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EMBASSY OF INDIA

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No.WAS/POL/103/39/2012

Date: 28 April 2014

The Embassy of India presents its compliments to the General Secretariat of the Organization of American States and has the honour to notify Organization of American States of the Accession of the Republic of India to the Inter-American Convention on Serving Criminal Sentences Abroad adopted by the Organization of American States at Managua, Nicaragua on June 9, 1993. The Embassy of the Republic of India has the honour to inform the Organization of American States that the attached original document of the accession in English language is signed by the President of India.

2. The Embassy of India has the honour to state further that the Centre State Division of the Ministry of Home Affairs, Government of the Republic of India shall be the Central Authority designated to perform the functions provided in the Convention and Joint Secretary (Centre State) would be the designated official under Article XI of the Convention, whose details are given below:

Joint Secretary
Centre State Division
Ministry of Home Affairs
Government of India
NDCC-II Building
Jai Singh Road, New Delhi – 110001
Tel: +91-11-23438100
Fax: +91-11-23438097
Email: jscs@nic.in



3. The Embassy of India avails itself of this opportunity to renew to the General Secretariat of the Organization of American States the assurances of its highest consideration.

**General Secretariat of the Organization of American States
Washington D.C.**

**[Kind attention: Mr. Luis Humberto Toro Utillano, Senior Legal Officer,
Department of International Law, Secretariat of Legal Affairs,
Organization of American States]**





TO ALL TO WHOM THESE PRESENTS SHALL COME,
GREETING:

WHEREAS the Inter-American Convention on Serving Criminal Sentences Abroad was adopted by the Organization of American States (OAS) at Managua, Nicaragua on the ninth day of June of the year one thousand nine hundred and ninety three and entered into force on the twelfth day of April in the year one thousand nine hundred ninety six, which Convention is reproduced word for word in the Annexure to this document;

AND WHEREAS it is fit and expedient to confirm and accede to the aforesaid Convention;

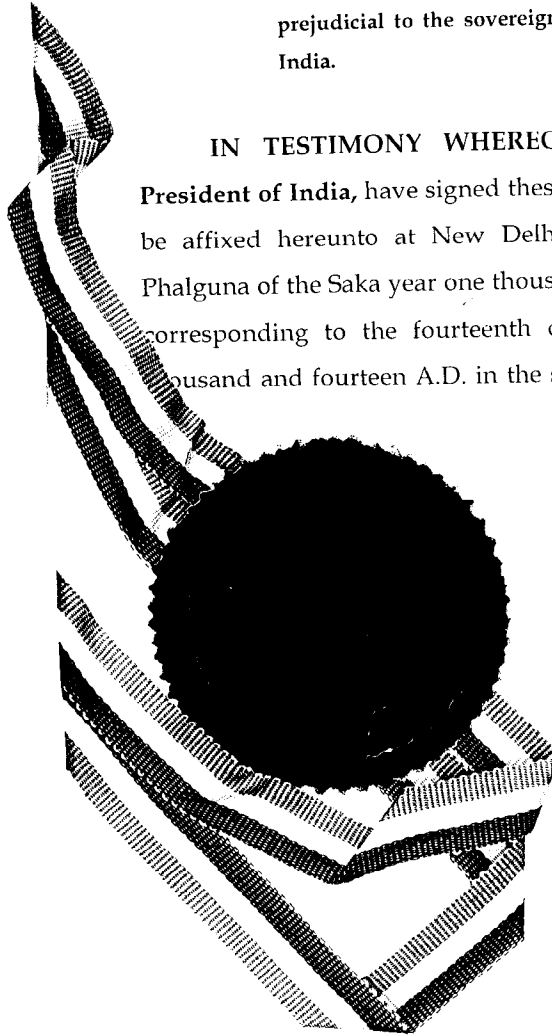
NOW, THEREFORE, BE IT KNOWN that the Government of the Republic of India, having seen and considered the said Convention, do hereby confirm and accede to the same with the following declarations:

- (i) The Government of the Republic of India declares with regard to Article V of the Convention that request for transfer may be made by the Sentencing State, the Receiving State or by the

Sentenced Person. However, if the Sentenced Person is not able to make an application himself because of ill health, mental condition, old age or being a minor, then, an application may be made by any other person entitled to act on his or her behalf.

- (ii) The Government of the Republic of India declares with regard to Article VI of the Convention that a transfer request shall be denied if the sentenced person has been convicted for an offence under military law; or the transfer of Sentenced Person is prejudicial to the sovereignty, security or any other interest of India.

IN TESTIMONY WHEREOF, I, Pranab Mukherjee, President of India, have signed these Presents and caused my seal to be affixed hereunto at New Delhi on this twenty third day of Phalguna of the Saka year one thousand nine hundred and thirty five corresponding to the fourteenth day of March of the year two thousand and fourteen A.D. in the sixty-fifth year of the Republic of



Pranab Mukherjee

(PRANAB MUKHERJEE)

PRESIDENT OF INDIA