

AGREEMENT
BETWEEN
THE GOVERNMENT OF CANADA
AND
THE GOVERNMENT OF ANTIGUA AND BARBUDA
REGARDING THE SHARING OF FORFEITED OR
CONFISCATED ASSETS AND EQUIVALENT FUNDS

THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF ANTIGUA AND BARBUDA, hereinafter referred to as "the Parties",

CONSIDERING the commitment of the Parties to cooperate in the United Nations Convention against the Illicit Traffic in Narcotic Drugs and Psychotropic Substances of December 20, 1988;

DESIRING to improve the effectiveness of law enforcement in both countries in the investigation, prosecution and suppression of crime and in the tracing, freezing, seizure and forfeiture or confiscation of assets related to crime; and

DESIRING also to create a framework for sharing the proceeds of disposition of such assets;

HAVE AGREED as follows:

ARTICLE 1

Where one Party (the Assisting Party) has participated in investigations or proceedings resulting in a confiscation or a forfeiture or the payment of funds equivalent to a forfeiture in the jurisdiction of the other Party (the Assisted Party), the Assisted Party may, consistent with its domestic laws, share with the Assisting Party the net proceeds realized.

ARTICLE 2

For the purposes of this Agreement, forfeiture or the payment of funds equivalent to a forfeiture shall mean, for Canada, an order of forfeiture of assets related to crime or the payment of funds equivalent to a forfeiture, either of which order is made on behalf of Her Majesty the Queen in right of Canada and for Antigua and Barbuda an order of a competent court for the forfeiture or confiscation of assets or the payment of funds related to crime, which order is made in favour of the Crown or the Government of Antigua and Barbuda.