

**No. 55028. Multilateral**

CONVENTION OF THE SOUTHEAST EUROPEAN LAW ENFORCEMENT CENTER. BUCHAREST, 9 DECEMBER 2009

PROTOCOL ON THE PRIVILEGES AND IMMUNITIES OF THE SOUTHEAST EUROPEAN LAW ENFORCEMENT CENTER. BUCHAREST, 24 NOVEMBER 2010\*

**Entry into force:** 12 July 2014, in accordance with article 20

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**N° 55028. Multilatéral**

CONVENTION RELATIVE AU CENTRE DE COOPÉRATION EN MATIÈRE DE DÉTECTION ET DE RÉPRESSION POUR L'EUROPE DU SUD-EST. BUCAREST, 9 DÉCEMBRE 2009

PROTOCOLE RELATIF AUX PRIVILÈGES ET IMMUNITÉS DU CENTRE DE COOPÉRATION EN MATIÈRE DE DÉTECTION ET DE RÉPRESSION POUR L'EUROPE DU SUD-EST. BUCAREST, 24 NOVEMBRE 2010\*

**Entrée en vigueur :** 12 juillet 2014, conformément à l'article 20

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<b>Participant</b>	<b>Ratification</b>	
Albania	21 Mar	2012
Bosnia and Herzegovina	29 May	2012
Bulgaria	10 Oct	2012
Croatia	16 Jul	2012
Greece	13 Mar	2014
Hungary	8 Aug	2011
Republic of Moldova	4 Jun	2014
Romania	13 Dec	2012
Serbia	15 Nov	2011
The former Yugoslav Republic of Macedonia	18 Oct	2011

**Note:** The texts of the declarations and reservations are published after the list of Parties -- Les textes des déclarations et réserves sont reproduits après la liste des Parties.

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Albanie	21 mars	2012
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Ex-République yougoslave de Macédoine	18 oct	2011
Grèce	13 mars	2014
Hongrie	8 août	2011
République de Moldova	4 juin	2014
Roumanie	13 déc	2012
Serbie	15 nov	2011

**PROTOCOL ON THE PRIVILEGES AND IMMUNITIES OF THE  
SOUTHEAST EUROPEAN LAW ENFORCEMENT CENTER**

The Parties to this Protocol,

Considering that the Convention of the Southeast European Law Enforcement Center, done at Bucharest, Romania on December 9, 2009, provides that the Member States shall conclude a Protocol on the Privileges and Immunities of the Southeast European Law Enforcement Center,

Have agreed as follows:

**Title I  
General Provisions**

**Article 1  
Definitions**

For the purposes of this Protocol:

- (a) **"SELEC Convention"** means the Convention of the Southeast European Law Enforcement Center, done at Bucharest, Romania on December 9, 2009;
- (b) **"SELEC"** means the Southeast European Law Enforcement Center;
- (c) **"Host Country"** means the country where the headquarters of SELEC is located;
- (d) **"Representatives of the Member States"** means members of national delegations participating in meetings convened by SELEC;
- (e) **"SELEC Staff"** means all persons working under the authority and control of the Director General and Directors;
- (f) **"Director General"** means the Director General of SELEC;
- (g) **"Directors"** means the Directors of the SELEC;
- (h) **"Liaison Officers"** means the officers posted by the Member States to the SELEC headquarters;
- (i) **"Meeting convened by SELEC"** means any meeting of any SELEC organ or a subsidiary body or any conference convened by SELEC;
- (j) **"Property"** means all income of SELEC and all property, including funds, assets and other properties that belong to SELEC, either owned or held/administered by the SELEC, in accordance with the official duties performed by the SELEC;

(k) "Premises" means the buildings or parts of buildings including the land ancillary thereto, used only for the purposes of the SELEC, irrespective of ownership;

(l) "Archives" means all records, correspondence, documents, manuscripts, computer and media data, photographs, films, video, sound recordings and any other data, belonging to or held by SELEC.

Article 2  
Implementation of the Protocol

SELEC shall cooperate at all times with the appropriate authorities of the Parties to facilitate the proper administration of justice and shall prevent any abuse of the privileges and immunities granted under the provisions of this Protocol.

Title II  
Privileges and Immunities of SELEC

Article 3  
Immunity from Legal Process

(1) SELEC and its property, wherever located and by whomsoever held, shall enjoy immunity from every form of legal process except insofar as in any particular case, the Council, by its decision, has authorized the waiver of this immunity. No such waiver of immunity shall extend to any measure of execution, for which a separate waiver shall be necessary.

(2) Without prejudice to the previous paragraph, SELEC shall not enjoy immunity in respect of:

(a) a civil action based on a contractual obligation of SELEC;

(b) a counter-claim directly connected to proceedings instituted by SELEC;

(c) a civil action related to a breach of the rules on the protection of personal data as defined in the SELEC Convention;

(d) a civil action for damages arising out of an accident caused by a vehicle, vessel, or aircraft belonging to or operated on behalf of the SELEC, where these damages are not recoverable from insurance.

Article 4  
Inviolability

(1) The premises of the SELEC shall be inviolable. Its property, wherever located and by whomsoever held, shall be immune from search, requisition, confiscation, expropriation or any other form of interference, whether by executive, administrative, judicial or legislative action.

(2) The archives of the SELEC shall be inviolable wherever located and by whomsoever held.