

# Memorandum of Understanding

between

the National Chamber of Judicial Officers of Belgium,

and

the Chamber of Private Enforcement Agents of the Republic of Kosovo

regarding

technical cooperation



In the spirit of friendly relations established during the meeting which took place on March 30, 2016, in Brussels, between the National Chamber of Judicial Officers of Belgium and the Chamber of Private Enforcement Agents of the Republic of Kosovo hosted by the National Chamber of Judicial Officers of Belgium,

Desiring to strengthen and intensify those friendly relations through technical cooperation in a spirit of partnership, aware that the maintenance of those relations constitutes the basis of this Memorandum of Understanding,

A Memorandum of understanding in cooperation between, on the one side, the Chamber of Judicial Officers of Belgium, and, on the other side, the Chamber of Private Enforcement Agents of the Republic of Kosovo, hereinafter referred to as the "two Parties,"

Having regard to the importance of cooperation and coordination between the two Parties for the enhancement of the effective, transparent and independent enforcement of the judicial officers/private enforcement agents of both of the Chambers, the two Parties have reached the following understanding:

## 1. OBJECTIVES

1.1. This memorandum will serve as a basis for the cooperation between the two Parties with the purpose to promote and strengthen the cooperation between the two Parties, to increase their understanding and awareness of current and forthcoming legislation in the field of enforcement.

1.2. This Memorandum of Understanding is based on the principles of equality and mutual benefit. Each activity launched on the basis of this Memorandum shall be implemented on a voluntary basis.

## **2. COOPERATION**

2.1. Cooperation between the two Parties under this Memorandum of Understanding is based on the common interest to exchange information, experiences and views with regard to enforcement issues, where it is appropriate and practicable.

2.2. The two Parties consider that it is their common interest to provide each other assistance related to enforcement law and policy for the purpose of sharing experience and views. Subject to the two Parties' reasonably available resources, these initiatives may include, among others:

- a. Assistance in promotion and organization of seminars, courses and related initiatives;
- b. Exchange of publications and other publicly available documents

2.3. The two Parties will make an effort to meet periodically, as necessary, to:

- a. Discuss current issues, experiences, and new developments of mutual interest related to the legislation and best practices on enforcement;
- b. Exchange information and views of common interest; and
- c. Exchange best practices and dissemination of lessons learned through organizing study visits, seminars or comparable initiatives and visits of experts from both sides.

2.4. The two Parties will take advantage of the opportunity to meet and discuss events already in place and in which the two Parties take part.

2.5. The two parties shall support the integration and cooperation of each other in the respective International and European enforcement organizations and multilateral enforcement forums.

## **3. AVOIDANCE OF CONFLICTS**

3.1. Nothing in this Memorandum of Understanding limits the discretion of one of the sides from withdrawing its participation in the activities relating the other side.

3.2. The two Parties will discuss between them any questions arising from this Memorandum of Understanding, including questions on the interpretation or the

application of this Memorandum of Understanding, in as timely and practicable a manner as circumstances permit.

3.3. Nothing in this Memorandum of Understanding will require a side to take any action, or to refrain from acting, in a manner inconsistent with existing laws, or will require any change to those laws.

3.4. No side is required to transmit information to the other side if such action is prohibited by the laws or regulations in the country or jurisdiction of the party possessing the information, or if it would be incompatible with the interests of that party in the application of the laws in that country or jurisdiction.

#### 4. FINAL PROVISIONS

4.1. This Memorandum of Understanding will come into force as of the date of signature and remains in force unless agreed otherwise between the Parties.

4.2. The provisions of the Memorandum of Understanding are not designated to create legal rights or obligations under law.

Signed in Brussels on *13-06-2016* in two original copies, in English.

For the:

National Chamber of Judicial Officers  
of Belgium

Marc Brackeva  
President



For the:

Chamber of Private Enforcement Agents  
of the Republic of Kosovo

Emine Sherifi Lubeniqi  
President

