

2. If the requesting party expressly so requests, the requested State shall carry out the service in the form requested by the requesting State, to the extent consistent with the law of the requested State.

3. Proof of service shall be given by means of a receipt dated and signed by the person served or by means of a declaration made by the requested State that service has been effected and stating the form and date of such service. One or other of these documents shall be sent immediately to the requesting State. If service cannot be effected, the reasons shall be communicated immediately by the requested State to the requesting State.

#### Article 8

##### FAILURE TO APPEAR

A witness or expert who fails to answer a summons to appear, emanating from the requesting State and service of which has been requested, shall not, even if the summons contains a notice of penalty, be subjected to any punishment or measure of restraint, unless subsequently that person voluntarily enters the territory of the requesting State and is there again duly summoned.

#### Article 9

##### IMMUNITIES

1. A witness or expert, whatever that person's nationality, who, pursuant to a request appears before or assists the competent authorities of the requesting State, shall not be prosecuted or detained or subjected to any other restriction of personal liberty in the territory of that State in respect of acts, omissions or convictions anterior to that person's departure from the territory of the requested State.