

**COOPERATION AGREEMENT ON READMISSION  
BETWEEN THE GOVERNMENT OF THE ITALIAN REPUBLIC  
AND THE GOVERNMENT OF THE ARAB REPUBLIC OF EGYPT**

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The Governments of the Italian Republic and the Arab Republic of Egypt;

Determined to strengthen their cooperation in order to combat illegal migration more effectively;

Recalling both articles (68) and (69) of the EU-Egypt Partnership Agreement that entered into force on the first of June 2004 and the bilateral Agreement on Police Cooperation signed on the 18<sup>th</sup> of June 2000, that entered into force the 18<sup>th</sup> of January 2005;

Have agreed as follows:

**SECTION 1**

**DEFINITIONS**

**ARTICLE (1)**

**For the purpose of the implementation of this agreement:**

- 1 "Contracting Parties" shall mean the Government of the Italian Republic and the Government of the Arab Republic of Egypt.
- 2 "Requesting Party" shall mean the Contracting Party requesting readmission of the other Contracting Party's nationals.
- 3 "Requested Party" shall mean the party to which the request for the readmission is addressed.
- 4 "National" shall mean a national of one of the two Contracting Parties, and shall not refer to stateless persons or nationals of a third country.
- 5 "Stateless Person" shall mean a person who does not hold a nationality.
- 6 "Third Country National" shall mean any person who does not hold the nationality of the Contracting Parties.

## SECTION 2

### READMISSION OF NATIONALS OF THE CONTRACTING PARTIES

#### ARTICLE (2)

##### Readmission Procedures

- 1- Each Contracting Party shall readmit, upon written request by the other Contracting Party, their nationals who do not fulfill the conditions established by the legislation on immigration in force in each Contracting Party, provided that it is proved or may be reasonably assumed, pursuant to Article (4) of this agreement, that they are nationals of the requested Party, according to the following procedures:
  - a) In case of existence of a decisive proof of nationality according to Article (4-1) of this Agreement, the requested Party shall reply to the readmission request within (7) working days from its actual receipt. The readmission request shall be considered accepted after the time limit has expired without a written reply from the requested Party.
  - b) In case of existence of an assumed proof of nationality according to Article (4-2) of this Agreement, the requested Party shall reply to the readmission request within (21) working days from its actual receipt. The readmission request must include the evidence on which the presumption of nationality is based and all possible information of the person to be readmitted, according to the provisions of the Executive Protocol of the present Agreement. The readmission request shall be considered accepted after the time limit has expired without a written reply from the requested Party.
  - c) If none of the proofs of nationality listed in Article (4) of this Agreement can be presented, the competent diplomatic or consular Representation of the requested Party, with the cooperation and assistance of the requesting Party, shall interview the person to be readmitted within (5) working days from the date of the actual receipt of the request.  
The Contracting Parties shall agree on the procedures of the interview. The requested Party shall then reply on the readmission

request within (30) working days from the date of the actual receipt of the request.

The readmission request shall not be considered accepted after the time limit has expired without a written reply from the requested Party. If new proof of nationality can be furnished, the requested Party shall examine a new request for readmission submitted by the requesting Party.

- 2- The requested Party shall, without delay, issue the travel documents required for the return of the persons whose readmission has been accepted pursuant to Article (2-1) of this Agreement.
- 3- In case the requested Party accepts readmission, the process of readmission shall take place upon mutual coordination, through diplomatic channels, by the two Contracting Parties on the number of persons to be readmitted as well as the number and dates of air flights to be operated.

### **Article (3)**

#### **Erroneous Readmission**

The requesting Party shall take back immediately any person readmitted by the requested Party under the provisions of Article (2) of this Agreement, if it is established afterwards that the person concerned is not a national of the requested Party.

### **Article (4)**

#### **Means to Prove Nationality**

- 1-Any of the following original valid documents, issued by the competent authorities of the requested Party, shall be considered a decisive proof of nationality pursuant to article (2-1-a) of this Agreement:
  - a) Certificates of Nationality.
  - b) Identity Cards.
  - c) Other official documents that mention or indicate explicitly nationality.

