

5. If the Requesting State accepts assistance subject to the terms and conditions referred to in paragraph 4 (b), it shall comply with such terms and conditions.

ARTICLE VII - EXECUTION OF REQUESTS

1. A request shall be executed promptly in accordance with the law of the Requested State and, where permitted by the law of the Requested State, in accordance with the directions stated in the request.

2. Where required by the Requested State, the Requesting State, after the completion of the proceedings, shall return to the Requested State material provided by the Requested State in fulfillment of the request.

ARTICLE VIII - PROTECTING CONFIDENTIALITY AND RESTRICTING USE OF EVIDENCE AND INFORMATION

1. The Requested State shall keep confidential a request, its contents, supporting documents and any action taken pursuant to the request, except to the extent necessary to execute it, or where the disclosure is specifically authorized by the Requesting State in accordance with its own terms and conditions.

2. If the request cannot be executed without breaching confidentiality requirements stated in the request, the Requested State shall so inform the Requesting State which shall then determine whether the request should nevertheless be executed.

3. The Requested State may require, after consultation with the Requesting State, that information or evidence furnished be kept confidential or be disclosed or used only subject to terms and conditions it may specify.

4. The Requesting State shall not use information or evidence for a prosecution of an offence for which mutual assistance may be refused or is not provided for under this Treaty without the prior consent of the Requested State.

ARTICLE IX - TAKING OF EVIDENCE IN THE REQUESTED STATE

1. Where, pursuant to a request for assistance, a person is to give evidence in the Requested State for the purpose of proceedings in the Requesting State, the parties to the relevant proceedings in the Requesting State, their legal representatives or representatives of the Requesting State may, subject to the laws of the Requested State, appear and question the person giving that evidence.

2. For the purposes of requests under this Article the Requesting State may specify any particular questions to be put to a witness.

3. A person who is required to give evidence in the Requested State pursuant to a request for assistance may decline to give evidence where: