new routes of illicit transportation.

(g) Cooperation and Application of new technical instruments in training courses and exchange of modern technologies in detecting illicit drugs and its precursors.

(h) Providing information on new types of drugs and its precursors.

(i) To assist in investigation and to assist in transnational controlled delivery operation by:

- 1) identifying the target for operation;
- 2) formulation of the operation plan;
- 3) establishing Task Force for respective countries;
- 4) determining the funding of the operation on case by case, bases;
- 5) formulating and application of Standard Operating Procedure (SOP);
- 6) providing original certified copies of documents, record and items of evidence;
- 7) taking statement of witnesses;
- 8) interrogation of drug suspects.

(j) Assistance in money laundering:

Assistance in money laundering investigation with drug crimes as predicate crimes will be conducted by:

1. Identifying or tracing property of assets derived from the commission of drugs crimes;
2. tracing, recovery, freezing forfeiture and confiscation of property or assets derived from the commission of drug crime

(k) Human resources development:

Assistance In the development of human resources in counter-drugs operations will be done by:

- 1) exchange of personnel for study purposes covering all aspects of the drug problem;
  - 2) conducting joint training for drug enforcement;
  - 3) conducting workshop on illicit trafficking of drugs and other special topics as agreed by the Parties;
  - 4) conducting training for laboratory personnel.
- (1) Other areas of common concern in the field of illicit drugs and its j precursors,

#### **Article 4**

#### **Executing Authorities**

The Executing Authorities, for this Memorandum of Understanding will be:

For Indonesia : Deputy of Legal Affairs and Cooperation,  
The National Narcotics Board of the Republic  
of Indonesia

For India : Director General,  
The Narcotics Control Bureau, Ministry of Home Affairs  
of the Republic of India

## **Article 5**

### **Secrecy of Information and Documents**

The information and documents obtained in accordance with this Memorandum of Understanding shall be kept confidential and be used in compliance with the purposes, determined by the providing party.

The information and documents shall not be transmitted to a third party without prior written authorization from the providing party.

## **Article 6**

### **Bilateral Working Group Meetings**

1. In order to review periodically the situation dealing with illicit drugs and its precursors and progress made in implementation of this Memorandum of Understanding, the Parties agree to host alternatively the meeting annually. In these meetings, on going joint efforts shall be reviewed and new areas for cooperation shall be identified and developed.
2. In case of necessity, extraordinary meetings may be convened.
3. The activities of the working group will be funded by the conducting country.

## **Article 7**

### **International Norms and National Legislation**

The implementation of this Memorandum of Understanding is subject to international norms and national legislations of each Party and shall not affect the rights and undertakings of the Parties, derived from international conventions.

## **Article 8**

### **Amendment and Addendum**

The Parties, may review, add or amend any part of this Memorandum of Understanding by mutual consent in writing and such review, amendment, and addendum shall come into force on such date as determined by the Parties and shall form as an integral part of this Memorandum of Understanding.

## **Article 9**

### **Settlement of Dispute**

Any difference or dispute arising out of the interpretation of this Memorandum of Understanding shall be settled amicably through consultations and / or negotiations.

## **Article 10**

### **Entry into force, Duration and Termination**

1. This Memorandum of Understanding shall enter into force on the date of its signing.
2. This Memorandum of Understanding shall remain in force for the period of 5 (five) years and will be automatically renewed, at the end of each term for a further term of (5) years unless either Party notifies the other in writing , through diplomatic channels, at least (06) months prior to the end of the relevant term of its intention to terminate this Memorandum of Understanding .

In witness, where of the undersigned being duly authorized by their respective governments, have signed this memorandum of understanding.

Done at Jakarta and at New Delhi on this 17th day of June of the year, two thousand and twenty two, in two originals, in each in Indonesian, Hindi and English languages, all texts being equally authentic. In case of any divergence of interpretation, the English Text shall prevail.

For the Narcotics Control  
Board

Bureau of the Republic of India

For The National Narcotics

of the Republic of Indonesia

**CASES OF ILLICIT TRAFFIC IN NARCOTICS AND SMUGGLING**

Reference

Sender (organization/agency)

1. Name of the Seizing agency
2. Type of narcotics/contraband seized
3. Quantity
4. Chemical Analysis
5. Place of seizure
6. Date of Seizure
7. Packing, Labeling & Trade Marks
8. Particulars of conveyance used
9. Name and Nationality of the custodian/ Owner of the conveyance
10. Name of the Company, Airline, Ship
11. Mode of concealment
12. Route
13. Place of production/processing
14. Place where narcotics/contraband obtained
15. Origin/source
16. Destination
17. Any equipment/accessories, seized
18. Any other information

