

No. 29636

**MEXICO
and
JAMAICA**

**Agreement in combating illicit traffic in drugs and drug
abuse. Signed at Kingston on 30 July 1990**

Authentic texts: Spanish and English.

Registered by Mexico on 3 March 1993.

**MEXIQUE
et
JAMAÏQUE**

**Accord en vue de combattre le trafic illicite et l'abus des
drogues. Signé à Kingston le 30 juillet 1990**

Textes authentiques : espagnol et anglais.

Enregistré par le Mexique le 3 mars 1993.

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE UNITED MEXICAN STATES AND THE GOVERNMENT OF JAMAICA IN COMBATING ILLICIT TRAFFIC IN DRUGS AND DRUG ABUSE

The Government of the United Mexican States and the Government of Jamaica, (the Parties),

AWARE of the need to protect the lives and health of their respective people from the serious effects of drug trafficking and drug abuse;

ACKNOWLEDGING that the various aspects of drug trafficking and drug abuse threaten the security, economic well-being and the essential interests of each of the Parties;

INSPIRED by the recommendations contained in the Comprehensive Multidisciplinary Outline of Future Activities in Drug Abuse Control (the Outline) adopted in Vienna, Austria, on June 26, 1987;

INSPIRED by the provisions of the 1988 United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic² Substances (the Convention) calling for international cooperation in the struggle against illicit trafficking in narcotic drugs and psychotropic substances;

RESOLVED to extend to each other the necessary cooperation to effectively combat drug trafficking and drug abuse, given the international scope and nature of these phenomena; and

AGREEING that the problem should be dealt with comprehensively in the areas of both supply and demand;

Have agreed as follows:

¹ Came into force on 20 September 1991, the date on which the Parties notified each other of the completion of the necessary constitutional requirements and procedures, in accordance with article IX.

² United Nations, *Treaty Series*, vol. 1582, No. I-27627.

ARTICLE I

Scope of the Agreement

1. The purpose of this Agreement is to promote cooperation between the Parties so that they can combat more effectively drug trafficking and drug abuse, phenomena that transcend the boundaries of both countries.

2. The Parties shall adopt the necessary measures in fulfillment of the obligations they have entered into under this Agreement, including legislative and administrative measures, in conformity with the fundamental provisions of their respective internal legal systems.

3. The Parties shall fulfill their obligations under this Agreement in accordance with the principles of self-determination, non-intervention in internal affairs, sovereign equality, and respect for the territorial integrity of States.

4. Neither Party shall undertake in the territory of the other Party the exercise of jurisdiction and performance of functions that are reserved for the authorities of the other Party by its domestic law.

ARTICLE II

Scope of Cooperation

1. The Parties shall implement in the most effective manner such measures of cooperation as may be necessary and shall consult with each other as to the possibility for cooperation on the basis of the recommendations of the Outline and the provisions of the Convention.

2. Programmes of cooperation to combat drug trafficking and drug abuse shall be undertaken jointly by the Parties within the framework of Memoranda of Understanding drawn up in accordance with the provisions of Article IV of the present Agreement.

3. In accordance with Article I Cooperation under this Agreement shall relate to the following areas:

- a) the elimination of the illicit demand for drugs through public awareness activities, preventive education curricula for schools and community involvement projects;
- b) the eradication of the supply of illicit drugs through economically viable crop substitution and alternative employment projects;
- c) the development of measures for more effective treatment, detoxification and rehabilitation through institutional and community based rehabilitation programmes;
- d) the promotion of research and development projects;
- e) the eradication of the illegal cultivation of narcotic drugs and destruction of laboratories and other facilities in which the illegal production of drugs is undertaken;
- f) the elimination of the production, importation, exportation, storage, distribution and sale of illegal drugs;
- g) the regulation of the production, importation, exportation, storage, distribution, and sale of inputs, chemicals, solvents, and other

chemical precursors whose use is diverted to the illegal preparation of drugs;

- h) the establishment of systems for exchanging information and intelligence on combating drug trafficking and drug abuse, with full respect for the jurisdiction of the national authorities;
- i) the drafting of new legal instruments as the Parties consider appropriate for combating drug trafficking and drug abuse more effectively;
- j) the promotion and strengthening of activities for combating drug trafficking and drug abuse through the assignment and application of more human, financial, and material resources, taking into account the budgetary capabilities of each Party;
- k) in general, the undertaking of all measures in accordance with the agreement that are considered necessary to achieving better cooperation between the Parties to combat activities related to illicit drug trafficking and drug abuse.

