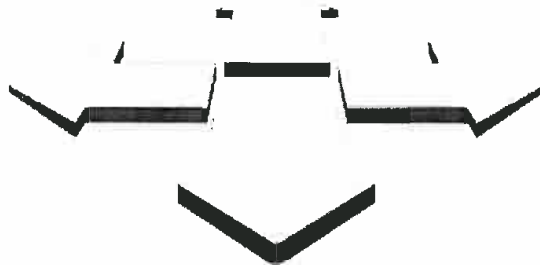


ICMPD



MEMORANDUM OF UNDERSTANDING ON CO-OPERATION

BETWEEN

THE INTERNATIONAL CRIMINAL POLICE ORGANIZATION - INTERPOL

AND

INTERNATIONAL CENTRE FOR MIGRATION POLICY DEVELOPMENT



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PREAMBLE

The International Criminal Police Organization-Interpol (hereinafter referred to as Interpol) and the International Centre for Migration Policy Development (ICMPD):

Considering, on the one hand, the provisions of the Constitution of the International Criminal Police Organization, which provides that Interpol's aims are to ensure and promote the widest possible mutual assistance between all criminal police authorities within the limits of the laws existing in the different countries and in the spirit of the Universal Declaration of the Human Rights, and to establish and develop all institutions likely to contribute effectively to the prevention and suppression of ordinary law crimes,

Recognizing that the ICMPD has responsibility for co-ordinating and providing Secretariat service to the Budapest Group, which is in turn responsible for the development of policies and programs to combat illegal migration,

Wishing to establish effective co-operation with a view to enhancing international efforts for the control of illegal migration and associated transborder criminality,

Recognizing the importance of further strengthening the co-operation between Interpol and the ICMPD within the fields of their competence in combating, inter alia, illegal immigration and traffic in human beings,

Wishing to co-ordinate their efforts within the framework of the missions assigned to them and in line with the provisions of Interpol's Constitution and the Convention establishing the ICMPD, in order to avoid duplication of effort,

Have agreed on the following:

Article 1

Mutual consultation

- (1) Interpol and the ICMPD shall consult regularly on policy issues and matters of common interest for the purpose of realizing their objectives and co-ordinating their respective activities.
- (2) Interpol and the ICMPD shall exchange information on developments in any of their fields and projects that are of mutual interest and shall reciprocally take observations concerning such activities into consideration with a view to promoting effective co-ordination and to avoiding duplication of efforts.
- (3) When appropriate, consultation shall be arranged at the required level between representatives of Interpol and the ICMPD to agree upon the most effective way in which to organize particular activities and to optimize the use of their resources in compliance with their respective mandates.

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- (4) Whenever possible, consultation shall be arranged between the two Parties in such a manner as to secure the fullest utilization of resources.

Article 2

Exchange of information

- (1) Interpol and the ICMPD shall combine their efforts to achieve the best use of all available information relevant to transnational crime.
- (2) Subject to such arrangements as may be necessary for the safeguarding of confidential information, Interpol and the ICMPD shall ensure full and prompt exchange of information and documents concerning matters of common interest.
- (3) When communicating information, each organization shall ensure that such information is accurate and valid, and that it is entitled to communicate the information to the other organization, in accordance with its internal regulations. Interpol and the ICMPD shall undertake to observe the circulation restrictions notified by the communicating organization. Practical arrangements concerning the exchange of information shall be specified in an Exchange of Letters between both organizations.
- (4) Communication of police information by Interpol to the ICMPD shall be subject to Interpol's internal regulations. If an item of information communicated by Interpol to the ICMPD is modified or deleted Interpol shall inform the ICMPD so that the latter may keep its own archives up-to-date and inform the national Border Guard services to which it communicated Interpol's information that the information has been modified or deleted. Police information communicated by Interpol to the ICMPD shall be used by ICMPD and their border services exclusively for the purposes of prevention or suppression of transnational ordinary law crime, with due respect for national laws and international treaties.
- (5) Communication of information by the ICMPD to Interpol shall be subject to the provisions laid out in the respective Conventions, Resolutions and Recommendations adopted at the ICMPD sessions.

Article 3

Reciprocal representation

- (1) Arrangements shall be made for reciprocal representation at Interpol and ICMPD meetings convened under their respective auspices and dealing with matters in which the other party has an interest or technical competence.
- (2) The Director of the ICMPD and the Secretary General of Interpol shall each designate a person to act as a focal point with a view to ensuring the implementation of the provisions of the present Memorandum of Understanding.

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Article 4

Technical Co-operation

- (1) Interpol and the ICMPD shall, in the interest of their respective activities, seek each other's expertise to optimize the effects of such activities.
- (2) The competent bodies of the ICMPD and Interpol shall delegate their respective Director and Secretary General to adopt such special arrangements as may be necessary to implement joint projects on matters of common interest. These special arrangements shall set out the procedures for the participation of each organization in such projects and shall determine the costs payable by each of them.

Article 5

Entry into force, modification and duration

- (1) The present Memorandum of Understanding shall enter into force on the date on which it is signed by the Secretary General of Interpol and the Director of the ICMPD, subject to the approval of the Interpol General Assembly and the ICMPD Executive Committee.
- (2) The present Memorandum of Understanding may be modified by mutual consent expressed in writing. It may also be revoked by either party by giving six months' notice to the other party.

In witness whereof, the Secretary General of the International Criminal Police Organization-Interpol and the Director of the International Centre for Migration Policy Development have signed the present Memorandum of Understanding in duplicate, in English and French, both texts being authentic, on 18th February 2000.

For the ICPO-Interpol

For the ICMPD



R. E. Kendall, Q.P.M., M.A.
Secretary General



Jonas Widgren
Director