2- Any of the following documents, issued by the competent authorities of the requested Party, shall be considered as an assumed proof of nationality:

- a) Passports, travel documents and any document listed in Article (4-1), if expired;
- b) Photocopies of passports, travel documents and any documents listed in Article (4-1) of this Agreement.
- c) A driving license, or its photocopy.
- d) A Birth certificate or its photocopy.
- e) A Military certificate or its photocopy.
- f) Any other official documents which may help to establish the nationality.

### **Article (5)**

#### **Modalities of Transportation**

- 1-The return of persons after the approval of their readmission request under Articles (2) and (3) of the present Agreement should be carried out only by civil airlines.
- 2-The requesting Party must provide the necessary security personnel to escort those persons to be readmitted on air flights.

### **Article (6)**

#### **Costs**

All costs of transportation related to the readmission shall be borne by the requesting Party.

## **SECTION 3**

### **PASSING IN TRANSIT FOR THIRD COUNTRY NATIONALS**

#### **Article (7)**

##### **Passing in Transit**

- 1-The requested Party shall allow third country nationals to pass through its territory in transit for no more than three persons at a time and only under the following procedures:

- a) A written request shall be submitted from the Requesting Party containing the following:
  - All possible information of the third country nationals to be allowed passing through, and a photocopy of their travel documents.
  - Itinerary of transit, possible other States of transit and intended final destination
- b) Both approval of transiting through other possible States and the readmission approval from the State of final destination must be assured.
- c) The requesting Party shall cover all costs of transportation for third nationals to be transiting according to this article.
- d) The requesting Party shall without delay and with no further formalities readmit again the third country national taken in charge for transit, if for any reason, admission in the State of destination is no longer assured.
- e) The transit period shall not exceed 24 hours.
- f) The third country nationals taken in charge for transit shall be accompanied by security personnel from the requesting party.
- g) An indication that the third country nationals to be allowed "Passing in Transit" cannot be returned directly to their State of origin.

2- the requested Party shall inform in writing its decision to the requesting Party of the border crossing point in case of approval, as well as its decision of refusal, according to the provisions of the Executive Protocol.

#### SECTION 4

#### GENERAL PROVISIONS

#### Article (8)

#### Experts' Committee

1-The Contracting Parties shall provide each other with mutual assistance in the interpretation and the implementation of this Agreement and its Executive Protocol. To this end, they shall set up an Experts' Committee to:

- a) Monitor the implementation of this Agreement and its Executive Protocol.
  - b) Submit proposals for resolving problems associated with the interpretation and the implementation of this Agreement and its Executive Protocol.
  - c) Recommend amendments to this Agreement and its Executive Protocol;
  - d) Recommend appropriate measures to cooperate in the fight against illegal migration;
- 2-The Committee shall be composed of three representatives of each of the two Contracting Parties. Additional experts may be brought in as consultants.
- 3-The Committee shall be convened at the request of any of the Contracting Parties at least once a year, alternatively in Italy and in Egypt.

#### **Article (9)**

##### **The Executive Protocol**

The Executive Protocol of this Agreement shall cover provisions on :

- The procedures to request "readmission" and " Passing in Transit", the procedures to respond to these requests and the forms used for these procedures;
- Designation of the competent Authorities, contact points and border crossing points;
- Any other issue related to the implementation of this Agreement in emergency cases.

#### **Article (10)**

##### **Data Protection**

The communication of personal data shall only take place for the purposes of this Agreement by the competent Authorities of the Contracting Parties and according to the national legislation of the Contracting Parties.

#### **Article (11)**

##### **Non Affection - clause**

- 1- This Agreement shall be without prejudice to the rights, obligations and responsibilities of the Contracting Parties arising from International Law and, in particular, the relevant Conventions on Human Rights, the Convention of 28 July 1951 and the Protocol of 31 January 1967 on the status of refugees, and International Conventions on Extradition.
- 2- Nothing in this Agreement shall prevent the readmission of a national of the Contracting Parties in case of emergency and necessity, after mutual agreement of the Contracting parties, according to the provisions of the Executive Protocol of the present Agreement.

