

3. Each Party shall make best efforts to ensure the cooperation of designated cross-border maritime law enforcement officers with any investigation, inquest or hearing that relates to an internal investigation or is held by a civilian oversight body into the exercise of enforcement powers by such officers, subject to the rights and privileges that a law enforcement officer from the country in which the investigation or proceeding takes place would be able to assert in the same situation and subject to the rights and privileges that country would be able to assert in the same situation. Upon request, each Party shall make best efforts to provide all unclassified documents and other unclassified information relating to a designated cross-border maritime law enforcement operation that is the subject of an investigation, inquest or hearing that relates to an internal investigation or is held by a civilian oversight body.

4. The participating agency that employs a designated cross-border maritime law enforcement officer shall be solely responsible for the professional review of and discipline procedures for its participating officers. If a participating agency undertakes any professional review and discipline procedure arising from cross-border maritime law enforcement activity, then the Central Authority shall ensure that any results from such a procedure are communicated to the other Central Authority.

5. A Party may decline to cooperate under paragraphs 3 and 4 of this Article only where such cooperation would be contrary to or inconsistent with its public policy, substantive national interests, domestic law and regulations, or interferes with an ongoing investigation or prosecution.

6. Before denying or postponing cooperation the Party, through its Central Authority, shall:

- (a) promptly inform the other Party of the reason for considering denial or postponement; and
- (b) consult with the other Party to determine whether assistance may be given subject to such terms and conditions as the Party whose cooperation is at issue deems necessary.