

CANADA

**EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF CANADA AND
THE GOVERNMENT OF ISRAEL CONSTITUTING AN AGREEMENT
CONCERNING THE IMMUNITIES OF CANADIAN MEMBERS OF THE
MULTINATIONAL FORCE AND OBSERVERS (MFO) WHO ENTER
ISRAEL ON LEAVE OR WHO TAKE LEAVE IN ISRAEL AFTER
HAVING ENTERED ISRAEL ON OFFICIAL DUTY**

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*The Vice-Premier and Minister of Foreign Affairs of Israel to the
Ambassador of Canada*

Jerusalem, 17 February 1986

Excellency:

I have the honour to refer to the Protocol of 3rd of August 1981, related to the Treaty of Peace of 26th of March 1979 between the Government of the State of Israel and the Government of the Arab Republic of Egypt, and to the Agreement between the Government of Canada and the Director General of the MFO concerning the participation of a Canadian contingent in the Multinational Force and Observers (MFO) established by the said Protocol. I propose, in accordance with Article 11(d) of the Appendix to the Protocol, the following supplementary arrangement between the Government of the State of Israel and the Government of Canada respecting those Canadian military members of the MFO (other than those assigned to any MFO office in Israel in accordance with arrangements to be made with the MFO, who will be regarded as on duty during their assignment to such office) who enter Israel, as the receiving State within the meaning of paragraph 3 of the Appendix to the Protocol (hereinafter "Israel"), on leave or who are taking leave in Israel after having entered Israel on official duty and over whom your Government would otherwise exercise jurisdiction pursuant to paragraph 11(a) of that Appendix (hereinafter called vacationing Canadian members of the MFO). This arrangement is without prejudice to the right of Israel to request a waiver of immunity in individual cases pursuant to paragraph 11(c) of the Appendix.

- (a) The Government of Canada waives the immunity of vacationing Canadian members of the MFO who are reasonably suspected of having committed while on leave in Israel offenses punishable by imprisonment of more than 3 years or death or of possessing, for personal use, dangerous drugs as defined in the Dangerous Drugs Ordinance (New Version) 5733-1973, to the extent necessary to permit the Israeli authorities to detain such suspected persons for the purpose of conducting investigations, in accordance with applicable legal procedures. As provided by applicable law, it is understood that the period for which the Israeli authorities may