## SECTION 5

### FINAL PROVISIONS

#### Article (12)

- 1- This Agreement shall enter into force after (30) days following receipt of the written Notification by which the Contracting Parties shall notify each other through diplomatic channels the completion of legal procedures required for bringing into force of this Agreement.
- 2- This Agreement shall be valid for an indefinite period of time unless one of the Contracting Parties decides to inform the other Contracting Party in writing, through diplomatic channels, his will to terminate this Agreement. The said termination will take place after (30) days from the receipt of the written notification of termination.
- 3- The Contracting Parties may agree to amend this Agreement in light of the recommendations presented by the Experts' Committee and through diplomatic channels. This amendment shall enter into force following the completion of the same legal procedures mentioned in article (12-1) of this Agreement.
- 4- Each Contracting Party may suspend the whole or part of this Agreement after informing the other Contracting Party in writing through diplomatic channels. The suspension should be valid immediately from the date of the receipt of the said notification. This suspension can be revoked by notifying the other Contracting Party, and will be valid from the date of the receipt of the said notification.

- 5- The Executive Protocol of this Agreement shall form an integral part of the latter.
- 6- Any disagreement which may arise from the interpretation or implementation of this Agreement shall be settled through diplomatic channels.

Agreement signed in Rome on January 9<sup>th</sup> 2007 in two originals in Italian, English and Arabic, all texts are equally authentic. In case of divergences, The English version shall prevail.

In the witness of thereof, the undersigned Representatives, duly authorized by their Governments, have signed the present Agreement.

FOR THE GOVERNMENT  
OF THE  
ITALIAN REPUBLIC



FOR THE GOVERNMENT  
OF THE  
ARAB REPUBLIC OF EGYPT





**EXECUTIVE PROTOCOL  
OF THE COOPERATION AGREEMENT  
ON READMISSION BETWEEN  
THE GOVERNMENT OF THE ITALIAN REPUBLIC  
AND  
THE GOVERNMENT OF THE ARAB REPUBLIC OF EGYPT**

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The Government of the Italian Republic and the Government of the Arab Republic of Egypt, in conformity with Article (9) of the cooperation Agreement on Readmission between the two Governments, hereinafter referred to as " Agreement ", agree as follows :

**Article ( 1 )**

**Competent Authorities**

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1- The competent authorities for the implementation of section II and III of the Agreement are :

a ) For the Italian Party :

The Ministry of the Interior  
Public Security Department  
Central Directorate of Immigration and Border Police  
Immigration Service

b ) For the Egyptian Party :

Department of Passports, Immigration and Nationality .

2- According to article (2) of the Agreement and Article (1-1) of this Protocol , the competent authorities mentioned hereinafter shall have the right to submit to their counterparts, through diplomatic channels, the readmission request to verify the nationality of the person concerned .

a ) For the Italian Party :

- The Ministry of the Interior  
Public Security Department  
Central Directorate of Immigration and Border Police .

Immigration Service  
- The Questure ( Provincial Police Headquarters) of the Republic.

b ) For the Egyptian Party :  
Department of Passports, Immigration and Nationality.

3- The Readmission request shall be submitted to the following diplomatic or consular missions for the verification of nationality of the persons to be readmitted :

a ) For the Italian Party :  
- Italian Embassy in Cairo  
- Italian Consulate in Cairo

b ) For the Egyptian Party :  
- Embassy of the Arab Republic of Egypt in Rome

#### Article (2)

##### Border Crossing Points

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The readmission of nationals of the Contracting Parties and the procedures for passing in transit of third countries' nationals shall take place at the following border crossing points :

a) For the Italian Party :  
- Rome - Fiumicino International airport .  
- Milano - Malpensa International airport

b) For the Egyptian Party :  
- Cairo International airport .

