

**RESOLUTION**

**Subject:** Enhancing the international status of red notices

The ICPO-INTERPOL General Assembly, meeting in Singapore from 11 to 15 October 2009 at its 78th session:

IN VIEW OF Article 2 (a) and (b) of INTERPOL's Constitution,

IN VIEW OF Article 1(l) of the Rules on the Processing of Information for the Purposes of International Police Co-operation,

ALSO IN VIEW OF Article 37(a,1) of the Implementing Rules for the Rules on the Processing of Information for the Purposes of International Police Co-operation,

BEARING IN MIND Resolution No. AGN/66/RES/7 (New Delhi, 1997) regarding the legal value of red notices, and the relevant General Assembly reports: Report AGN/66/RAP. No. 8 (New Delhi, 1997) and Report AGN/67/RAP. No. 15 (Cairo, 1998),

NOTING that the legal value attributed to red notices varies from one country to another,

CONSIDERING the lack of a universal convention on mutual legal assistance and extradition and the practical constraints this imposes on international co-operation,

BEARING IN MIND the process undertaken by the General Secretariat to consult member countries about how red notices issued at the request of other member countries are received and processed,

ALSO BEARING IN MIND the recommendations made by the Heads of NCB Conference at its 4th and 5th sessions (Lyon, 2008 and 2009 respectively), and the consultations undertaken by the General Secretariat at the Regional Conferences,

HAVING EXAMINED Report No. AG-2009-RAP-13 submitted by the Executive Committee,

WISHING to see international legal status attributed to red notices in order to facilitate international co-operation in tracing and arresting fugitives from justice,

DECIDES to establish a Working Group with a view to examining ways to enhance the international status and effectiveness of red notices, including consideration of the merits and value of an international convention on red notices;

DECIDES that the Working Group on Enhancing the International Status of Red Notices shall be composed of a maximum of 15 experts in international criminal procedure, duly nominated by their respective countries;

**AG-2009-RES-11**

**Page 2**

DELEGATES to the Executive Committee the task of appointing these experts, due weight being given to geographical distribution, and bearing in mind the need for the main legal systems to be represented;

AUTHORIZES the General Secretariat to undertake the necessary consultations to assist the Working Group in performing its task;

ASKS the Organization's member countries to examine the minimal judicial guarantees necessary for the publication of a red notice;

INVITES the member countries to show political will with regard to this matter, which is essential to international co-operation

MANDATES the Working Group to provide it with a progress report on its work at its 79th session.

**Adopted.**