

The Agreement was previously
published as Algeria No.1
(2006) Cm 6926



Treaty Series No 18 (2010)

Agreement

on the Circulation of Persons and Readmission between the Government
of the United Kingdom of Great Britain and Northern Ireland and the
Government of the People's Democratic Republic of Algeria

London, 11 July 2006

[Instruments of ratification were exchanged on 25 February 2007 and the Agreement entered into
force on 27 March 2007]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
July 2010*

© Crown Copyright 2010

The text in this document (excluding the Royal Arms and other departmental or agency logos) may be reproduced free of charge in any format or medium providing it is reproduced accurately and not used in a misleading context. The material must be acknowledged as Crown copyright and the title of the document specified.

Where we have identified any third party copyright material you will need to obtain permission from the copyright holders concerned.

ISBN: 9780101792127

Printed in the UK by The Stationery Office Limited
on behalf of the Controller of Her Majesty's Stationery Office

ID: 2381823 07/10 4893 19585

Printed on paper containing 50% recycled fibre content minimum.

**AGREEMENT ON THE CIRCULATION OF PERSONS AND
READMISSION BETWEEN THE GOVERNMENT OF THE UNITED
KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE
GOVERNMENT OF THE PEOPLE'S DEMOCRATIC REPUBLIC OF
ALGERIA**

The Government of the United Kingdom of Great Britain and Northern Ireland on one side,

and

The Government of the People's Democratic Republic of Algeria, on the other side

Called below "the parties",

Desiring to develop and strengthen the relations existing between the two countries;

Concerned to improve the situation and protect the rights of the two countries' nationals settled in a legal way on the territory of the other country;

Desiring to improve the arrangements for persons' movement and their readmission between both countries, within the respect of the rights provided for by their internal legislation and international obligations, particularly those related to human rights which apply to both States;

Are agreed on the following provisions:

ARTICLE 1

1. Each party shall allow its nationals who are illegally in the territory of the other, to return to the country without formalities other than those provided for in the present Agreement, as far as it can be established or shown in a definite way in accordance with this Article that the mentioned persons have the nationality of the requested party.

2. Possession of nationality is established on the basis of a valid or an out of date national identity card or a valid or an out of date passport whose authenticity has been certified by the authorities of the requested party.

3. In case the documents mentioned in paragraph 2 of the present Article cannot be presented, the Competent Authorities of the requested party may issue a laissez-passer for the persons whose nationality can be established through the presentation of one or several documents of the following:

- A copy of the passport or the national identity card;

- An out of date laissez-passer or a copy of it;
- A military card or a copy of it.

If it is not possible to present the documents mentioned in paragraph 2 and 3 of the present Article, the Competent Authorities of the requested party may issue a laissez-passer for the persons whose nationality can be established through the presentation of any other document which proves their nationality, particularly:

- A full copy of a birth certificate which has been issued by the requested party;
- A driving license issued by the requested party or a copy of it.

ARTICLE 2

1. If nationality is not established or shown in a definite way according to Article 1 of the present Agreement, the Competent Authorities of the requested party shall proceed without delay to determine the nationality of the person concerned by means of an interview undertaken in a prison, custody or other holding centre or any other place agreed on by both parties.

2. If the interview of the person concerned establishes his nationality, the Competent Authorities of the requested party shall issue a laissez-passer.

3. If the interview of the person concerned by the requested party leads to a strong presumption regarding his nationality, a laissez-passer may be issued by the Competent Authorities of the requested party.

4. If the requesting party possesses other means of evidence that establish the nationality or a strong presumption regarding the nationality of the person concerned, it shall submit them immediately to the requested party. If the latter does not accept these means of evidence of establishing nationality or a strong presumption regarding nationality, it shall inform, without delay, the Competent Authorities of the requesting party of this.

ARTICLE 3

1. Requests for the issue of laissez-passers shall be written on a form and addressed to the Competent Authorities of the requested party and shall contain the following information:

- Names and first names and date and place of birth of the person who is the subject of readmission, as well as his last known address in the country of the requested party, and, where possible, names and first names and address of his parents and all other references;

- A report of the means of evidence relative to the nationality mentioned in Article 1 of the present Agreement;
 - Removal decision issued by the competent authorities of the requesting party.
2. Three (03) photos of the person concerned must be attached to the request mentioned in paragraph 1 of the present Article.
3. Once nationality is established, a laissez-passer valid for one (01) month shall be issued by the consular representation of the requested party to the Competent Authorities of the requesting party. The processes of establishing nationality and thereafter of issuing a laissez-passer shall both be completed as soon as reasonably practicable.
4. After the issuance of a laissez-passer, the Competent Authorities of the requested party shall be notified about the readmission as soon as reasonably practicable before the finalised date of the mentioned readmission.
5. If the period of validity of the laissez-passer expires before the person's readmission, another document with the same validity period shall be issued as soon as possible and without any formality.
6. The expired first laissez-passer must be returned.
7. At the time of readmission, the requesting party shall present to the requested party a report (Statement) concerning the readmission of the person concerned. The formal report (Statement) shall include:
- The family name of the person, his first names, his date and place of birth;
 - A medical file as appropriate;
 - His legal status;
 - Names, first names and address of his parents;
 - The means of proof which establish the claimed nationality.