#### Article (3)

##### Readmission Procedures

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1. The Readmission request shall be filled out on the attached form (Annex no.1) and submitted to the requested Party through diplomatic channels .

2. The Readmission request contain all personal data to be used in the verification of the identity of the person to be readmitted, along with two photographs , and any additional information that could be used to establish or presume the nationality, as mentioned in article (4) of the Agreement.
3. In case that a decisive proof of nationality is furnished according to Article (4-1) of the Agreement , the requested party shall reply to the written request for readmission within (7) working days from the receipt of this request. The Readmission request shall be considered accepted after the time limit has expired without a written reply from the requested Party .
4. In case of an assumed proof of nationality according to Article (4 -2) of the Agreement , the requested Party shall reply to the Readmission request within (21) working days from the receipt of this request. The Readmission request shall be considered accepted after the time limit has expired without a written reply from the requested Party .
5. According to Article (2-1-c) of the Agreement, if none of the proofs of nationality can be presented, the competent diplomatic or consular representation of the requested Party, with the coordination and assistance of the requesting Party, shall interview the person to be readmitted within (5) working days from the date of the receipt of the Readmission request. After the interview, the requested Party shall reply on the Readmission request within (30) working days from the date of the receipt of the readmission request.  
The readmission request shall be considered refused after the time limit has expired without a written reply from the requested Party.  
The requesting Party shall have the possibility to submit a new request for readmission, on exceptional basis, if new documents or evidence, helpful in investigating the nationality, can be furnished .
6. In case the nationality is established or the deadlines under Article (2-1-a) and Article (2-1-b) of the Agreement have elapsed without the requested Party answering the Readmission request, the diplomatic or consular mission of the requested Party shall issue without delay an adequate travel document to readmit the person concerned.
7. The Contracting Parties, mentioned in Article (1) of this Protocol, shall agree in writing through diplomatic channels on the date of the execution of the readmission, the number of

persons to be readmitted and the number of air flights needed for the readmission, at the border crossing points listed in Article (2) of this protocol .

#### **Article ( 4)**

##### **Notification regarding the execution of the readmission**

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- 1- Following a positive answer from the requested party to the Readmission request of a national and consequent issue of an adequate travel document, the authorities of the Requesting Party referred to in Article (1-1) and Article (1-2) of this protocol shall notify the diplomatic or consular mission that issued the said travel document of the date on which the readmission of the person concerned will be executed and all relevant procedures .
- 2- According to the previous paragraph , the authorities of the requesting Party shall notify the competent authorities of the requested .Party in writing using the attached form (Annex no.2), through diplomatic channels, of the date of the execution of the readmission at least 48 hours before the said readmission date.

#### **Article (5)**

##### **Readmission procedures in cases of emergency and necessity**

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Where the Contracting Parties acknowledge, by mutual consent, the existence of cases of emergency and necessity or humanitarian cases , the procedures to establish the identity of the persons to be readmitted can be carried out on the territory of the Requested Party. In such cases, the Contracting Parties shall agree on the time and procedures of transport as well as on the guarantees for the return to the territory of the requesting Party of those who turn out not to be nationals of the requested Party, in compliance with the following conditions :

- a) The above procedures shall be followed only in cases of necessity and emergency or in humanitarian cases which shall be evaluated , by the requested Party , by

the diplomatic or consular mission of the requested Party specified in Article (1- 3) of this Protocol .

- b) The air carrier transporting the persons to be readmitted shall not leave the territory of the requested Party until the relevant checks are carried out by the competent authorities of the latter , so that those who turn out not to be nationals of the requested party can return with the same air carrier. If, for contingent reasons, this procedure is not viable, the requesting Party shall guarantee the return to its own territory , without any delay, of the persons who turned out not to be nationals of the requested party, on board of the soonest air flight available .
- c) The requesting Party shall ensure the presence of security staff on board the air carrier transporting the persons to be readmitted .

