1995 No. 24

Article 22 - Contents of Request

- 1. In all cases, requests for assistance shall include:
- (a) the name of the authority responsible for the investigation or proceedings in the Requesting State;
- (b) the purpose and reason for the request;
- (c) where possible, the complete name, place and date of birth, nationality and address of the person who is the subject of the investigation or proceedings as of the date the request is made;
- (d) the text of applicable legal provisions in the Requesting State, the principal reason why evidence or information is requested and a summary of the facts (date, place and circumstances in which the offence was committed) giving rise to the investigation or proceedings in the Requesting State, unless the request is one for service within the meaning of Article 15.
- 2. In addition, requests for assistance shall include:
- (a) in the case of service of writs and records of judicial verdicts (Art. 15), the name and address of the person to be served;
- (b) in the case of a request involving compulsory measures (Art.
 6), a statement indicating the reasons for which it is believed that evidence is located in the territory of the Requested State, unless this otherwise appears from the request itself or in the course of executing the request;
- (c) in the case of a request for search and seizure, a declaration by a competent Authority of the Requesting State that such a measure would be permissible if the subjectmatter of the request were located there;
- (d) in the case of a request for the taking of testimony (Art.
 9) or other statements, the subject matter regarding which the person is to be heard, including, if necessary, a list of questions to be asked;
- (e) in the case of a request for the transfer of a detained person (Art. 20), the person's identity and a description of the persons responsible for his or her custody during the transfer, of the place to which he or she will be transferred and the maximum length of the period of the transfer;
- (f) details of any particular procedure or requirement the Requesting State wishes to be followed.

3. Subject to Article 14 (2) of this Treaty, the Requested State may not ask that the request be accompanied by formal evidence.

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