

No. 29989

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**FRANCE
and
ITALY**

Agreement concerning the admission of persons at the frontier. Signed at Rome on 6 December 1990

Authentic texts: French and Italian.

Registered by France on 28 April 1993.

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**FRANCE
et
ITALIE**

**Accord sur la prise en charge des personnes à la frontière.
Signé à Rome le 6 décembre 1990**

Textes authentiques : français et italien.

Enregistré par la France le 28 avril 1993.

[TRANSLATION — TRADUCTION]

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE FRENCH REPUBLIC AND THE GOVERNMENT OF THE ITALIAN REPUBLIC CONCERNING THE ADMISSION OF PERSONS AT THE FRONTIER

In order to facilitate the readmission of persons at the frontier between France and Italy, the French Government and the Italian Government have agreed as follows.

I. READMISSION OF NATIONALS OF THE CONTRACTING STATES

Article 1

Each of the Contracting Parties shall readmit to its territory, without formalities and through direct relations with the competent frontier authorities, persons whom the authorities of the other Party have decided to deport, if the documents produced furnish proof, or the presumption is established, that these persons are its nationals.

The documents taken into consideration shall be certificates of nationality and certificates of naturalization, as well as passports and official identity cards, even if they have expired or were not drawn up in the proper form. The modalities for the implementation of this paragraph shall be established by an exchange of diplomatic notes.

In the absence of the documents listed above, and if the nationality claimed is presumed, acceptance shall be regulated between the Ministries of the Interior of the two Contracting States.

The requesting State shall readmit persons it has deported if, as a result of later verifications undertaken by the requested State, it is established that they were not its nationals at the time of deportation, save for possible readmission under articles 2 and 3 of this Agreement.

II. READMISSION OF OTHER PERSONS

Article 2

Subject to the special provisions of article 5, each Contracting Party shall readmit persons not nationals of either State who, after a stay of at least 15 days in its territory, have crossed the common frontier illegally into the territory of the other Party, if that Party so requests within three months of the date such persons cross the frontier.

Article 3

Each Contracting Party shall readmit persons who, not being nationals of either State, habitually reside in the territory of the requested State and:

¹ Came into force on 1 February 1993, i.e., the first day of the second month after the Parties had informed each other (on 15 July and 1 December 1992) of the completion of the procedures of approval, in accordance with article 12.