## Article (6)

### Passing in Transit

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- 1- The authorities competent to receive the requests for " Passing in Transit " for third Countries' nationals under Article (7) of the Agreement , are those listed in Article ( 1-1) of this Protocol .
- 2- The request for " Passing in Transit " shall be written in conformity with the attached form in (Annex no.3) to this Protocol, and shall be submitted to the authorities specified in Article (1-1) of this Protocol through diplomatic channels , at least (72) hours before the date on which the "Passing in Transit " takes place .
- 3- In any case, the request for "Passing in Transit " shall contain the following data :
  - Declaration, by the requesting Party, on the unavailability of direct flights to the country of final destination except through the territory of the requested Party.
  - Data regarding the identity and nationality of the persons concerned.
  - Travel document of the person concerned and a photocopy of said document.
  - Type of security measures and Itinerary for the return trip of the persons concerned .

- Data identifying the means of transportation, date, time and place of arrival in the territory of the requested Party, date and departure time from the territory of the latter, country and place of final destination.
  - Data regarding the escorting security officers .
  - Guarantees regarding the reception of the person concerned in the final destination country or in the next transit countries.
- 4- The requested Party shall reply positively or negatively, within (48) hours from the receipt of the written request .
  - 5- The "Passing in Transit" of third countries nationals shall take place in one of the air border of crossing points specified in Article (2) of this Protocol .

## Article (7)

### Costs

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- 1- The costs for the readmission of nationals of the contracting parties are the following :
  - Any consular fee or tax paid for the issuing of the travel document for the person to be readmitted .
  - Transportation costs to one of the border crossing points specified under Article (2) of this Protocol .
  - Transportation costs for one of the members of the diplomatic mission in order to conduct personal interview – if necessary – with the person to be readmitted in conformity with Article ( 2-1-C) of the Agreement .
- 2- The costs for "Passing in Transit "of third countries' nationals are the transportations costs to the border crossing points of the country of final destination .
- 3- All costs specified in this article shall be borne by the requesting Party in conformity with Article (6) of the Agreement.
- 4- The requesting Party shall also reimburse the requested Party any costs borne by the latter, pursuant to Articles (2, 3 and 7) of the Agreement, within (60) days from the receipt of the relevant invoices, according to the administrative – accounting procedures envisaged by their respective national legislations .

## **Article ( 8)**

### **Forms**

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- 1- The requests for Readmission or "Passing in Transit" shall be filled out according the Annexes 1, 2 and 3 attached to this Protocol .
- 2 All forms pre-mentioned in the previous paragraph shall be filled out by the competent authorities, listed in Article (1) of this Protocol, in the official language of the requesting Party along with a translation into English and / or a translation to the official language of the requested Party if possible.
- 3- The Contracting Parties may integrate or modify, by mutual Agreement , the forms specified in this article .

## **Article (9)**

### **Entry into force and validity**

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This protocol shall enter into force and can be amended in conformity with the Article (12) of the Agreement, and shall be valid as long as the Agreement is valid .

Done and signed in Rome on January 9<sup>th</sup> 2007, in two originals in the Italian, English and Arabic languages, all texts being equally authentic .

In case if controversy the English text shall prevail .

FOR THE GOVERNMENT  
OF THE  
ITALIAN REPUBLIC

*Ugo Venturi*

FOR THE GOVERNMENT  
OF THE  
ARAB REPUBLIC OF EGYPT

*[Signature]*



**COOPERATION  
AGREEMENT ON READMISSION BETWEEN  
THE GOVERNMENT OF THE ITALIAN REPUBLIC  
AND THE GOVERNMENT OF THE ARAB REPUBLIC OF EGYPT**

Request for readmission of nationals of the Contracting Parties

File number ..... Date .....

**Authority of the Requesting Party:**

.....  
Tel. : ..... Fax : .....  
E-mail: .....

**A) Detailed data of the person/s whose readmission is requested:**

Full name:

.....

Date and place of birth:

.....

Job and place of work in his country of origin:

.....

