

EXTRADITION

Convention signed at Bogotá September 9, 1940, supplementing and amending convention of May 7, 1888

Senate advice and consent to ratification December 2, 1940

Ratified by the President of the United States December 20, 1940

Ratified by Colombia April 6, 1943

Ratifications exchanged at Washington June 23, 1943

Proclaimed by the President of the United States June 26, 1943

Entered into force July 6, 1943

57 Stat. 824; Treaty Series 986

SUPPLEMENTARY CONVENTION OF EXTRADITION BETWEEN THE UNITED STATES OF AMERICA AND THE REPUBLIC OF COLOMBIA

The United States of America and the Republic of Colombia, being desirous of enlarging the list of crimes on account of which extradition may be granted under the Convention concluded between the two countries on May 7, 1888,¹ with a view to the better administration of justice and the prevention of crimes in their respective territories and jurisdictions, have resolved to conclude a supplementary convention for this purpose and have appointed as their Plenipotentiaries, to wit:

The President of the United States of America: Spruille Braden, Ambassador Extraordinary and Plenipotentiary in Colombia; and

The President of the Republic of Colombia: Luis López de Mesa, Minister for Foreign Relations,

Who, after having exhibited to each other respective full powers, which were found to be in due and proper form, have agreed to and concluded the following articles:

ARTICLE I

The High Contracting Parties agree that the following crimes are added to the list of crimes numbered 1 to 12 in Article II of the Convention of Extradition concluded between the United States of America and the Republic of Colombia on May 7, 1888; that is to say:

¹ TS 58, *ante*, p. 895.

13.—Abortion.

14.—Abduction or detention of women or girls for immoral purpose.

15.—Bigamy.

16.—Kidnaping of minors or adults, defined to be the abduction or detention of a person or persons, in order to exact money from them, their families or any other person or persons, or for any other unlawful end.

17.—Larceny, defined to be the theft of effects, personal property, or money, of the value of twenty-five dollars or more, or colombian equivalent.

18.—Obtaining money, valuable securities or other property by false pretenses or receiving any money, valuable securities or other property knowing the same to have been unlawfully obtained, where the amount of money or the value of the property so obtained or received exceeds two hundred dollars, or colombian equivalent.

19.—Fraud or breach of trust by a bailee, banker, agent, factor, trustee, executor, administrator, guardian, director or officer of any company or corporation, or by anyone in any fiduciary position, where the amount of money or the value of the property misappropriated exceeds two hundred dollars, or colombian equivalent.

20.—Bribery.

21.—Crimes against the bankruptcy laws.

22.—Crimes against the laws for the suppression of the traffic in narcotics.

23.—Extradition shall also take place for participation in any of the crimes before referred to as an accessory before or after the fact or in any attempt to commit any of the aforesaid crimes.

It is further agreed that the paragraph or crimes added by the present Article and number 23 herein shall be applicable under appropriate circumstances to all the crimes listed in the said Convention of May 7, 1888.

ARTICLE II

The High Contracting Parties also agree that the second sentence of Article III of the said Convention of May 7, 1888 is hereby amended so as to read as follows:

“If the person whose extradition is demanded has already been convicted, the demand must be accompanied by a duly authenticated copy of the sentence of the court in which he was convicted, and with the attestation of the proper executive authority; the latter of which must be certified by a diplomatic representative or consular officer of the Government upon which the demand is made.”

ARTICLE III

The present Convention shall be ratified and the ratifications shall be exchanged at Washington as soon as possible. It shall be considered as an

integral part of the said Extradition Convention of May 7, 1888. It shall come into force ten days after its publication in conformity with the laws of the High Contracting Parties, such period to be computed from its publication in the country last publishing, and it shall continue and terminate in the same manner as the Convention of May 7, 1888.

In testimony whereof, the respective Plenipotentiaries have signed the present Convention in the english and spanish languages, equally authentic, and have hereunto affixed their seals.

Done, in duplicate, at Bogotá, this ninth day September one thousand nine hundred and forty.

SPRUILLE BRADEN
LUIS LÓPEZ DE MESA