

(W)

**AGREEMENT FOR MUTUAL COOPERATION  
BETWEEN  
THE GOVERNMENT OF REPUBLIC OF INDIA  
AND  
THE GOVERNMENT OF THE UNION OF MYANMAR  
FOR  
REDUCING DEMAND AND PREVENTING ILLICIT  
TRAFFICKING IN NARCOTICS DRUGS AND PSYCHOTROPIC  
SUBSTANCES AND RELATED MATTERS.**

The Government of the Republic of India and the Government of the Union of Myanmar (herein after referred to as the Contracting Parties).

Considering that the Single Convention on Narcotics Drugs of 1961, as amended by the 1972 Protocol, the Convention of Psychotropic Substances of 1971, and the UN Convention against Illicit Traffic in Narcotics Drugs and Psychotropic Substances 1988, the basis for national and international drug control;

Recognising that the Comprehensive Multidisciplinary Outline of Future Activities in Drug Abuse Control adopted at the International Conference on Drug Abuse and Illicit Trafficking 1987, the Political Declaration and the Global Programme of Action on Drug Abuse adopted by the General Assembly of the United Nations at its seventeenth special session, 20-23 February, 1990, and the Political Declaration adopted by the Ministerial Summit to Reduce Demand for Drugs and to Combat the Cocaine Threat, held in London, 9-11 April 1990, serve as useful guidelines to fight against drug abuse problems;

Affirming their commitment to the Declaration adopted by the International Conference on Drug Abuse and Illicit Trafficking in 1987 as an expression of the political will of the nations to combat the drug menace;

Sharing a deep concern over the illicit cultivation, protectional processing and trafficking in illicit drugs;

Aware of the need for more comprehensive, integrated and collaborative approach to the control of supply and demand of all drugs of abuse among all countries and areas in the region, in close cooperation with relevant organisations of the United Nations and other regional and international bodies;

Reaffirming their joint determination to fight against drug abuse and illicit trafficking in strict conformity with international law, and respect for the sovereignty and

territorial integrity of states and for the principle on non-interference in the internal affairs of States;

Taking into consideration due Constitutional, legal and administrative systems obtaining in either country;

Hereby agree as follows;

## ARTICLE - I

The Contracting Parties shall use their best efforts consistent with their national laws and narcotics control situations, to take appropriate action, where applicable, to cooperate in measures on the following:

- (a) For exchange of information of operational, technical and general nature between their nodal enforcement agencies;
- (b) To assist one another upon request in operational matters, including employing such investigative techniques as may be necessary;
- (c) To identify and destroy illegal drug processing sites and laboratories and to identify and eradicate illicit cultivation of cannabis and opium poppy wherever found;
- (d) To regulate and monitor the production, importation, exportation, storage, distribution and sale of precursors, essential chemical and solvents which may be used in illicit manufacturing and production of drugs;
- (e) To reduce demand through prevention, treatment and public awareness activities;

## ARTICLE-II

In furtherance of the objectives of this undertaking subject to their national laws, the Contracting Parties shall:

- (a) exchange literature on existing laws, rules, procedures etc. concerning drug abuse control and on amendments which may take place in the existing laws in future; and
- (b) combat drug trafficking, prevent money laundering and cooperate in tracing, identification, freezing, seizure and forfeiture of properties derived from or used in illicit traffic, following exchange of information.

②

### ARTICLE-III

The Contracting Parties shall designate agencies and officers through whom regular exchange of information may be effected. In respect of the Republic of India, the nodal agency would be the Narcotics Control Bureau and in respect of Union of Myanmar, the nodal agency would be the Central Committee for Drug Abuse Control. A list of postal addresses, Telephone, Telex/Fax numbers of the nodal agencies and the contract officers is appended to this agreement as Appendix-I.

The heads of nodal agencies of the two countries shall have periodic meetings at/on mutually convenient place, dates and at places as may be decided on operational reasons. The two sides may include field level officers in their respective teams to facilitate and promote field level contact and cooperation.

### ARTICLE-IV

The exchange of information shall be channelized through the nodal agencies specified above, and after gaining some experience this may be extended to regional and field level, if considered necessary. The nature of intelligence/information which may be exchanged between the two countries would be of two types:

- (a) Operational Intelligence which may be communicated through the fastest means of communication, viz. Telephone and Telex/Fax;
- (b) Information of detailed nature which would be communicated through correspondence in order to build up dossiers in respect of smugglers, suspects, financiers, organisers etc.

On the issue of exchange of information on drug traffickers operating between the two countries, it is agreed that the normal exchange would take place in the formats as at Appendices II and III. While the normal mode of exchange of information and operational intelligence on matters relating to drug trafficking would be in the prescribed format, any other information of significance may be exchanged on any other format on 'as and when necessary, basis.

(1) U

## ARTICLE-V

For the purposes of this agreement, drugs are understood to be the substances that are scheduled or described in the Single Convention on Narcotics Drugs 1961 as amended by the Protocol of 1972, the Convention on Psychotropic Substance 1971 and precursors, essential chemicals and solvents are those substances included in the tables appended to Article 12 of the UN Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances 1988 or any other substances as mutually agreed to as such substance.

This Agreement will enter into force upon signature and will remain in force until terminated by either Party by giving at least three months' notice in writing.

Done at Yangon on this 30th day of March, 1993 in two originals each in the Hindi, Myanmar and English Languages, all texts being equally authentic. In case of doubt, however, the English text shall prevail.

**ON BEHALF OF REPUBLIC OF INDIA**

Sd/-

(H.P KUMAR)  
DIRECTOR GENERAL  
NARCOTICS CONTROL BUREAU  
DEPARTMENT OF REVENUE  
GOVERNMENT OF INDIA.

**ON BEHALF OF GOVERNMENT  
OF UNION OF MYANMAR**

Sd/-

(NGWE SOE TUN)  
JOINT SECRETARY, GENERAL  
COMMITTEE FOR DRUG ABUSE  
CONTROL, GOVERNMENT OF THE  
UNION OF MYANMAR.