

No. 45081*

**Cyprus
and
India**

Agreement between the Government of the Republic of Cyprus and the Government of the Republic of India on combating international terrorism, organized crime and illicit drug trafficking. Nicosia, 25 May 2007

Entry into force: *27 May 2008 by the exchange of instruments of ratification, in accordance with article 17*

Authentic texts: *English, Greek and Hindi*

Registration with the Secretariat of the United Nations: *Cyprus, 1 July 2008*

**Chypre
et
Inde**

Accord entre le Gouvernement de la République de Chypre et le Gouvernement de la République de l'Inde sur la lutte contre le terrorisme international, le crime organisé, et le trafic illicite de stupéfiants. Nicosie, 25 mai 2007

Entrée en vigueur : *27 mai 2008 par échange des instruments de ratification, conformément à l'article 17*

Textes authentiques : *anglais, grec et hindi*

Enregistrement auprès du Secrétariat des Nations Unies : *Chypre, 1er juillet 2008*

* *The texts reproduced below are the original texts of the agreement as submitted. For ease of reference, they were sequentially paginated. Their final UNTS version is not yet available.*

Les textes reproduit ci-dessous sont les textes authentiques de l'accord tel que soumises pour l'enregistrement. Pour référence, ils ont été présentés sous forme de la pagination consécutive. Leur version finale RTNU n'est pas encore disponible.

[ENGLISH TEXT – TEXTE ANGLAIS]

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

The Government of the Republic of Cyprus and the Government of the Republic of India (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 sub-paragraph (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.