**PROFORMA FOR REPORTING ON PERSON(S) INVOLVED IN NARCOTICS**

**TRAFFICKING/SMUGGLING**

(In cases implicating more than one person, please use separate form for each)

1. Name and aliases used
2. Father's name
3. Sex
4. Age
5. Date and Place of Birth
6. Nationality Passport No.
7. Place/Date of issue
8. Occupation
9. Address
10. Extent of involvement
11. Previous involvement
12. Associates
13. Arrested/Detained
14. Place of arrest
15. Judicial or administrative measures taken
16. Attached photocopy of the first page of Passport

**SUMMARY OF THE CASE**

(Please indicate-details of the case necessary for furtherance of investigation)

**MEMORANDUM OF UNDERSTANDING (MOU)**  
**BETWEEN**  
**THE NARCOTICS CONTROL BUREAU OF THE REPUBLIC OF INDIA**  
**AND**  
**THE NATIONAL DRUG LAW ENFORCEMENT AGENCY OF THE FEDERAL**  
**REPUBLIC OF NIGERIA**  
**ON**  
**PREVENTION OF ILLICIT TRAFFICKING IN NARCOTIC DRUGS,**  
**PSYCHOTROPIC SUBSTANCES AND PRECURSOR CHEMICALS AND**  
**RELATED MATTERS**

**PREAMBLE**

The Narcotics Control Bureau of the Republic of India and the National Drug Law Enforcement Agency of the Federal Republic of Nigeria (hereinafter jointly referred to as " the Parties" and in the singular as "the Party");

CONSIDERING that the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, the Convention on Psychotropic Substances of 1971 and the UN Convention against illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988 form the basis for international and national drug control;

SHARING a deep concern over the illicit cultivation, production, processing and trafficking in illicit narcotic drugs, psychotropic substances and precursor chemicals;

REAFFIRMING their joint determination to combat the drug menace;

TAKING into the consideration of their constitutional, legal and administrative systems and respect for the national sovereignty of their respective States;

HAVE AGREED AS FOLLOWS:

**ARTICLE I**  
**DEFINITION OF TERMS**

For the purpose of this Memorandum of Understanding, Narcotic Drugs and psychotropic Substances are understood to be the Substances that are scheduled or described in the Single Convention on narcotic Drugs, 1961 as amended by the Protocol of 1972 and Convention on Psychotropic Substances, 1971. Precursors, essential chemicals and solvents are those substances included in the tables referred to in Article 12 of the UN Convention Against illicit Traffic in Narcotic Drugs and Psychotropic Substances 1988 or any other substances as may be mutually agreed upon.

## **ARTICLE II**

### **OBJECTIVE**

In furtherance of the objectives of this Memorandum of Understanding. subject to their domestic laws, the Parties shall cooperate and assist each other:

- (a) In the prevention, suppression and investigation of Illicit drug trafficking;
- (b) In tracing, identifying, seizing and confiscating proceeds of illicit drug production, trafficking and related activities;
- (c) In the exchange of literature on existing laws, rules, procedures and best practices and methods concerning abuse and trafficking in narcotic drugs, psychotropic substances and precursor chemicals;
- (d) In complying with the administrative and control mechanisms laid down by the International Narcotics Control Board (INCB) governing activities related to the legitimate international trade in narcotic drugs, psychotropic substances and precursor chemicals in order to prevent their diversion;
- (e) To provide mutual legal assistance when considered appropriate, justified and necessary by the Requested State;
- (f) In the appropriate use of controlled delivery on case-to-case basis with a view to Identify persons involved in the illicit trafficking of drugs including diversion of precursor chemicals;
- (g) In combating drug trafficking through computer system or via the Internet including dark-net, encrypted messaging services and social media.

## **ARTICLE III**

### **AREAS OF COOPERATION**

1. The Parties shall make all possible efforts, consistent with their domestic laws, to take appropriate action in their territories to cooperate with each other in taking the following measures:-

a) To exchange information of operational, technical and general nature between the Parties;

b) To exchange information on the best methods and practices adopted by the Parties in the field of demand and supply reduction in respect of narcotic drugs, psychotropic substances and precursor chemicals;

c) To share and exchange best practices and experience for training of officers in the fields of drug demand and supply reduction;

d) To promptly exchange information about the arrest on drug charges of the citizens of country of one Party in the territory of the other and to provide further information on investigations, prosecutions and related matters falling within the scope of this Memorandum of Understanding:

e) To cooperate in working out and in introduction of new methods to control illegal transactions in narcotic drugs, psychotropic substances, precursors and the treatment and social rehabilitation of addicts.

f) To explore the possibility of cooperation in training of personnel, exchange specialists and experts in the field. They also agree to exchange national lists of narcotic drugs, psychotropic substances and precursor chemicals and inform each other of any changes in such lists.

g) To communicate operational intelligence through the fastest means of communication, viz. telephone, telex/fax and e-mail and communication of information of a detailed nature through correspondence:

h) To exchange information normally in the formats at Appendices I & II relating to cases of illicit trafficking in drugs, psychotropic substances and precursor chemicals and persons involved therein. Any other information of significance may be exchanged in any other format as and when necessary and mutually agreed;

i) To convey information between the Parties under this Memorandum of Understanding in English;

j) To provide assistance to each other in carrying out comprehensive investigation of cases having mutual connection.

