



CO-OPERATION AGREEMENT

ON

DIRECT ACCESS TO AND USE OF

INTERPOL'S POLICE INFORMATION SYSTEM

BETWEEN

**The International Criminal Police Organization
(ICPO-INTERPOL)**

AND

**Central Asian Regional Information and
Coordination Centre for Combating Illicit
Trafficking of Narcotic Drugs, Psychotropic
Substances and their Precursors (CARICC)**

Preamble

The International Criminal Police Organization-INTERPOL (hereinafter referred to as INTERPOL) represented by its Secretary General

And

Central Asian Regional Information and Coordination Centre for combating illicit trafficking of narcotic drugs, psychotropic substances and their precursors (hereinafter referred to as CARICC) represented by its Director

Hereinafter referred to as the Parties,

Wishing to co-ordinate their efforts within the framework of the missions assigned to them;

Recognizing that INTERPOL is an independent intergovernmental organization responsible for ensuring the promotion of 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 Human Rights, and for the establishment and development of all institutions likely to contribute effectively to the prevention and suppression of ordinary law crimes in accordance with its Statute;

Having in mind that under its Constitution it is strictly forbidden for INTERPOL to undertake any intervention or activities of a political, military, religious or racial character;

Recognizing that CARICC's main goals are the coordination of multilateral international operations on combating the illicit drug trafficking and collection, storage, protection, analysis and exchange of information on transborder drug-related crime;

Considering that INTERPOL is pursuing the goal of developing enhanced cooperation with other international and regional organizations;

Recognizing accordingly the desirability of INTERPOL and CARICC to facilitate information exchange and analysis and to assist, with the coordination of operational activities of the various law enforcement agencies in the Central Asian States (Kyrgyzstan, Kazakhstan, Turkmenistan, Tajikistan, Uzbekistan), the Russian Federation and Azerbaijan, in combating illicit trafficking of narcotic drugs, psychotropic substances and their precursors;

Have agreed on the following:

Article 1

PURPOSE

The purpose of the present Cooperation Agreement is to establish a framework for cooperation between the Parties, within their respective competencies and subject to their respective rules and regulations.

Article 2

FRAMEWORK FOR COOPERATION

The co-operation and interaction between the Parties shall include the exchange of information and other materials pertaining to the following subject matters: illicit trafficking of narcotic drugs, psychotropic substances and their precursors affecting the Central Asian States (Kyrgyzstan, Kazakhstan, Turkmenistan, Tajikistan, Uzbekistan), the Russian Federation and Azerbaijan.

Article 3

EXCHANGE OF INFORMATION

1. The Parties agree to combine their efforts within their respective mandates and regulations to achieve the best use of all available information for the purposes of the prevention or suppression of ordinary-law crime.
2. Subject to such arrangements as may be necessary for safeguarding the security, confidentiality and processing conditions of information exchanged between the Parties, the Parties agree to the complete and prompt exchange of information and documents concerning matters of common interest, within the framework of activities and objectives of each Party.
3. Information exchanged between the Parties shall be used exclusively for the purposes of the present Agreement, with due respect for national laws and international law.
4. The provision of information by INTERPOL to CARICC shall be subject to INTERPOL's rules and regulations. The provision of information by CARICC to INTERPOL shall be subject to CARICC rules and regulations.
5. When providing information, each Party shall ensure that it is accurate, relevant and kept up to date. Prior to using any information provided by one Party, the other Party must check with the providing Party that the information is still accurate and relevant.
6. INTERPOL shall facilitate access by CARICC to INTERPOL's police information system. Such access shall be in accordance with the provisions of Article 4 and its Annex 1.

Article 4

ACCESS TO INTERPOL'S POLICE INFORMATION SYSTEM

1. Direct access is granted to INTERPOL's police information system, in particular to INTERPOL databases.
2. Pursuant to Article 2 above, and consistent with the respective mandates of the Parties, the INTERPOL General Secretariat shall determine level of access to INTERPOL's police information system to be granted to CARICC under the present Agreement.
3. The terms and conditions under which CARICC shall have direct access to and use of INTERPOL's police information system are specified in Annex 1 to the present Agreement.
4. Direct access to INTERPOL's police information system shall be granted only to CARICC (Central Asia Regional Information and Coordination Centre) for that purpose.

Article 5

RECIPROCAL REPRESENTATION

1. Arrangements shall be made for reciprocal representation at INTERPOL and CARICC meetings convened under their respective auspices and which concern matters in which the other Party has an interest or technical competence, in accordance with the procedures applicable to each meeting or conference.
2. The Secretary General of INTERPOL and the Director of CARICC shall each designate a person to act as a focal point with a view to ensuring the implementation of the provisions of the present Cooperation Agreement.

Article 6

CONSULTATION

When necessary, the Parties shall conduct consultations for the purposes of coordination and better efficiency of co-operation and interaction provided for in the present Agreement. The Parties may also propose other co-operative fields and modalities based on the experience gained in the course of implementation of the provisions set forth in the present Agreement.

Article 7
IMPLEMENTATION

The Parties may, for the purposes of implementing this Agreement, enter into arrangements or conclude further agreements as may be found appropriate.

Article 8
SETTLEMENT OF DISPUTES

Any dispute between the Parties concerning the interpretation and application of this Supplementary Arrangement shall be settled by negotiations.

Article 9
AMENDMENT, ENTRY INTO FORCE AND TERMINATION

1. This Agreement may be amended with the written agreement of the Parties.
2. This Agreement shall enter into force following the exchange of written notifications confirming the completion by both organizations of their internal requirements in this respect.
3. Either Party may terminate the present Agreement by delivering a written request for termination to the other Party. The termination shall be effective three months after it is delivered to the receiving Party, unless otherwise agreed to by the Parties in writing.
4. The obligations concerning the exchange of information referred to in the present Agreement and its Annex shall continue to be binding on both Parties after the termination of the present Agreement.

In witness whereof, the Secretary General of the International Criminal Police Organization-INTERPOL, and the Director of CARICC have signed the present Agreement in two original copies, on the dates appearing under their respective signatures.

For the International Criminal Police Organization (INTERPOL)

For Central Asian Regional Information and Coordination Centre for Combating Illicit Trafficking of Narcotic Drugs, Psychotropic Substances and their Precursors (CARICC)



**Ronald K. Noble
Secretary General**

**Beksultan Sarsekov
Director of CARICC**

on 22 March 2012 (date)

on 25 April 2012 (date)

in Lyon (place)

in Almaty (place)

ANNEX 1

Framework for Cooperation between the Parties concerning access to INTERPOL's police information system and Databases

CARICC may be granted direct access to and use of INTERPOL's police information system under the following terms and conditions:

1. Direct access to and use of INTERPOL's police information system is subject to the following rules:
 - a. Rules on the processing of information for the purposes of international police co-operation;
 - b. Implementing Rules for the Rules on the Processing of Information for the Purposes of International Police Co-operation;
 - c. Rules Governing Access by an Intergovernmental Organization to the INTERPOL Telecommunications Network and Databases;
 - d. Rules on the control of information and access to INTERPOL's files.
2. INTERPOL shall provide CARICC with a copy of these rules and with new and/or updated rules as they become available.
3. CARICC accepts and agrees to comply with these rules.
4. CARICC shall be considered as an authorized international entity as defined in the Rules on the processing of information for the purposes of international police co-operation.
5. CARICC accepts and agrees to comply with such security rules and administrative procedures as may be established by INTERPOL's General Secretariat pursuant to the Rules on the processing of information for the purposes of international police co-operation, to regulate the access to and use of INTERPOL's police information system.