ARTICLE 2

General Principles

1. A person sentenced in the territory of one Party may be transferred to the territory of the other Party in accordance with the provisions of this Agreement in order to serve the sentence imposed. To that end, the person may express an interest to the transferring State or to the receiving State in being transferred under this Agreement.

2. Transfer may be requested by either the transferring State or the receiving State.

3. The Parties shall, in accordance with their laws, agree on the type of treatment to be accorded to young offenders. Consent for the transfer shall be obtained from the person legally authorized to consent on behalf of the young person.

ARTICLE 3

Conditions for Transfer

1. A sentenced person may be transferred under this Agreement only on the following conditions:

    (a) The sentenced person is a citizen of the receiving State;

    (b) The judgement is final or the sentenced person has waived any rights of appeal;

    (c) At the time of receipt of the request for transfer, the sentenced person still has at least six months of the sentence to serve or the sentence is indeterminate;

    (d) Consent to the transfer is given by the sentenced person or, where in view of the person's age or physical or mental condition either Party considers it necessary, by a person authorized to act on the person's behalf;

    (e) The acts or omissions on account of which the sentence has been imposed constitute a criminal offence according to the law of the receiving State or would constitute a criminal offence if committed on its territory; and

    (f) The transferring and receiving states agree to the transfer.

ARTICLE 4

Obligation to Furnish Information

1. Any sentenced person to whom this Agreement may apply shall be informed by the transferring State of the substance of this Agreement.

2. If the sentenced person has expressed an interest to the transferring State in being transferred under this Agreement, that State shall so inform the receiving State as soon as practicable.