

TREATY BETWEEN CANADA AND BOLIVIA ON THE TRANSFER OF INMATES AND THE SUPERVISION OF PERSONS UNDER SENTENCE

The Government of Canada and the Government of the Republic of Bolivia, agreeing on the necessity of mutual cooperation in combatting crime insofar as the effects of such crime extend beyond their borders and with the purpose of assuring the better administration of justice through adequate procedures that facilitate the social rehabilitation of prisoners;

Hereby resolve to conclude the present Treaty which provides, on the one hand, for the transfer of inmates and, on the other hand, for the supervision of persons under sentence.

ARTICLE I

1. Sentences imposed in Bolivia on Canadian citizens may be served in penal institutions of Canada or under the supervision of Canadian authorities in accordance with the provisions of this Treaty.

2. Sentences imposed in Canada on Bolivian citizens may be served in penal institutions of Bolivia or under the supervision of its authorities in accordance with the provisions of this Treaty.

ARTICLE II

For the purposes of this Treaty;

1. "TRANSFERRING STATE" means the Party from which the offender is to be transferred.

2. "RECEIVING STATE" means the Party to which the offender is to be transferred.

3. "OFFENDER" means a person who, in the territory of either Party, has been convicted of a crime and sentenced either to imprisonment or to a term of probation parole, conditional release or other form of supervision without confinement.

ARTICLE III

This Treaty shall apply under the following conditions;

1. That the offence for which the offender was convicted and sentenced is one which would be punishable as a crime in the Receiving State; provided, however, that this condition shall not be interpreted so as to require that the crime described in the laws of both States be identical in those matters which do not affect the nature of the crime.