

(d) If the document to be served is drawn up in the language of the country applied to, or is accompanied by a translation in that language, the authority applied to (should a wish to that effect be expressed in the request) shall serve the document in the manner prescribed by the law of his own country for the service of similar documents or in a special form which is not incompatible with such law.

(e) The translation provided for in this article shall be certified as correct by a diplomatic or consular officer of the Contracting Party making the request or by an official or sworn translator of one of the two countries concerned.

(f) The execution of the request for service can only be refused if the Contracting Party in whose territory it is to be effected considers it such as to compromise his sovereignty or safety.

(g) The authority who receives the request shall send to the diplomatic or consular officer by whom it was transmitted the document proving the service or explaining the reason which has prevented such service. Proof of service shall be furnished by a certificate from the authority of the country applied to setting forth the fact, the manner and date of such service. If any document to be served is transmitted in duplicate, the certificate of service shall be placed on one of the duplicates or attached thereto.

ARTICLE 4

No fees of any description shall be payable by one Contracting Party to the other in respect of the service.

Nevertheless, in the cases provided for in Article 3, the Contracting Party making the request must pay to the other Contracting Party any charges and expenses which are payable under the local law to the persons employed to effect service and any charges and expenses incurred in effecting service in a special manner. These charges and expenses shall be such as are usually allowed in such cases in the Courts of the Contracting Party applied to. Repayment of these charges and expenses shall be claimed by the judicial authority by whom the service has been effected when sending the certificate provided for in Article 3 (g) to the diplomatic or consular officer by whom the request was transmitted.

ARTICLE 5

The document to be served may also be served on the recipient, unless he is a subject or citizen of the Contracting Party in whose territory the document is to be served, without the intervention of the authorities of the country in which service is to be effected:—

(a) By a diplomatic or consular officer of the Contracting Party from whose territory the document emanates; or

(b) By an agent appointed either generally or in any particular case, by a tribunal of the country from which the document emanates, or by the party on whose application the document was issued, provided that the validity of any service effected by any such agent shall, in the courts of the country where such service is effected, be determined by the law of that country.

ARTICLE 6

Documents may also be transmitted by post in cases where this method of transmission is permitted by the law of the country from which the document emanates.

ARTICLE 7

The provisions of Articles 2, 3, 4, 5 and 6 do not prevent the persons concerned from effecting service directly through the competent officials or officers of the country in which the document is to be served.