

TREATY BETWEEN CANADA AND THE UNITED MEXICAN STATES ON THE EXECUTION OF PENAL SENTENCES

The Government of Canada and the Government of the United Mexican States,
DESIRING to promote the rehabilitation of offenders by enabling them to
serve sentences in the country of which they are nationals,

Have agreed as follows:

ARTICLE I

(1) Sentences imposed in the United Mexican States on nationals of Canada
may be served in Canada in accordance with the provisions of this Treaty.

(2) Sentences imposed in Canada on nationals of the United Mexican States
may be served in Mexico in accordance with the provisions of this Treaty.

ARTICLE II

The application of this Treaty shall be subject to the following conditions:

- (a) That the offence for which the offender was convicted and sentenced is one
which would also be punishable as a crime in the Receiving State.
- (b) That the offender is a national of the Receiving State.
- (c) That the offender is not a domiciliary of the Sending State.
- (d) That at least six months of the offender's sentence remain to be served at
the time of the application referred to in paragraph 3 of Article IV.
- (e) That no proceeding by way of appeal or of collateral attack upon the
offender's conviction or sentence is pending in the Sending State and that
the prescribed time for appeal of the offender's conviction or sentence has
expired.

ARTICLE III

Each Party shall designate an Authority to perform the functions provided in
this Treaty.

ARTICLE IV

(1) Each Party shall explain the substance of the present Treaty to any offender
who is within its scope.

(2) Every transfer under the Treaty shall be commenced by the Authority of the
Sending State. Nothing in this Treaty shall prevent an offender from submitting a
petition to the Sending State to be considered for transfer.