ARTICLE 4

1. The readmission should be carried out by airways through regular flights.
2. Where the requesting party considers it to be necessary for security or other reasons, the readmitted persons shall be escorted.

3. All the expenses or other costs connected with the readmission shall be met by the requesting party until the point of arrival at the border control.

4. The competent services of each party shall agree the technical modalities of the implementation of provisions mentioned in the present Article in respect of individual circumstances.

ARTICLE 5

1. When examination of the situation carried out by the Competent Authorities of the requested party does not confirm the readmitted person's nationality, according to the present Agreement, the requesting party shall remove the person without formality or delay. The practical modalities of readmission shall be agreed by the competent services of the parties.

2. The readmission expenses are on the charge of the party requiring the laissez-passer.

ARTICLE 6

1. An Implementation Committee responsible for the implementation of the present Agreement shall be established.

2. It shall meet whenever needed on the request of one of the two parties.

ARTICLE 7

1. Both parties shall consult each other when:

- a) One of the two parties considers that the number of removed persons whose nationality has not been confirmed is high.
- b) One of the two parties considers that the time for the issuance of laissez-passers does not enable the agreed objectives to be realised.
- c) Whenever they consider it necessary.

ARTICLE 8

1. Regarding data protection, both parties agree that:

- a) personal data shall be used only for the purpose of identification;
- b) personal data shall be transmitted only to the Competent Authorities;

- c) personal data shall be destroyed when the purpose for which they were transferred has been fulfilled or can no longer be fulfilled;
 - d) any person who has been or is to be readmitted under the present Agreement may request access to any personal data relating to him transferred pursuant to the present Agreement, and a description of the use to which it may be put, subject to restrictions in national law which may oppose this;
 - e) in respect of any personal data transferred under the present Agreement, the receiving party shall be obliged to take steps against unauthorised access or use of the data.
2. The Competent Authorities shall agree the modalities concerning the transfer of data.

ARTICLE 9

1. The Competent Authorities as regard the issue of laissez-passers are:
- The consular representations of the People's Democratic Republic of Algeria in the United Kingdom of Great Britain and Northern Ireland.
 - The consular representations of the United Kingdom of Great Britain and Northern Ireland in the People's Democratic Republic of Algeria.
2. Readmission requests in respect of persons who have unduly obtained laissez-passers, shall be submitted to:
- The General Department of National Security (Ministry of the Interior and Local Communities) or to the consular representations of the People's Democratic Republic of Algeria in the United Kingdom of Great Britain and Northern Ireland.
 - The consular representations of the United Kingdom of Great Britain and Northern Ireland in the People's Democratic Republic of Algeria.
3. The authorities in charge of borders control shall be mutually informed via diplomatic channels and before implementation of the present Agreement of the:
- Central or local Competent Authorities concerning the readmission;
 - Border posts which may be used for the readmission of the persons concerned.

Before the present Agreement comes into force, the Competent Authorities of both parties shall exchange, via diplomatic channels, the lists of border posts which may be used for the readmission of the persons concerned. The choice of border posts may be changed by one party or the other, on condition that it informs the other party via the same diplomatic channels.

ARTICLE 10

1. Each party shall notify the other, via diplomatic channels, about the completion of the internal legal procedures required for the application of the present Agreement.
2. The present Agreement comes into force thirty (30) days after the date of receipt of the second notification.
3. Each party can terminate the present Agreement by giving the other party six (06) months' notice by diplomatic channels.
4. Each party can temporarily suspend the present Agreement for reasons of public order, national security or public health. The temporary suspension mentioned above will come into effect thirty (30) days after notification is given to the other party through diplomatic channels.
5. Both parties shall inform the other party via the same means, about the cancellation of the temporary suspension of the present Agreement and the resumption of its implementation.

In witness whereof the undersigned representatives, duly authorised for this purpose, have signed the present Agreement.

Done in duplicate at London on this eleventh day of July 2006 in the English and Arabic languages, both texts being equally authoritative.

**For the Government of the
United Kingdom of Great Britain
and Northern Ireland:**

JOHN REID

**For the Government of
the People's Democratic
Republic of Algeria:**

TAYEB BELAIZ



information & publishing solutions

Published by TSO (The Stationery Office) and available from:

Online

www.tsoshop.co.uk

Mail, Telephone, Fax & E-mail

TSO

PO Box 29, Norwich, NR3 1GN

Telephone orders/General enquiries: 0870 600 5522

Order through the Parliamentary Hotline Lo-Call 0845 7 023474

Fax orders: 0870 600 5533

E-mail: customer.services@tso.co.uk

Textphone: 0870 240 3701

The Parliamentary Bookshop

12 Bridge Street, Parliament Square

London SW1A 2JX

Telephone orders/General enquiries: 020 7219 3890

Fax orders: 020 7219 3866

Email: bookshop@parliament.uk

Internet: <http://www.bookshop.parliament.uk>

TSO@Blackwell and other Accredited Agents

Customers can also order publications from:

TSO Ireland

16 Arthur Street, Belfast BT1 4GD

Tel 028 9023 8451 Fax 028 9023 5401

ISBN 978-0-10-179212-7

