

TREATY BETWEEN THE GOVERNMENT OF CANADA AND
THE GOVERNMENT OF AUSTRALIA ON
MUTUAL ASSISTANCE IN CRIMINAL MATTERS

THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF AUSTRALIA

DESIRING to improve the effectiveness of both countries in the investigation, prosecution and suppression of crime through cooperation and mutual assistance in law enforcement matters,

HAVE AGREED AS FOLLOWS:

ARTICLE I - DEFINITIONS

For the purposes of this Treaty,

"central authority" means

- a) for Canada, the Minister of Justice or officials designated by that Minister;
- b) for Australia, the Attorney-General's Department, Canberra;

"competent authority" means any person or authority with responsibility for matters related to the investigation or prosecution of offences;

"offence" means

- a) in relation to Canada, any offence created by a law of Parliament that may be prosecuted upon indictment, or an offence created by a Legislature of a Province and specified in the Annex;
- b) in relation to Australia, any offence against the law of Australia or a part of Australia that falls or would fall within the jurisdiction of its courts and for which the penalty is a term of imprisonment of one year or more;

"request" means a request made under this Treaty.

ARTICLE II - SCOPE OF APPLICATION

1. The Parties shall provide, in accordance with the provisions of this Treaty, mutual assistance in all matters relating to the investigation, prosecution and suppression of offences.

2. Assistance shall include:

- a) exchanging information and objects;
- b) locating or identifying persons, objects and sites;
- c) serving documents;
- d) taking of evidence and obtaining of statements of persons;
- e) executing requests for searches and seizures;