



PERMANENT MISSION *of* JAMAICA
TO THE ORGANIZATION *of* AMERICAN STATES
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WASHINGTON, D.C. 20036

Ref. : 9/10/17

The Permanent Mission of Jamaica to the Organisation of American States presents its compliments to the General Secretariat of the Organisation of American States and has the honour to transmit the designation of the Central Authorities as required by Article XVIII of the Inter-American Convention against Corruption.

The Central Authorities for Mutual Legal Assistance pursuant to the Mutual Assistance in Criminal Matters Act and the Instrument of Designation of Central Authority published on the 2nd day of May, 1997 Vo. CXX of the Jamaica Gazetted Extraordinary are the Minister responsible for Justice and the Director of Public Prosecutions.

The Minister responsible for Justice performs all functions under the Mutual Assistance in Criminal Matters Act that have not been delegated to the Director of Public Prosecutions.

The Director of Public Prosecutions performs the following functions under the Mutual Assistance in Criminal Matters Act:

1. In relation to requests by Jamaica to a foreign state-

Relevant Provisions of Act	Functions
Section 4	Requesting the assistance of a foreign state in respect of investigations and proceedings in relation to a criminal matter.
Section 8	Requesting the issue of a warrant by a Resident Magistrate in relation to a foreign inmate.
Section 13	Making a request to an appropriate authority of a foreign state for- (a) the enforcement in that state of- (i) forfeiture orders made under a law in force in Jamaica with

	<p>regard to the forfeiture of property believed to be located in the foreign state;</p> <p>(ii) pecuniary penalty orders or other orders made by a Jamaican Court under the Drug Offences (Forfeiture of Proceeds) Act, 1994, in respect of property believed to be located in the foreign state;</p> <p>(iii) restraint order made by a Jamaican Court against property believed to be located in the foreign state;</p> <p>(b) the issue of an order similar to the orders described in paragraph (a)(i) and (ii) in relation to property believed to be located in that foreign state;</p> <p>(c) the enforcement in that state of an order described in paragraph (b).</p>
Section 14	Making a request to the appropriate authority of a foreign state to obtain the issue of a warrant, order or other instrument as described in section 14.

2. In relation to requests by a foreign state to Jamaica-

Relevant Provisions of Act	Functions
Section 15(4)	Receiving requests made by a foreign state.
Section 17	Providing assistance to a foreign state in whole or in part or subject to conditions.
Section 18	Postponing the execution of a request in circumstances described in section 18.
Section 20(1)	<p>Authorizing-</p> <p>(a) the taking of evidence or the production of documents or other articles requested by a foreign state;</p> <p>(b) the transmission of such evidence, documents or other articles to the foreign state.</p>

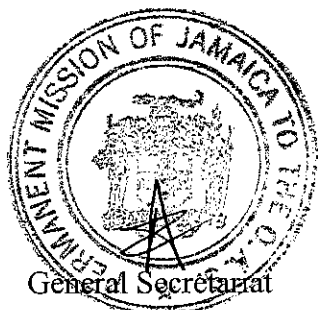
Section 20(5)(a)	Postponing such transmission in the circumstances described in sub-section 5(a).
Section 20(5)(b)	Requiring the foreign state to agree to terms and conditions to protect third party rights in relation to documents or articles being transmitted.
Section 20(6)(a)	Where transmission is postponed, providing certified copies pending transmission of original.
Section 20(6)(b)	Refusing to effect such transmission pending the conclusion of an agreement described in subsection (5) (b).
Section (22)(a)	Providing copies of judicial or official records that are publicly available.
Section (22)(b)	To the extent permitted by paragraph (b) of this section, providing copies of judicial or official records that are not publicly available.
Section (23)(1)	Authorizing a police officer to apply to a Resident Magistrate for a search warrant requested by a foreign state in relation to an article that is relevant to a proceeding or investigation relating to a criminal matter in a foreign state.
Section 23(7)	Giving directions in writing to the Commissioner of Police as to the manner in which any article referred to in subsection (1) I to be dealt with while in the Commissioner's custody and control.
Section 27(1), (2) and (5)	Making an application to the Supreme Court for- <ul style="list-style-type: none"> (a) the registration of- <ul style="list-style-type: none"> (i) a foreign forfeiture order; (ii) a foreign pecuniary penalty order; (iii) a foreign restraint order (b) the cancellation of any such order.
Section 27 (8)	Making, on behalf of a foreign state- <ul style="list-style-type: none"> (a) an application to the Supreme Court for-the registration of a

	foreign forfeiture order or pecuniary penalty order under the Drug Offences (Forfeiture of Proceeds) Act in relation to property believed to be located in Jamaica; (b) arrangements for the enforcement of such order.
Section 28(1)	Authorizing a police officer to apply to a Resident Magistrate for a search warrant requested by a foreign state in relation to tainted property.
Section 29	Making, on behalf of a foreign state, an application to the Supreme Court for the issue of a restraint order against property believed to be located in Jamaica.
Section 30(1)	Arranging, on behalf of a foreign state, for the service of process relating to a criminal matter in the foreign state.
Section 30(3)	Refusing, pursuant to this subsection, to execute a request for the service of any process.

The Central Authorities for Mutual Technical Cooperation are the Minister of Justice and the Director of Public Prosecutions.

A copy of the Mutual Assistance Criminal Matters Act is enclosed for the Secretariat's records.

The Permanent Mission of Jamaica to the Organisation of American States avails itself of this opportunity to renew to the General Secretariat of the Organisation of American States the assurances of its highest consideration.



General Secretariat

Organisation of American States

15 September 2005