

TREATY BETWEEN
THE GOVERNMENT OF CANADA
AND
THE GOVERNMENT OF THE REPUBLIC OF PERU
ON
MUTUAL LEGAL ASSISTANCE IN CRIMINAL MATTERS

**THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF
THE REPUBLIC OF PERU**, hereinafter referred to as the "Contracting Parties";

DESIRING to improve mutual legal assistance in criminal matters and to cooperate more effectively in the investigation and prosecution, including trial and sentencing, of criminal matters,

HAVE AGREED as follows;

PART I - GENERAL PROVISIONS

ARTICLE 1

OBLIGATION TO PROVIDE MUTUAL LEGAL ASSISTANCE

- (1) The Contracting Parties shall, in accordance with this Treaty, provide each other with the widest measure of mutual legal assistance in criminal matters.
- (2) Mutual legal assistance is any assistance given by the Requested State in respect of investigations or proceedings in the Requesting State in a criminal matter, irrespective of whether the assistance is sought or to be provided by a court or some other authority.
- (3) Criminal matters means, for the Republic of Peru, investigations and proceedings relating to any criminal offence created by penal law and, for Canada, investigations or proceedings relating to any offence created by Parliament or by the legislature of a province.
- (4) Criminal matters includes investigations or proceedings relating to offenses concerning taxation, duties and customs.
- (5) Assistance includes, particularly:
 - (a) locating persons and objects;
 - (b) taking evidence and obtaining statements;
 - (c) authorizing the presence of persons from the Requesting State at the execution of requests;