



TREATY SERIES 2001
Nº 9

**Agreement between the Government of Ireland and the
Government of the Russian Federation on Co-operation in
Combating Illicit Trafficking and Abuse of Narcotic Drugs
and Psychotropic Substances**

Done at Moscow on 15 September 1999

Notifications of the completion of the procedures necessary for the entry into force of
the Agreement exchanged on 11 May 2000
and 19 June 2000

Entered into force on 22 July 2000

Presented to Dáil Éireann by the Minister for Foreign Affairs

**AGREEMENT BETWEEN THE GOVERNMENT OF IRELAND AND THE
GOVERNMENT OF THE RUSSIAN FEDERATION ON CO-OPERATION IN
COMBATING ILLICIT TRAFFICKING AND ABUSE OF NARCOTIC
DRUGS AND PSYCHOTROPIC SUBSTANCES**

The Government of Ireland and the Government of the Russian Federation hereinafter referred to as the Parties,

Conscious that the illicit trafficking and abuse of narcotic drugs and psychotropic substances, hereinafter referred to as drugs, pose a serious threat to the health and well-being of their peoples and represent a problem affecting political, economic, social and cultural structures of society,

Taking into account and building upon relevant international agreements to which they are the Parties,

Recognising that the task of eradication of illicit traffic drugs, which is a common obligation of all States of the world, requires co-ordinated actions within the framework of bilateral and multilateral co-operation,

Taking into consideration the necessity of co-operation between the Parties in order to prevent such illicit traffic, including attempts to use the territory, air space and territorial waters of their States for illicit transportation of drugs,

HAVE AGREED as follows:

Article 1

The Parties, respecting laws and regulations in force in their countries, shall in accordance with the objectives of this Agreement co-operate in the areas of drug abuse prevention, treatment and rehabilitation and also in combating illicit traffic in drugs and in substances listed in Table I and Table II Annexed to the UN Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988.

Article 2

The co-operation provided for by this Agreement shall be carried out through competent authorities of the Parties.

On the part of Ireland “competent authorities” shall include:

Department of Justice, Equality and Law Reform;
Department of Foreign Affairs;
Department of Health and Children;
An Garda Síochána;
The Revenue Commissioners.

On the part of the Russian Federation “competent authorities” shall include:

Ministry of Foreign Affairs of the Russian Federation;

Ministry of Internal Affairs of the Russian Federation;
Ministry of Public Health of the Russian Federation;
Office of the Prosecutor-General of the Russian Federation;
Federal Security Service of the Russian Federation
Federal Border Guard Service of the Russian Federation;
State Customs Committee of the Russian Federation.

Article 3

The competent authorities of the Parties, on the basis of reciprocity, shall, on their own initiative or in accordance with requests, provide to each other information which is relevant to the purpose of this Agreement, including information on:

methods of identifying sources of drugs entering the illicit trafficking market, measures to prevent their proliferation, methods of identifying illicit drug users and maintaining records on them and, operational procedures for identifying drug traffickers;

actual or attempted illicit transfer of drugs and their precursors from or to the territory of either State;

methods used to conceal drugs when crossing borders and methods used to detect such drugs;

drug carriers and detected transit routes for drugs;

actual or attempted cases of laundering proceeds from illicit drug trafficking;

methods of prevention, treatment, rehabilitation and social integration of drug abusers;

import and/or export, manufacture, distribution and marketing of controlled drugs and their precursors;

legislation and legal practice of their States in the fields of illicit drug traffic control.

Article 4

The competent authorities of the Parties may co-operate in the application of controlled delivery procedures in accordance with their national law.

Article 5

Requests for information or action, as provided for in this Agreement, shall be made in writing and communicated directly between the competent authorities of the Parties. In urgent cases, the request may be made orally, provided it is followed immediately by written confirmation. The competent authorities of the Parties shall respond to requests for information or action at the earliest possible opportunity. The

requested competent authority may apply for additional data if it is necessary to meet the request.

The requested competent authority shall bear all ordinary costs of complying with a request, but the payment of any extraordinary costs shall be agreed by the competent authorities concerned.

Article 6

Any information that both Parties shall provide to each other orally or in writing for the purpose of the implementing of this Agreement shall be considered confidential except to the extent that its disclosure is authorised by the forwarding competent authority and used in conformity with conditions that may be laid down by that authority.

Article 7

The transfer, in accordance with this Agreement, of data relating to individuals, shall be subject to the following conditions;

- (a) subject to the requirements of the domestic law of the receiving competent authority, the data may only be used for the purpose and under the conditions determined by the delivering competent authority;
- (b) if an individual who is the subject of transmitted data requests access to that data, the requested competent authority shall provide access, except where the request may be refused in accordance with its domestic law.

Article 8

The competent authorities of the Parties shall co-operate with each other in preventing drug abuse and in ensuring appropriate control of the illicit traffic in drugs.

The competent authorities, if they consider it necessary, will provide each other with samples of new drugs, both natural and synthetic, which are subject to abuse.

Article 9

If a competent authority is of the opinion that a request for the co-operation under this Agreement would

impair its State's sovereignty, or jeopardise its State's security or other essential interests; or

be contrary to the law of its States; or

impose an excessive or disproportionate burden;

that authority may refuse to fulfil the request or may fulfil the request subject to conditions.

Article 10

For Ireland, the Department of Justice and Law Reform and for the Russian Federation, the Ministry of Foreign Affairs shall hold, by mutual agreement, consultations in order to co-ordinate, make more efficient and improve the co-operation between competent authorities of the Parties provided for by this Agreement.

Article 11

The Parties shall exchange details of the relevant contact points for each of the competent authorities responsible for implementing the Agreement including telephone, telex and fax numbers.

Article 12

The present Agreement may be amended by mutual consent of the Parties through exchange of diplomatic notes. Such amendments will enter into force in accordance with the procedure stipulated for the entry into force of the present Agreement.

Any dispute relating to the interpretation or application of this Agreement will be settled on the basis of mutual consultations through diplomatic channels.

Article 13

This Agreement does not create obligations in relation to legal assistance in criminal matters nor does it apply to extradition.

This Agreement shall not affect the rights and obligations of the Parties under other international agreements.

Article 14

This Agreement shall come into force 30 days after the Parties exchange, through diplomatic channels, written notices on accomplishment of domestic procedures required for its entry into force.

Article 15

Either Party may terminate this Agreement at any time by notification through diplomatic channels.

The termination shall take effect three months from the date of such notification.

DONE at Moscow on September 15th 1999 in two copies, one each in the English and Russian languages, both texts being equally authentic.

**FOR THE GOVERNMENT
OF IRELAND**

Bertie Ahern

**FOR THE GOVERNMENT
OF THE RUSSIAN
FEDERATION**

Vladimir Putin