

AGREEMENT
BETWEEN
THE GOVERNMENT OF CANADA
AND
THE GOVERNMENT OF THE
REPUBLIC OF TRINIDAD AND TOBAGO
REGARDING THE SHARING OF FORFEITED OR
CONFISCATED ASSETS AND EQUIVALENT FUNDS

THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF THE REPUBLIC OF TRINIDAD AND TOBAGO, hereinafter referred to as "the Parties";

CONSIDERING the commitment of the Parties to cooperate on the basis of the Treaty On Mutual Legal Assistance in Criminal Matters, which was signed on *SEPTEMBER 4, 1997*, as well as 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, confiscation or forfeiture 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:

1. Where one Party (the Assisting Party) has participated in investigations or proceedings resulting in a confiscation or a forfeiture order, 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 law, share with the Assisting Party the net proceeds realised.
2. For the purposes of this Agreement, for Canada "forfeiture or the payment of funds equivalent to a forfeiture" shall mean 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 the Republic of Trinidad and Tobago, "confiscation order" or "forfeiture order" shall mean any such order made in conformity with the law of Trinidad and Tobago.
3. Amounts to be shared and the proportion of such amounts to be received by the Assisting Party shall be determined in accordance with the law of the Assisted Party.