



# INTERPOL

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Mentor Tahiri  
Chief of Cabinet  
Ministry of Internal Affairs  
Ndërtesa Kryesore e MPB-së  
Kati I-rë  
Rr. Luan Haradinaj  
10 000 Prishtinë  
Kosovo

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**Subject** Your application for membership of INTERPOL: Request for additional information

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Dear Mr Tahiri,

By a letter from the Prime Minister of Kosovo dated 30 January and accompanied by another letter from the Minister of Internal Affairs of Kosovo dated 31 January 2019, the Republic of Kosovo submitted an application for membership of the International Criminal Police Organization – INTERPOL.

By a letter dated 1 February 2019, the INTERPOL Secretary General acknowledged receipt of the application and indicated that the General Secretariat would proceed to examining the application for completeness.

The application has now been examined for completeness against the requirements of Article 4 of the INTERPOL Constitution and its interpretative Resolution GA-2017-89-RES-01, adopted by the INTERPOL General Assembly in 2017.

Please be advised that the application received on 31 January 2019 is regarded as a new application for membership. Therefore, the elements provided in the two previous applications from Kosovo, dated respectively 28 May 2010 and 27 April 2015, are not considered as part of the application at hand.

Kindly find hereafter a list of the additional information required by Annex 1 of Resolution GA-2017-86-RES-01 with a view to the completion of the application file and its subsequent submission to the INTERPOL Executive Committee.

## **I. Re statehood**

Pursuant to Annex 1 of Resolution GA-2017-86-RES-01, under the heading “*The Requesting Country*”, the applicant is required to explain that it meets the conditions for statehood, namely a territory, a population, a government, and capacity to enter into relations with other States.

Also, please be reminded that the same provision indicates that “*An important element is also that the requesting country mentions if it is a member of other intergovernmental organizations*”. Accordingly, you are strongly encouraged to provide a list of the intergovernmental organizations of which Kosovo is a member.

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In addition, bearing in mind United Nations Security Council Resolution 1244(1999), we recall UNMIK Regulation No. 2001/9 on a *Constitutional Framework for Self-Government of Kosovo*, specifically Chapter 8 on “*Powers and Responsibilities Reserved to the [Special Representative of the Secretary-General of the United Nations (SRSG)]*” which provides:

*“The powers and responsibilities of the Provisional Institutions of Self-Government shall not include certain reserved powers and responsibilities, which will remain exclusively in the hands of the SRSG. These reserved powers shall include:*

*[...]*

*Exercising authority over law enforcement institutions and the correctional service, both of which include and are supported by local staff;*

*[...]*

*External relations, including with states and international organizations, as may be necessary for the implementation of his mandate [...]*”

Considering the above, please provide any document that can shed a light on the SRSG’s position on Kosovo’s application for membership of INTERPOL.

## **II. Re an official police body whose functions come within the framework of activities of the Organization**

In your application dated 31 January 2019, you refer to the Kosovo Police as the body to which you intend to delegate the task of being Kosovo’s representative in INTERPOL in accordance with the first paragraph of Article 4 of the INTERPOL Constitution.

Pursuant to Annex 1 of Resolution GA-2017-86-RES-01, under the heading “*Official Police Body*”, please confirm that the functions of the Kosovo Police come within the framework of the activities of INTERPOL and that the Kosovo Police is competent to perform these functions.

Please be reminded that, in assessing the application for membership from Kosovo, the following elements will be taken into consideration, namely that the Kosovo Police:

- Meets the high standards of the INTERPOL Constitution and demonstrates that it is able to comply with its mandates;
- Is a body established and regulated under the laws existing in Kosovo;
- Has the requisite competence, jurisdiction, authority and resources to effectively assist Kosovo;
- Will be able to engage in broad cooperation with the representatives of other INTERPOL Members and competent to share relevant information;
- Will be able to grant effective day-to-day cooperation in the INTERPOL community;
- Is the national police authority that is competent to effectively engage in prevention, suppression an investigation of crimes; to take coercive measures relating to such activities; and to engage in other matters regarding maintenance of public safety and order – in other words, policing capabilities which concur with INTERPOL’s needs.

Please provide information and documentation in support of the above.

**III. Re commitment to abide by the INTERPOL Constitution, Regulation and Rules**

Pursuant to Annex 1 of Resolution GA-2017-86-RES-01, under the heading "*The INTERPOL Constitution, Regulations and Rules*", please confirm that the INTERPOL Constitution has been studied and specifically that the obligations under Articles 2 to 7 and 31 to 33 are understood.

Please provide assurances that Kosovo will respect these provisions and abide by INTERPOL 's Constitution, Regulations and Rules, including but not limited to the Rules on the Processing of Data.

**IV. Re National Central Bureau**

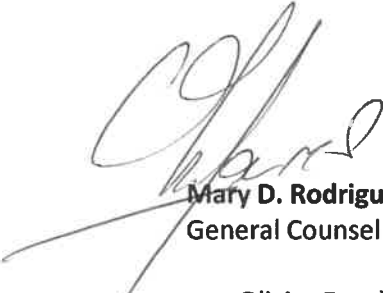
In the event that Kosovo becomes a Member Country of INTERPOL, it will be required to appoint a body which will serve as National Central Bureau.

Pursuant to Annex 1 of Resolution GA-2017-86-RES-01, under the heading "*National Central Bureau (NCB)*", please confirm that you are informed about the functions of the NCB and that you are aware of the requirements in Articles 31 and 32 of INTERPOL's Constitution.

To enable the General Secretariat to prepare a complete report on the application for membership of Kosovo and submit it to the Executive Committee in a timely fashion for its 202nd session, please provide the requested additional information at your earliest convenience and no later than 30 April 2019.

Should you require copies of INTERPOL's Constitution, Regulations or Rules mentioned above or need any clarification of the aforementioned, please do not hesitate to contact the Office of Legal Affairs.

Yours sincerely,



Mary D. Rodriguez  
General Counsel  
p.o. Olivier Fourès