

No. 45627 *

**Ireland
and
Poland**

**Agreement between the Government of Ireland and the Government of the Republic of Poland
on co-operation in combating organised crime and other serious crime. Warsaw, 12 May
2001**

Entry into force: *18 March 2006 by notification, in accordance with article 13*

Authentic texts: *English and Polish*

Registration with the Secretariat of the United Nations: *Ireland, 5 January 2009*

**Irlande
et
Pologne**

**Accord entre le Gouvernement de l'Irlande et le Gouvernement de la République de Pologne
relatif à la coopération dans la lutte contre le crime organisé et autres crimes graves.
Varsovie, 12 mai 2001**

Entrée en vigueur : *18 mars 2006 par notification, conformément à l'article 13*

Textes authentiques : *anglais et polonais*

Enregistrement auprès du Secrétariat des Nations Unies : *Irlande, 5 janvier 2009*

* *The text reproduced below is the original text of the agreement as submitted. For ease of
reference, it was sequentially paginated. The final UNTS version of it is not yet available.*

*Le texte reproduit ci-dessous est le texte authentique de l'accord tel que soumis pour
enregistrement. Pour référence, il a été présenté sous forme de la pagination consécutive.
La version finale RTNU n'est pas encore disponible.*

[ENGLISH TEXT – TEXTE ANGLAIS]

**Agreement between the Government of Ireland and the
Government of the Republic of Poland on Co-operation in
Combating Organised Crime and other Serious Crime**

Done at Warsaw on 12 May 2001

Signed on behalf of Ireland on 12 May 2001

**Exchange of letters of notification of completion of requirements for entry into
force on 23 October 2003 and 16 February 2006**

Entered into force on 18 March 2006

Presented to Dáil Éireann by the Minister for Foreign Affairs

**AGREEMENT BETWEEN THE GOVERNMENT OF IRELAND AND THE
GOVERNMENT OF THE REPUBLIC OF POLAND ON CO-OPERATION IN
COMBATING ORGANISED CRIME AND OTHER SERIOUS CRIME**

The Government of Ireland and the Government of the Republic of Poland, herein after referred to as “the Contracting Parties”

Concerned with the spread of organised crime and other serious crime;

Desiring to further and strengthen friendly relations and mutual co-operation between the Contracting Parties;

Convinced of the vital importance of co-operation in the area of prevention and combating organised crime and other serious crime;

Endeavouring to develop the best possible principles and practices relating to co-operation between the appropriate competent authorities;

Taking into account the principle of reciprocity subject to the provisions of their national laws;

Taking into account international agreements binding for each Party

HAVE AGREED as follows:

Article 1

1. The Contracting Parties shall, to the fullest extent possible, ensure that their competent authorities co-operate in the prevention and combating of organised crime and other serious crimes including;

investigation of suspected criminals

detection of criminals

tracing the proceeds of crime

2. The scope of the co-operation as provided for in paragraph 1 includes in particular the combating of the following crimes;

offences against the person

(2) paedophilia

(3) terrorism

(4) illicit manufacture, possession and trafficking in arms, ammunition and explosives

- (5) illegal migration
- (6) theft, fraud and other crimes against property
- (7) money laundering
- (8) illicit manufacture, possession and trafficking in narcotic drugs, psychotropic substances and precursors
- (9) trafficking in persons
- (10) illicit manufacture, possession and trafficking in nuclear and radioactive materials
- (11) corruption.

Article 2

1. Under this agreement, the competent authorities are:

- (1) as regards Ireland:
 - (a) the Minister for Foreign Affairs
 - (b) the Minister for Justice, Equality and Law Reform
 - (c) the Commissioner, An Garda Síochána
 - (d) the Revenue Commissioners.
- (2) as regards the Republic of Poland
 - (a) the Minister responsible for internal affairs
 - (b) The Chief Officer of the Office of the Protection of the State
 - (c) the Chief Commander of Police
 - (d) the Revenue Commissioners
 - (e) Inspector of General Taxes
 - (f) The President of the Central Board of Customs
 - (g) Inspector General of Customs
 - (h) The Minister responsible for public financial affairs

2. The competent authorities shall establish appropriate direct channels of communication with their equivalents. Any requests for information or any other action covered by this Agreement shall be made directly to the equivalent competent authority concerned.

Article 3

The competent authorities shall establish appropriate direct channels of communication with their equivalents. Any requests for any information or any other action covered by this Agreement shall be made directly to the equivalent competent authority concerned.

Article 4

In matters concerning the implementation of this Agreement the competent authorities of the Contracting parties shall use either English or Polish.

Article 5

1. The co-operation between the competent authorities of the Contracting Parties shall, in so far as is deemed necessary or relevant, include the exchange of information, including personal data, relating to persons suspected of being involved in crimes to which this Agreement applies, including:
 - (a) information regarding *modus operandi* or persons and organisations suspected of involvement in such crimes, and
 - (b) information regarding crimes committed and activities preparatory to intended crimes.
2. The exchange of information referred to in paragraph 1 of this Article shall, in relation to crimes specified in Article 1, paragraph 2 (8), include the exchange of samples.
3. With a view to implementing the co-operation mentioned in Article 1 of this Agreement, the competent authorities of the Contracting Parties, to the extent that may be agreed between them, shall:
 - (1) exchange experience and information relating, in particular, to methods of combating organised crime as well as new forms of criminal activity;
 - (2) exchange results of research on crime detection and criminology
 - (3) exchange information on national criminal law and the application thereof
 - (4) exchange information on methods and technical equipment used to combat crime