#### **ARTICLE IV**

#### **CONTROLLED DELIVERY**

The Parties shall, in accordance with national legislations and international obligations cooperate in the implementation of Controlled Delivery Technique and other related

operational activities with a view to identify persons involved in the illicit trafficking of drugs including diversion of precursor chemicals.

**ARTICLE V**  
**SECRECY OF INFORMATION AND DOCUMENTS**

The Receiving Party shall not use information received from the other Party for any purpose other than that for which information was requested and provided and the Receiving Party shall be bound not to share such information with a third party/parties without the prior written consent of the Party which provided the information.

**ARTICLE VI**  
**RIGHTS AND OBLIGATION OF THE PARTIES**

This Memorandum of Understanding shall not affect the rights and obligations of the country of the Parties arising from any other bilateral or multilateral international agreements to which both India and Nigeria are parties.

**ARTICLE VII**  
**MEETINGS**

- a. For effective implementation of this Memorandum of Understanding, the nominated representatives of the Competent Authorities of the Parties may meet periodically or whenever considered necessary by mutual consent.
- b. The Competent Authorities of the Parties shall cooperate in working out and in introduction of new methods to control illegal transactions in narcotic drugs, psychotropic substances, precursors and the treatment and social rehabilitation of addicts.
- c. The Parties through their Competent Authorities agree to explore the possibility of cooperation in training of personnel, exchange specialists and experts in the field. They also agree to exchange national lists of narcotic drugs, psychotropic substances and precursor chemicals and inform each other of any changes in such lists.

**ARTICLE VIII**  
**COMPETENT AUTHORITIES**

For the implementation of this Memorandum of Understanding and exchange of any information, the Competent Authorities shall be:-

a) For the Narcotics Control Bureau of the Republic of India:-

Director General

Narcotics Control Bureau, New Delhi

b) For the National Drug Law Enforcement Agency of the Federal Republic of Nigeria:-

Chairman/Chief Executive Officer

National Drug Law Enforcement Agency, Nigeria

## **ARTICLE IX EXPENSES**

a. Each Party shall bear its expenses connected with the execution of this Memorandum of Understanding on the territory of its State

b. Each Party shall bear all travel and accommodation expenses of its representatives on the other Party's territory, unless otherwise agreed by the Parties in writing.

## **ARTICLE X AMENDMENT**

Any amendment to or revision of this Memorandum of Understanding shall be in writing and shall enter into force in accordance with the procedures stipulated for entry into force of this Memorandum of Understanding.

## **ARTICLE XI SETTLEMENT OF DISPUTES**

Any dispute arising out of the interpretation or implementation of this Memorandum of Understanding shall be settled amicably through consultations or negotiations between the Parties through diplomatic channels.

## ARTICLE XII

### ENTRY INTO FORCE, DURATION AND TERMINATION

1. This Memorandum of Understanding shall enter into force on the date of its signature.

2. This Memorandum of Understanding shall remain in force for the period of five (5) years and shall be automatically renewed for the same period unless either Party notifies the other in writing through diplomatic channel of its intention to terminate this Memorandum of Understanding six (6) months prior to such termination.

3 The termination of this Memorandum of Understanding shall not affect the validity and duration of any on-going programs or activities made under this Memorandum of Understanding.

### ATTESTATION

IN WITNESS WHEREOF, the undersigned being duly authorized thereto by their respective Governments, have signed and sealed this Memorandum of Understanding in two original texts, in the English and Hindi languages, both texts being equally authentic. In case of divergence in interpretation, the English text shall prevail.

