

TREATY BETWEEN CANADA AND
THE KINGDOM OF SPAIN
ON MUTUAL ASSISTANCE IN CRIMINAL MATTERS

Canada and The Kingdom of Spain

Desiring to improve the effectiveness of both countries in the investigation, prosecution and suppression of crime through cooperation and mutual assistance in criminal matters,

Have Agreed as follows:

PART I - GENERAL PROVISIONS

ARTICLE 1

OBLIGATION TO GRANT MUTUAL ASSISTANCE

1. The Contracting Parties shall, in accordance with this Treaty, grant each other the widest measure of mutual assistance in criminal matters.
2. Mutual assistance for the purpose of paragraph 1 shall be any assistance given by the Requested State in respect of investigations or proceedings in the Requesting State in a criminal matter that is sought by a competent authority of that state.
3. "Competent authority" means the authority which has presented a request for mutual assistance, whether emanating from a judicial authority or endorsed by the Attorney-General of Canada or a province or one of their agents.
4. Criminal matters for the purpose of paragraph 1 mean, investigations or proceedings relating, for the Kingdom of Spain to any offence within the jurisdiction of courts ruling in penal matter, and for Canada, to any offence created by a law of Parliament or by the legislature of a province.
5. Criminal matters shall also include investigations or proceedings relating to offences concerning taxation, duties, customs and international transfer of capital or payments.