

Azerbaijan – national procedures for the transfer of sentenced persons
Updated 09/12/2015

The information contained in this table should be updated on a yearly basis.

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| The competent authority (name of the institution, address, telephone, fax and e-mail where available) responsible for rendering mutual legal assistance: | International Co-operation Department of the Ministry of Justice of the Republic of Azerbaijan Tel: (+99412) 430 01 67; Fax: (+99412) 510 29 40; E-mail: international@justice.gov.az |
| Language requirements: | Azeri language or one of the official languages of the Council of Europe by consent of the appropriate executive authority. |
| Time limits: | A sentenced person may be transferred under this Convention only if, at the time of receipt of the request for transfer, the sentenced person still has at least six months of the sentence to serve. |
| Documentation required: | <ol style="list-style-type: none"> 1. Request of the Sentencing State 2. Personal Request of the Sentenced Person 3. Final Court Decision 4. Execution Order for the Final Court Decision 5. Legal provisions (articles) applied 6. Medical record of the sentenced person 7. Any Supporting documents foreseen in Article 6 of the Convention not listed above. |
| Continued enforcement or transformation of the sentence: | The courts of the Republic of Azerbaijan consider execution matters of judgments or other final decisions of foreign state courts in accordance with provisions of the Criminal Procedural Code, Criminal and other Laws of the Republic of Azerbaijan, as well as the international agreements that Azerbaijan Republic is a Party to (Article 521 of the Criminal Procedural Code) |

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| Conditional release: | <p>On the basis of the criminal legislation of the Republic of Azerbaijan there is an institute of parole from serving sentence. Matters on parole from serving sentence are governed by Article 76 of the Criminal Code of Azerbaijan. When applying conditional release from serving a sentence, the court may impose on the convicted duties outlined in Article 70.5 of the Criminal Code of Azerbaijan.</p> <p>Under Article 10 of the Criminal Code on Execution of Punishments appealing for parole is a right of the convicted person. Also in accordance with Article 178, control over persons released on parole is performed by the bailiff of the convicted person's place of residence.</p> |
| Transfer of mentally disordered persons: | <p>The Republic of Azerbaijan is a Party to the CIS Convention on Transfer of Mentally Disordered Persons for Compulsory Treatment, dated 28 March 1997. By the presidential order dated 25 April 2006, the Ministry of Justice of the Republic of Azerbaijan has been determined as the competent authority under the aforementioned Convention.</p> |
| Transfer of "residents": | <p>Transfer requests for serving the remaining part of prison sentence concerning permanent residents in our territory are accepted in accordance with Article 2 of the CIS Convention on Transfer of Persons Sentenced to Prison for Serving the Remaining Part of Their Sentence, dated 6 March 1998.</p> |
| Means of communication: | <p>Requests and other documents shall be sent either through diplomatic channels or direct by post.</p> |
| Other particularly relevant information (such as national legislation, national guides on procedure, links to national web sites): | <p>Agreements which the Republic of Azerbaijan is a Party to, European Convention on the transfer of sentenced persons 21 March 1983, Criminal Procedural Code of Azerbaijan Republic (Chapter LVII).</p> |

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| Information about the Convention in the official language of that State | |
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