

No. 29902

**MEXICO
and
HONDURAS**

**Agreement on cooperation to combat drug trafficking and
drug dependence. Signed at San Pedro Sula, Honduras,
on 13 October 1990**

Authentic text: Spanish.

Registered by Mexico on 16 April 1993.

**MEXIQUE
et
HONDURAS**

**Accord de coopération en matière de lutte contre le trafic des
stupéfiants et la toxicomanie. Signé à San Pedro Sula
(Honduras) le 13 octobre 1990**

Texte authentique : espagnol.

Enregistré par le Mexique le 16 avril 1993.

[TRANSLATION — TRADUCTION]

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE UNITED MEXICAN STATES AND THE GOVERNMENT OF THE REPUBLIC OF HONDURAS ON COOPERATION TO COMBAT DRUG TRAFFICKING AND DRUG DEPENDENCE

The Government of the United Mexican States and the Government of the Republic of Honduras,

Conscious of the need to protect the lives and health of their peoples against the harmful effects of drug trafficking and drug dependence,

Recognizing that the various aspects of drug trafficking and drug dependence threaten the safety, economic well-being and fundamental interests of both Parties,

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

Encouraged by the provisions of the United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances² (the Convention), which calls for international cooperation to combat illicit traffic in narcotic drugs and psychotropic substances,

Determined to provide each other with the cooperation required to combat drug trafficking and drug dependence effectively, in view of the international character of the scope and nature of these phenomena, and

Agreeing that the problem must be dealt with globally and comprehensively in the areas of production, trafficking and demand,

Have agreed as follows:

Article I

SCOPE OF THE AGREEMENT

1. The purpose of this Agreement is to promote cooperation between the Parties so as to be able to combat more effectively drug trafficking and drug dependence, phenomena which transcend the boundaries of the two countries.

2. In order to comply with their obligations under this Agreement the Parties shall adopt the necessary measures, including those of a legislative and administrative nature, subject to the fundamental provisions of their respective domestic laws.

3. The Parties shall comply with 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.

¹ Came into force on 2 August 1991, the date on which the Parties notified each other of the completion of the constitutional requirements and procedures, in accordance with article VI.

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

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

Article II

AREA OF COOPERATION

1. Both Parties shall implement, as effectively as possible, such cooperation measures as may be necessary and shall consult each other as to the feasibility of cooperating based on the recommendations of the Outline and the provisions of the Convention.

2. The programmes of cooperation to combat drug trafficking and drug dependence shall be implemented in a coordinated manner by the Parties within the framework of such memorandums of understanding as may be drawn up.

3. In accordance with the provisions of article I, the cooperation referred to in this Agreement shall focus on:

(a) Eliminating the abuse of narcotic drugs and psychotropic substances by means of public awareness campaigns, preventive education courses for schools and projects to promote community involvement;

(b) Eradicating the illicit production of narcotic drugs and psychotropic substances through the substitution of economically feasible crops and alternative employment programmes;

(c) Devising more effective treatment and rehabilitation measures through institutional and community programmes based on rehabilitation;

(d) Promoting research and development projects;

(e) Eradicating the illicit cultivation of narcotic drugs and psychotropic substances and destroying laboratories and other installations used for the illicit production of narcotic drugs and psychotropic substances;

(f) Eliminating the illicit production, import, export, storage, distribution and sale of narcotic drugs and psychotropic substances;

(g) Regulating the production, import, export, storage, distribution and sale of raw materials, chemical products, solvents and other precursor chemicals, whose use leads towards the illicit production of narcotic drugs and psychotropic substances;

(h) Establishing, with full respect for the jurisdiction of national authorities, systems for exchanging information and intelligence to combat drug trafficking and drug dependence;

(i) Elaborating such new legal instruments as the Parties may deem appropriate to combat drug trafficking and drug dependence more efficiently;

(j) Establishing and reinforcing activities to combat drug trafficking and drug dependence by deploying greater human, financial and material resources, to the extent available to each Party; and

(k) In general, adopting all such measures as may be deemed appropriate under this Agreement to enhance cooperation between the Parties to combat activities related to drug trafficking and drug dependence.

Article III

COOPERATING MECHANISMS

For the purpose of monitoring the implementation of this Agreement, the Parties shall designate coordinating authorities which shall have both operational and advisory functions. The operational authorities shall be, in the case of the United Mexican States, the Office of the Attorney-General of the Republic and such other authorities as may be designated for that purpose, and, in the case of the Republic of Honduras, the operational authorities shall be designated in accordance with the Act establishing the National Council against Drug Trafficking. The advisory authorities shall be the respective Ministries of Foreign Affairs.

When the coordinating authorities so decide, they may exchange reports or meet, as appropriate, to consider the activities undertaken in one or more areas covered by this Agreement.

Article IV

CONSULTATIONS

Each Party shall agree to the principle of prior consultations with respect to any measures likely to affect adversely the interests of the other Party under this Agreement.

Article V

NON-DEROGATION

The provisions of this Agreement shall be without prejudice to any right or obligation acquired by the Parties under any bilateral or multilateral agreement relating to the subject covered by this Agreement.

Article VI

ENTRY INTO FORCE

This Agreement shall enter into force on the date on which the Parties notify each other through the diplomatic channel that they have completed all the constitutional formalities and procedures required for its entry into force.

Article VII

REVIEW

The Parties shall review the implementation of this Agreement every two years.

Article VIII

AMENDMENTS

The Parties may amend the provisions of this Agreement by mutual agreement, and any such amendments shall come into force in accordance with the provisions of article VI.

Article IX

TERMINATION

Either Party may terminate this Agreement at any time by giving written prior notice to the other Party through the diplomatic channel. In such case, the Agreement shall be terminated 90 days after the date of the receipt of such notice.

IN WITNESS WHEREOF, this Agreement is signed at San Pedro Sula, Honduras, on 13 October 1990.

For the Government
of the United Mexican States:

[*Signed*]

FERNANDO SOLANA
Minister for Foreign Affairs

For the Government
of the Republic of Honduras:

[*Signed*]

MARIO CARIAS ZAPATA
Minister for Foreign Affairs
