

3.0 Legislated Framework

3.1 The Financial Administration Act

- 3.1 a) All representatives, including the HOM, are bound by the relevant provisions of Chapter F-11 of the *Financial Administration Act* (FAA) <http://laws.justice.gc.ca/en/F-11/59064.html>. These provisions apply not only to the expenditure of public funds and approval of payments in accordance with Sections 32, 33 and 34 of the FAA, but also to the collection or receipt of public funds. Representatives should take careful note of Part IX, Civil Liabilities and Offences, particularly Section 80, which sets out what constitutes an indictable offence liable to a conviction.

3.2 Vienna Conventions

- 3.2 a) The Vienna Conventions on diplomatic and consular relations provide Canadian representatives abroad, to a greater or lesser extent, with immunity from the jurisdiction of local courts of law. The principles outlined in the Conduct Abroad Code are no substitute for a thorough understanding of the Vienna Conventions and their specific applicability, or limitations thereof, to the status of Canadian representatives and their dependents while abroad. Representatives should be familiar with the Vienna Conventions and review their applicability with mission management upon beginning their assignment abroad. Any question as to their interpretation should be addressed to the Criminal, Security and Treaty Law