

## 1: Barbados Moving to Protect Reputation Against Crime | Caribbean

*Assistance in Criminal Matters within the Commonwealth and to facilitate its operation in Barbados, and to make provision concerning mutual assistance in criminal matters between.*

United Kingdom Treaty Doc. United Kingdom Anguilla Treaty with U. United Kingdom Montserrat Treaty with U. Law Enforcement at U. Embassies and Consulates CT: Department of Justice as appropriate in these cases. Access to this information is strictly on a need to know basis for fulfillment of the request. Information about Department of State and U. Department of Justice, U. CON; MLAT treaties are not generally available as a mechanism for obtaining judicial assistance on behalf of the defense in criminal cases. Defense counsel may consult the Bureau of Consular Affairs Internet page judicial assistance material for general and country specific guidance. Requests for taking depositions of willing witnesses abroad may be made directly to U. Department of Justice, Criminal Division, Office of International Affairs has advised the Department of State that it is not appropriate to authenticate documents emanating from countries party to the Hague Convention Abolishing the Requirement for Legalization of Foreign Public Documents with an apostille certificate issued by a foreign competent authority. See 7 FAM Documents originating in a foreign country which may be requested for use in the United States in criminal matters generally fall into the following categories: The Department of Justice has provided the Department of State with the following model certificates which are available at the Consular Affairs, Overseas Citizens Services Intranet page: Questions concerning the appropriate authentication certificate to be used in criminal matters should be addressed by the U. Government or state government agency, prosecutor or other person making the request. Requests for international judicial assistance are executed either on the basis of treaty obligations assumed by the United States see, e. See 28 CFR 0. The Assistant Attorney General in charge of the Civil Division shall direct and supervise the following functions: The Department of States position on the assistance that the United States will give to foreign tribunals in judicial assistance matters is stated in the Secretarys circular diplomatic note of February 3, This note deals with the service of judicial documents, requests for evidence testimony, statements, documents or things ; and other requests, including requests for the enforcement of judgments, which the Department will return unexecuted because they may not be enforced by means of a request for judicial assistance. The Department provided amended guidance to the Chiefs of Mission in Washington, DC in the Secretarys circular diplomatic note of June 4, , which explained that the U. Department of Justice retained the services of a private contractor to effect service of process in the United States on behalf of foreign tribunals pursuant to requests under the Hague Service Convention, the Inter-American Convention on Letters Rogatory Inter-American Service Convention and Additional Protocol, and requests received from foreign tribunals in countries not party to any treaty on service of process. See also the U. Notification to the Organization of American States and the U. Pursuant to 18 U. Upon learning of the travel plans of such agents, consular officers should advise the officials concerned how to effect notification. Failure of agents of foreign governments to notify the Attorney General may violate 18 U. It is the responsibility of individuals covered by 18 U. Consular officers have no statutory responsibility under 18 U. Notification made by agents engaged in law enforcement investigations shall be made to the Attorney General in a similar manner and directed to the attention of:

# MUTUAL LEGAL ASSISTANCE IN CRIMINAL MATTERS WITH BARBADOS

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## 2: OAS/MLA :: Countries: Bilateral Treaties

*This Bill would amend the Mutual Assistance in Criminal Matters Act, Cap. A to make provision for the implementation of the Caribbean Treaty on Mutual Legal Assistance in Serious Criminal.*

Procedural documents should always be posted, unless this is not legally possible under the domestic law of the requesting authority. HMRC is not a central authority for the purposes of the service of documents. To enable service to take place please ensure the return date for summonses is at least 6 weeks from the date of receipt in the UK Central Authority to enable service to take place, otherwise the papers will be returned to the requesting state. Requests for transfer of proceedings will be considered on a case-by-case basis. Further information can be found in the MLA guidelines. Civil cases Requests for mutual legal assistance to the UK relating to international civil and family law matters are dealt with separately. Requests for Civil Asset Recovery Requests for the restraint or recovery of assets on a non conviction civil basis for example where it has not been possible to secure a conviction can be made through MLA channels. The Proceeds of Crime Act and related legislation provides a suite of investigative powers to enable agencies in the UK to secure evidence for the purposes of civil asset recovery. This legislation also permits the UK to assist overseas authorities who request formal assistance for non conviction based restraint and recovery. Requests for such assistance should be sent to the relevant central authority. A court may issue requests on behalf of the defence once proceedings have been instituted. Courts and designated prosecuting authorities in the UK are the: However, direct transmission from the UK is not possible for: If accepted, a new request will be allocated to a caseworker who will write to the requesting authority to acknowledge receipt and introduce themselves as the point of contact on the case. The caseworker will provide the UK Central Authority reference number. This is specific to the individual case and should be quoted in all correspondence. Please direct all queries to the allocated caseworker in the first instance. If the UK Central Authority reference number is not known, please ensure sufficient details are provided to enable identification of the request. Please include the name of the subject of the request, the issuing authorities reference number and where applicable the operation name. Please note that in the absence of a secure email link, the UK Central Authority is unable to discuss the details of a request by email. Returns and referrals If the UK Central Authority considers that the letter of request does not contain enough information, it will either be returned to the requesting authority with the issues identified or a request for further information will be sent. When responding please ensure the identified issues raised by the UK Central Authority have been addressed. Where appropriate, requests which should have been directed to HM Revenue and Customs or Crown Office and not the UK Central Authority will be forwarded to them on behalf of the requesting authority. Please note that failure to provide the fullest information possible in the letter of request may result in delays or in a request not being executed in whole or in part. Sending requests to the crown dependencies The Crown Dependencies and British Overseas Territories each have their own legal systems, independent of the UK. The contact details for some of these are:

## 3: 7 FAM CRIMINAL MATTERS, REQUESTS FROM FOREIGN TRIBUNALS, AND OTHER SPECIAL ISS

*Mutual Legal Assistance in Criminal Matters with Barbados, ENG assistance Source: United States Multilateral Instruments Commonwealth Scheme for the Surrender of Fugitive Offenders London Scheme of ENG.*

## 4: Mutual legal assistance workshop for regional attorneys held in Barbados - Caribbean News Now

*The President: I have the honor to submit to you the Treaty Between the Government of the United States of America and the Government of Barbados on Mutual Legal Assistance in Criminal Matters ("the Treaty"), signed at Bridgetown on February 28,*

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## 5: COUNTRY PROFILE - MLAT

*Criminal Matters within the Commonwealth and to facilitate its operation in Barbados, and to make provision concerning mutual assistance in criminal matters between Barbados and countries other than Commonwealth countries.*

## 6: OAS/MLA :: Home

*Mutual legal assistance in criminal matters with Barbados: message from the President of the United States transmitting treaty between the government of the United States of America and the government of Barbados on mutual legal assistance in criminal matters, signed at Bridgetown on February 28,*

## 7: Caribbean Community (CARICOM)

*BRIDGETOWN, Barbados – On October 16 and 17, , the US Department of State, Bureau of International Narcotics and Law Enforcement Affairs (INL), hosted an advanced mutual legal assistance workshop for regional attorneys in Barbados. This workshop follows the first mutual legal assistance.*

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