

2. In exceptional cases, the Parties may agree to a transfer even if the time to be served by the offender is less than that specified in paragraph 1 (D) of this Article.

#### ARTICLE V

##### **Designation of Authorities**

Each Party shall designate authorities to perform the functions provided for in this Agreement.

#### ARTICLE VI

##### **Obligation to Inform**

An offender to whom the present Agreement may apply shall be informed by the Sentencing State of the substance of the Agreement.

#### ARTICLE VII

##### **Request and Replies**

1. The Receiving State and the Sentencing State shall retain absolute discretion to refuse the transfer of the offender.
2. The request for transfer may be made by the Sentencing state or the Receiving State. In either case, the offender must have initiated or consented to the request, in writing. The request for transfer shall be made through the designated authorities.
3. When either Party does not approve, for whatever reason, the transfer of an offender, it shall communicate this decision to the other Party without delay.
4. If the requested State approves the transfer of the offender, it shall communicate, in writing, its approval to the requested Sate.
5. The transfer of the offender shall take place at a place agreed to and in the presence of the designated authorities of both parties.
6. An offender shall be informed , in writing, if any action and decision taken by either state on the request.

#### ARTICLE VIII

##### **Consent and Verification**

1. The Sentencing state shall ensure that the consent of the sentenced person, referred to at Article III 2. of this Agreement, is given voluntarily and with full knowledge of the legal consequences of the transfer.
2. To this end, the consent of the offender or, in the case of his incapability, of the person authorised to consent on behalf of the offender, shall be verified by a person duly designated to receive it.