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**Spain
and
Georgia**

Agreement between the Kingdom of Spain and Georgia on cooperation in the fight against crime. Madrid, 21 January 2015

Entry into force: *1 October 2015, in accordance with article 11*

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**Espagne
et
Géorgie**

Accord de coopération entre le Royaume d'Espagne et la Géorgie dans la lutte contre la criminalité. Madrid, 21 janvier 2015

Entrée en vigueur : *1^{er} octobre 2015, conformément à l'article 11*

Textes authentiques : *anglais, géorgien et espagnol*

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AGREEMENT
BETWEEN THE KINGDOM OF SPAIN AND GEORGIA
ON COOPERATION IN THE FIGHT AGAINST CRIME

Preamble

The Kingdom of Spain and Georgia, hereinafter referred to as the “Parties”,

Desiring to develop and strengthen the existing friendship and partnership relations between the two countries and particularly to take into consideration common will to strengthen the police cooperation between them;

Concerned by the increasing scale and trends of the crime especially the forms of organized crime;

Being aware, that any form of crime endangers international peace, law and order, rule of law, security, stability and territorial integrity of their countries, impedes development of economy, establishment of investment environment, democratic values and justice;

Stemming from the desire to provide reliable protection from criminal offences against life, rights and legal interests of citizens, interests of the society and the state;

Recognizing the importance of the international cooperation in the fight against crime;

Considering the basic principles of international law and the international conventions to which both countries are parties and which concern the scope of this Agreement;

Have agreed as follows:

Article 1
Fields of cooperation

1. The Parties shall, in compliance with the national legislation, cooperate through their competent authorities in the prevention, detection, investigation and suppression of criminal acts.

2. The cooperation shall cover in particular the following fields:

- a) Crimes against life, health, and human rights and freedoms;
- b) Terrorism-related crimes;
- c) Drug-related crimes;
- d) Illicit trade of firearms, ammunition, explosives, radioactive substances, and biological, chemical and nuclear material;
- e) Illegal migration and trafficking in human beings;
- f) Sexual exploitation, particularly of children and child pornography;
- g) Cyber crime;
- h) Forging identity documents and distribution thereof;
- i) Economic crimes, including theft, burglary, robbery, fraud, extortion, forging and distribution of forged money and means of payment, tax fraud, money laundering and smuggling;
- j) Corruption;
- k) Crimes against intellectual property rights;
- l) Crimes against the environment.

3. The Parties shall cooperate also in other areas related to crime combating and maintenance of public order and security, if that agrees with their common interest.

Article 2

Forms of cooperation

1. The competent authorities of the Parties shall cooperate in compliance with their national legislation, including:

a) Exchange of data and information related to the prevention, detection, investigation and suppression of crimes in the fields according to Art. 1;

b) Exchange of data and information on any fact of acquisition and registration of firearms by the citizens of the other Party or by the stateless persons who have the permanent residence on the territory of the other Party in order to prevent the criminal act determined by the Subparagraph “d” of the Paragraph 2 of the Article 1 of this Agreement;

c) Search for wanted and missing persons;

d) Assistance in conducting operational-search activities including the use of the method of “controlled delivery”;

e) Exchange of experience regarding the implementation of the national legislation, the prevention of crime and also regarding the use of forensic methods, special tools and techniques;

f) Exchange of experience in certain areas of combating crime and conducting expert meetings;

g) Cooperation in the field of training and improving the qualification of personnel;

h) Exchange of analytical information regarding the causes, the state and the trends of crime, publications and research results, legislation in areas of common interest listed in this Agreement.

i) Arrangement of joint seminars and meetings.

2. The Parties may cooperate also in other forms that correspond to the objectives of this Agreement.

3. The information provided in accordance with this article may not be available to a third party without the consent of the Party which provided the information.

Article 3

Competent Authorities

1. The competent authorities for the implementation of this Agreement shall be:

a) For Spain:

- The Ministry of the Interior, without prejudice to the competences corresponding to other Ministries.

b) For Georgia:

- The Ministry of Internal Affairs of Georgia;

- The Prosecutor's Office of Georgia – Subordinate State Agency within the system of the Ministry of Justice of Georgia;

- The Ministry of Finance of Georgia.

2. With the objective of the implementation of this Agreement the competent authorities of the Parties shall establish direct contacts and sign additional protocols on cooperation in specific areas of their activities.

Article 4

Fulfillment of requests

1. Providing information or assistance under this Agreement shall be conducted upon a request.

2. The competent authorities of the Parties in accordance with their national legislation provide information to the competent authorities of the other Party and without a cooperation request if this information would be relevant to the other Party.