

ARTICLE 7**Availability of Persons to Give Evidence or Assist in Investigations**

- (1) The Requesting State may request the assistance of the Requested State in inviting a person to appear and testify in proceedings or assist in investigations.
- (2) The Requested State shall invite the person to assist in the investigation or to appear as a witness in the proceedings and seek that person's concurrence thereto.
- (3) The request or the summons shall indicate the approximate allowances payable and the travelling and subsistence expenses refundable by the Requesting State.
- (4) Upon request, the Requested State may grant the person an advance, which shall be refunded by the Requesting State.
- (5) A person who fails to appear in the Requesting State in response to a request or summons shall not, even if the request or summons contains a notice of penalty, be subjected to any punishment or measure of restraint.

ARTICLE 8**Making Detained Persons Available to Give Evidence or Assist in Investigations**

- (1) A person in custody in the Requested State shall, at the request of the Requesting State, be temporarily transferred to the Requesting State to give evidence or assist in investigations or proceedings, provided that the person consents to that transfer and there are no overriding grounds against transferring the person.
- (2) Where the person transferred is required to be kept in custody under the law of the Requested State, the Requesting State shall hold that person in custody and shall return the person in custody at the conclusion of the execution of the request.
- (3) Where the Requested State advises the Requesting State that the transferred person is no longer required to be held in custody, that person shall be set at liberty and be treated as a person referred to in Article 7.