

No. 50932

**United States of America
and
Bolivia**

Treaty between the Government of the United States of America and the Government of the Republic of Bolivia on extradition. La Paz, 27 June 1995

Entry into force: *21 November 1996 by the exchange of the instruments of ratification, in accordance with article XVIII*

Authentic texts: *English and Spanish*

Registration with the Secretariat of the United Nations: *United States of America, 18 June 2013*

**États-Unis d'Amérique
et
Bolivie**

Traité entre le Gouvernement des États-Unis d'Amérique et le Gouvernement de la République de Bolivie sur l'extradition. La Paz, 27 juin 1995

Entrée en vigueur : *21 novembre 1996 par l'échange des instruments de ratification, conformément à l'article XVIII*

Textes authentiques : *anglais et espagnol*

Enregistrement auprès du Secrétariat de l'Organisation des Nations Unies : *États-Unis d'Amérique, 18 juin 2013*

[ENGLISH TEXT – TEXTE ANGLAIS]

TREATY
BETWEEN
THE GOVERNMENT OF THE UNITED STATES OF AMERICA
AND
THE GOVERNMENT OF THE REPUBLIC OF BOLIVIA
ON EXTRADITION

The Government of the United States of America and
the Government of the Republic of Bolivia (hereinafter also,
"the Parties"),

Desiring to improve law enforcement cooperation
between both countries;

Recognizing the importance of international
cooperation and respect for the sovereignty and territorial
integrity of States;

Taking into account treaties to which they are
parties, including the Charters of the United Nations and the
Organization of American States;

Recalling the extradition treaty between the United
States of America and the Republic of Bolivia, signed on
April 21, 1900;

Agree as follows:

ARTICLE I

Agreement to Extradite

The Parties agree, pursuant to the provisions and conditions of this Treaty, to surrender to each other persons who have been charged with, found guilty of, or sentenced for an extraditable offense by judicial authorities in the Requesting State.

ARTICLE II

Extraditable Offenses

1. An offense shall be an extraditable offense if it is punishable under the laws in both Parties by deprivation of liberty for a maximum period of more than one year or by a more severe penalty.
2. When a request is made for the extradition of a person who has been sentenced by the judicial authorities in the Requesting State, surrender shall be granted only if the remaining sentence to be served by the fugitive upon return would be in excess of six months.
3. To determine pursuant to paragraph 1 of this Article whether an offense is punishable under the laws in the Requested State, it shall be irrelevant:

- (a) whether the laws in that State place the offense within the same category of offenses, contain identical elements, or describe the offense by the same terminology as the laws in the Requesting State, so long as the underlying conduct is criminal in both States;
- (b) where the act or acts constituting the offense were committed; and
- (c) whether the laws in the Requesting State require, for the purpose of establishing jurisdiction of its courts, evidence of interstate transportation, or the use of the mails or other facilities affecting interstate or foreign commerce, as elements of the specific offense.

4. An attempt or conspiracy to commit, participation in, or association regarding the commission of an offense shall constitute an extraditable offense, provided that the crime that was the object of such acts meets the requirements of paragraph 1 of this Article.

5. If extradition has been granted for an extraditable offense, it shall also be granted for any other offense specified in the request even if the latter offense is punishable by one year or less of deprivation of liberty, provided that all other requirements for extradition are met.