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**Turkey
and
Turkmenistan**

Cooperation Agreement between the Government of the Republic of Turkey and the Government of Turkmenistan on combating serious crime in particular terrorism and organized crime. Ankara, 29 February 2012

Entry into force: *14 November 2015, in accordance with article 12*

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**Turquie
et
Turkménistan**

Accord de coopération entre le Gouvernement de la République turque et le Gouvernement du Turkménistan sur la lutte contre les formes graves de criminalité, en particulier le terrorisme et le crime organisé. Ankara, 29 février 2012

Entrée en vigueur : *14 novembre 2015, conformément à l'article 12*

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[ENGLISH TEXT – TEXTE ANGLAIS]

COOPERATION AGREEMENT
BETWEEN
THE GOVERNMENT OF THE REPUBLIC OF TURKEY
AND
THE GOVERNMENT OF TURKMENISTAN
ON COMBATING SERIOUS CRIME
IN PARTICULAR
TERRORISM AND ORGANIZED CRIME

The Government of the Republic of Turkey and the Government of Turkmenistan, hereinafter referred to as "the Parties";

DESIRING to enhance bilateral cooperation in order to strengthen and develop friendly relationships between the Republic of Turkey and Turkmenistan to promote welfare and stability in a peaceful atmosphere in both States in the framework of the principles of mutual respect of the sovereignty, equality and interest of both Parties;

BEING CONCERNED about the increase of the acts of international terrorism and international organized crime;

IN ACCORDANCE WITH the principle of protecting effectively their citizens and other persons in their countries from acts of terrorism and other criminal acts;

STRIVING TO enhance cooperation in this area by confirming the significance of international cooperation in combating terrorism and organized crime;

CONSIDERING national legislation and international obligations of both Parties;

TAKING INTO CONSIDERATION the basic principles of the Law of Nations defined in the United Nations Charter as well as the protection of human rights;

CONSIDERING the international conventions of the United Nations on combating terrorism and transnational crimes,

RESPECTING the principle of sovereignty and equality of States and wishing to further strengthen the friendly relations between both Parties;

HAVE AGREED the following:

ARTICLE 1 OBLIGATION TO COOPERATE

1. The Parties shall cooperate, in conformity with their legislation and the international treaties in force, in fighting against serious crimes and crimes related to terrorism, organized crime, smuggling of migrants, trafficking in human beings, narcotic drugs and psychotropic substances and their precursors.

2. This Agreement shall not affect the international legal assistance procedures in force.

ARTICLE 2 FIELDS OF COOPERATION

1. The Parties shall cooperate with a view to prevent, dismantle and suppress the crimes in the areas mentioned but not limited to in the Article 1. In addition, Parties shall cooperate in the following fields of interest through the exchange of information to provide operational investigations and criminalistic assistance. Besides Parties shall fight against crimes on which they mutually agree.

- transnational organized crime, including money laundering, cybercrime, smuggling of works and objects of art and historical artifacts;
- illicit production of and trafficking in narcotic drugs, psychotropic substances and their precursors;
- trafficking in persons and smuggling of migrants;
- illicit trafficking in weapons, ammunitions, explosives, nuclear, radioactive and toxic materials.
- transnational organized crime groups, their organizational structure and fields of activity,
- forgery on official documents and any kind of crimes related to smuggling,
- members of criminal organizations.

2. The Parties shall cooperate to prevent and suppress terrorism and decrease its consequences, and prevent financing of terrorism, in conformity with their relevant national legislation and the international obligations, including the relevant international Conventions and UN Security Council Resolutions.

ARTICLE 3 COOPERATION PROCEDURES

In the framework of cooperation, for the purpose of implementing Article 2 of this Agreement and in compliance with their national legislation Parties shall:

- exchange operative information on criminal organizations and criminal acts, which are planned or were perpetrated, and the structure, composition, external contacts and modus operandi of such organizations in order to prevent and combat serious crimes and activities of terrorist organizations;
- in conformity with their national laws, agree to carry out joint operational investigations. The relevant operational procedures shall be agreed upon by the Authorities of both Parties as mentioned in Article 6 of this Agreement;
- in compliance with their relevant national legislation, take measures to prevent and combat the illicit production of and trafficking in narcotic drugs, psychotropic substances and their precursors;
- exchange experiences in the control of legal trade in narcotic drugs, psychotropic substances and their precursors, and shall take measures to prevent abuses in this field. They shall also exchange and analyze information on narcotic drugs, psychotropic substances and their precursors, places and methods of production and manufacturing, channels and means used by traffickers, including concealing modalities, as well as on analysis techniques;
- exchange information related to operational investigations in order to identify and detect persons, objects and money referable to the crimes covered by this Agreement;

- cooperate to coordinate the necessary measures for the implementation of special investigative techniques such as controlled deliveries and joint operational investigations;
- exchange information on techniques and methods implemented and developed in juvenile delinquency, and combating crime and criminality against children;
- exchange information on the current migration policies and practices, as well as on the effects of these practices on irregular migration;
- cooperate by exchanging information on the main illegal immigration flows, the routes followed by illegal migrants, their *modus operandi* and transportation methods. The Parties shall also exchange information on possible threats;
- cooperate by exchanging information on passports and other travel documents, visas as well as entry and exit stamps in order to detect counterfeited documents;
- cooperate in executing the requests envisaged in Article 4 of this Agreement;
- take any other action, in compliance with their national legislation and other international conventions by which the Parties are bound and in accordance with the purposes of this Agreement;
- cooperate to organize mutual training courses through their respective Authorities mentioned in Article 6 of this Agreement.

ARTICLE 4

REQUESTS FOR ASSISTANCE AND EXECUTION

1. Providing assistance within the framework of this Agreement shall be based on the attempt or request of either Party. The request for assistance shall be submitted in the written form through the communication channels. In case of emergency, provided that the request is confirmed in the written form in three days, requests may be transferred orally.
2. Confirmation may be requested in case of suspicion about the accuracy or content of the request of assistance.
3. Requests for assistance shall contain:
 - the name of the Party to which a request for assistance has been submitted;
 - the name of the Party which requests assistance;
 - detailed information on the case, aim of and reasons for the request, and any other information which are necessary for the execution of the request.
4. Requests for assistance and attached documents shall be transmitted in the language agreed upon by the Parties.
5. Requests for assistance shall be transmitted after the Parties complete the procedures that their national legislation requires.