Address in his country of origin:

.....

Last date of departure from his country of origin:

.....

**B) Other available data:**

Father's fullname:

.....

Date and place of birth:

.....

Address:

.....

Job and place of work:

.....

Mother's fullname:

.....

Date and place of birth:

.....

Names of brothers and / or sister:

1 - .....

Date and place of birth:.....

Address:.....

Tel.:.....

2 - .....

Date and place of birth:.....

Address:.....

Tel.:.....

3 - .....

Date and place of birth:.....

Address:.....

Tel.:.....

Closest relatives who could be contacted:

1 - .....

Date and place of birth:.....

Address:.....

Tel.:.....

2 - .....

Date and place of birth:.....

Address:.....

Tel.:.....

C) Elements which allow to prove or presume nationality:

.....  
.....  
.....

D) Additional elements and / or other attachments (in addition to 2 photographs of the person/s), specify:

.....  
.....  
.....

E) Place and date of the consular interview (if necessary):

.....

Name and rank of the official of  
the Authority of the Requesting Party

.....

Signature

.....

Decision of the Authority of the Requested Party

File number .....

Date .....

- Yes  The travel document will be issued on:

.....

- Request of consular interview

Place:.....

Date:.....

Time:.....

- No

Reasons :.....

.....

Name and rank of the official of  
the Authority of the Requested Party

.....

Signature

.....

**COOPERATION  
AGREEMENT ON READMISSION BETWEEN  
THE GOVERNMENT OF THE ITALIAN REPUBLIC  
AND THE GOVERNMENT OF THE ARAB REPUBLIC OF EGYPT**

Notification for the execution of the readmission

File number ..... Date .....

**Authority of the requesting Party:**

.....  
Tel: ..... Fax: .....  
E-mail: .....

**A) Detailed data of the person/s to be readmitted :**

Full name:  
.....

Date and place of birth:  
.....

Job and place of work in his country of origin:  
.....

No. of travel document : .....

Issued on ..... by .....

**B) Details of readmission :**

Date, time and place of departure from the territory of the Requesting Party:  
.....

Flight no: .....

Airline company: .....

Date, time and place of arrival in the territory of the Requested Party:  
.....

**C) Security officers:**

- No  - Yes       Number, names and ranks of security officers:

.....  
.....  
.....

**D) no. of attachments and specify:** .....

.....  
.....  
.....

Name and rank of the official of  
the Authority of the Requesting Party

.....

Signature

.....

COOPERATION  
AGREEMENT ON READMISSION BETWEEN  
THE GOVERNMENT OF THE ITALIAN REPUBLIC  
AND THE GOVERNMENT OF THE ARAB REPUBLIC OF EGYPT

Request for "Passing in Transit" for third country nationals

File number ..... Date .....

**Authority of the Requesting Party:**

.....  
Tel.: ..... Fax: .....  
E-mail: .....

**A) Detailed data of the person/s whose Passing in Transit is requested:**

Family name.....  
Name.....  
Place of birth.....  
Date of birth.....  
Nationality.....  
Possible alias.....  
No. of passport (or other travel document) :.....  
Issued on..... by.....

**B) Details of transit flight:**

Date, time and place of departure from the territory of the Requesting Party:  
.....  
Flight no.:.....  
Airline company:.....  
Date, time and place of arrival in the territory of the Requested Party:  
.....

Date, time and place of departure from the territory of the Requested Party:

.....

Flight no.....

Airline company.....

Date, time and place of arrival in the country of final destination or other possible transit.....

**C) Security officers:**

- No  - Yes  Number, names and ranks of security officers:

.....  
.....  
.....

It is certified that all conditions required for transit according to the Article (7 - 1) of the Agreement are fulfilled.

Name and rank of the official of  
the Authority of the Requesting Party

.....

Signature

.....



Decision of the Authority of the Requested Party

File number .....

Date .....

- Yes

- No

Reasons : .....

Name and rank of the official of  
the Authority of the Requested Party

.....

Signature

.....