ARTICLE III

Mechanism for Cooperation

1. In order to carry out the provisions of Article II of this Agreement, the Parties agree to establish a Mexico - Jamaica Committee of Cooperation in combating illicit drug trafficking and drug abuse (the Committee).

2. The Committee shall be composed of the Coordinating Authorities of both Parties and shall have consultative and operational functions.

3. The Coordinating Authorities, in the case of the United Mexican States, shall be the Ministry of Foreign Relations with respect to consultative functions and the Office of the Attorney General of the Republic with respect to operational functions, and in the case of Jamaica they shall be the Ministry of Foreign Affairs and the Attorney General's Department with respect to consultative functions and the Ministry of National Security and the National Council on Drug Abuse with respect to operational functions.

4. The Coordinating Authority of each Party may seek professional and technical advice both from the public and private sectors in cases where such advice and expertise is deemed necessary for more effective implementation of provisions of this Agreement.

ARTICLE IV

Functions of the Committee

1. The Committee shall have responsibility for the formulation of recommendations by agreement of the Coordinating Authorities of both Parties on the most effective form in which cooperation can be undertaken in accordance with the scope of cooperation established under Article II.

2. Each Coordinating Authority shall submit the recommendations of the Committee to its respective Government for formal approval on the basis of Memoranda of Understanding.

3. Each Coordinating Authority of the Committee shall execute the Memoranda of Understanding in its respective state in compliance with the provisions of Article I.

ARTICLE V

Reports of the Committee of Cooperation

1. The Committee shall prepare a report every two years, by mutual agreement of the Coordinating Authorities,

on the status of implementation of the Agreement, outlining the process of cooperation undertaken by both Parties in combating drug trafficking and drug abuse.

2. Each Coordinating Authority shall refer the Report of the Committee to its respective Government as a common basis on which each Government may evaluate the status of cooperation between the two Parties in combating drug trafficking and drug abuse, guided by the recommendations of the Outline and, having regard to the respective status of each Party to the Convention.

3. The respective Government may bring the Report to the attention of its competent national authorities or other pertinent fora.

ARTICLE VI

Meetings of the Committee

1. The Committee shall meet every two years in the place and date that, through diplomatic channels, is agreed by the Coordinating Authorities, Parties being the alternate site of said meetings.

2. During their meetings, the Committee shall approve their reports and all their recommendations and decisions by mutual agreement of the Coordinating Authorities.

ARTICLE VII

Consultations

Each Party agrees with the principle of prior consultation with respect to any measure which may adversely affect the interests of the other within the context of this Agreement.

ARTICLE VIII

Non-Derogation

The provisions of the present Agreement shall not derogate from any rights enjoyed or obligations undertaken by the Parties under other bilateral or multilateral agreement relating to the subject matter of the present Agreement.

ARTICLE IX

Entry into Force

This Agreement shall enter into force on the day on which the Parties notify each other through diplomatic channels that they have completed all the necessary constitutional requirements and procedures to implement the present Agreement.

ARTICLE X

Revision

The Parties shall review every two years, in the Meeting of the Committee, the implementation of this Agreement.

ARTICLE XI

Amendment

The Parties may amend the provisions of this Agreement by mutual agreement and such amendments shall enter into force in accordance with the provisions of Article IX.

ARTICLE XII

Termination

Either of the Parties may terminate this Agreement at any time, provided notification is given in writing through

diplomatic channels, in which case the Agreement shall terminate 90 working days from the date of delivery of such notification.

In witness whereof, the signatories below, have signed the present Agreement.

Executed in Kingston, in two original copies in the Spanish and English languages, both texts being equally authentic.

July 30, 1990

For the Government
of the United Mexican States:

[*Signed — Signé*]¹

For the Government
of Jamaica:

[*Signed — Signé*]²

¹ Signed by Fernando Solana — Signé par Fernando Solana.

² Signed by David Coore — Signé par David Coore.