DONE AT..... 14 Abuja ON THIS 14 DAY OF Jun 2023

Signed on behalf of Director General

Chairman Chief Executive Officer

Narcotics Control Bureau

National Drug Law Enforcement Agency

(Article –II of the Memorandum of Understanding)

**CASES OF ILLICIT TRAFFIC IN DRUGS**

**REFERENCE:**

Date:

Sender :

1. Name of the seizing agency
2. Type of narcotics/contraband seized
3. Quantity
4. Chemical Analysis Report
5. Place of Seizure
6. Date of Seizure
7. Packing, Labelling & Trade Marks
8. Particulars of conveyance used
9. Name and Nationality of the custodian/owner of the conveyance
10. Name of company, Airline, Ship
11. Mode of concealment
12. Route
13. Place of production/processing
14. Place where narcotics/contraband obtained
15. Origin/source
16. Destination
17. Any equipment/ accessories seized
18. Any other information

**APPENDIX-II**

(Article II of the Memorandum of Understanding)

**PRO FORMA FOR REPORTING ON PERSON(S) INVOLVED IN NARCOTICS  
TRAFFICKING /SMUGGLING**

(In cases implicating more than one person, please use separate form for each)

1. Name and aliases used
2. Father's name
3. Sex
4. Age
5. Date and place of birth
6. Nationality
7. Passport No
8. Place/date of issue
9. Occupation
10. Address
11. Extent of involvement
12. Previous involvements
13. Associates
14. Arrested/Detained
15. Place of arrest
16. Judicial or Administrative measures taken
17. Attach Photocopy of the first page of passport

**SUMMARY OF THE CASE**

(Please indicate details of the case necessary for furtherance of investigation)

**Memorandum of Understanding Between  
The Republic of India and  
The United States of America Concerning a Drug Policy Framework**

The United States of America and the Republic of India (herein jointly referred as the Participants and in singular as the Participant);

Recalling the India-US Joint Statement issued by Prime Minister Narendra Modi and President Joseph R. Biden, Jr. on June 22, 2023, for committing to work towards a broader and deeper bilateral drug policy framework (“the Framework”) for the 21st century;

Affirming their commitment to a holistic public health partnership to prevent and treat illicit drug use, address workforce shortages and skilling requirements, and showcase a secure, resilient, reliable, and growing pharmaceutical and chemical supply chain as a model for the world;

Emphasizing the importance of taking steps to enhance the availability of access to affordable medical facilities and treatment to their citizens;

Have reached the following understanding to develop, finalize, and implement the said drug policy Framework:

**1. OBJECTIVE**

The Participants, in accordance with the applicable laws, rules, regulations and policies of both the countries, desire to expand cooperation and collaboration to disrupt the illicit production and international trafficking of illicit drugs and chemicals of concern.

**2. IMPLEMENTATION**

2.1. The Participants intend to work together to develop and implement the following objectives, consistent with the Framework:

- a) Demonstrate global leadership in countering the illicit drug production, trafficking of drugs, their precursor chemicals of concern, and diversions thereof, in illicit drug production.
- b) Advance a sustainable and holistic public health partnership, including evidence-based drugs prevention, treatment and rehabilitation of drug users.
- c) Advance a secure and growing 21st century pharmaceutical supply chain as a model for the world.

2.2. The Participants will establish the necessary terms of reference to advance and operationalize the objectives of this MOU and the Framework with a focus on concrete and mutually beneficial outcomes.

2.3. The Participants will meet annually to review progress under the Framework, identify emerging issues, and work to ensure the mutually beneficial accomplishment of the Framework's objectives.

### **3. ADDITIONAL PROVISIONS**

3.1. The Participants intend that this MOU does not create any rights or obligations arising either under international law or the law of the land of the respective Participants. In addition, implementation of the provisions of this MOU is within the discretion of the Participants and is not conditioned upon reciprocal actions by either.

3.2. Each Participant intends to engage in the development and implementation of the Framework and its cooperative activities consistent with the spirit and intent of the Joint Statement from the United States and India of June 22, 2023.

3.3. Activities that each Participant intends to undertake under this MOU will be in accordance with its respective national laws, regulations, and policies.

3.4. This MoU is not intended to affect the rights and obligations of the Participants arising from any other bilateral or multilateral international agreement to which both India and The United States are Participants.

### **4. VALIDITY, MODIFICATION AND TERMINATION**

4.1. This MOU becomes effective upon signature.

4.2. This MOU may be modified by mutual written decision of the Participants.

4.3. Either Participant may discontinue its participation or terminate this MOU at any time, and in such case should provide ninety (90) days advance written notice to the other Participant.

IN WITNESS WHEREOF the undersigned being duly authorized thereto have signed this Memorandum of Understanding.

Signed at Washington, D.C., on the 19th of September of 2024, in two original texts, in the English and Hindi languages both texts being equally valid. In case of divergence in interpretation, the English text shall prevail.

FOR THE REPUBLIC OF INDIA:

FOR THE UNITED STATES OF AMERICA

Vinay Kwatra

Rahul Gupta MD, MPH, MBA

Ambassador of India to the United States

Director of National Drug Control Policy

