

The Agreement was
previously published
as Serbia No.1 (2022)
CP 628



Treaty Series No.21 (2023)

Agreement

between the United Kingdom of Great Britain and Northern Ireland and the Republic
of Serbia on the Readmission of Persons Residing without Authorisation

London, 26 January 2022

[The Agreement entered into force on 1 June 2023]

*Presented to Parliament
by the Secretary of State for Foreign, Commonwealth and Development Affairs
by Command of His Majesty
July 2023*



© Crown copyright 2023

This publication is licensed under the terms of the Open Government Licence v3.0 except where otherwise stated. To view this licence, visit nationalarchives.gov.uk/doc/open-government-licence/version/3

Where we have identified any third party copyright information you will need to obtain permission from the copyright holders concerned.

This publication is available at www.gov.uk/official-documents

Any enquiries regarding this publication should be sent to us at Treaty Section, Foreign, Commonwealth and Development Office, King Charles Street, London, SW1A 2AH

ISBN 978-1-5286-4389-4
E02955285 07/23

Printed on paper containing 40% recycled fibre content minimum

Printed in the UK by HH Global on behalf of the Controller of His Majesty's Stationery Office

**AGREEMENT BETWEEN THE UNITED KINGDOM OF GREAT
BRITAIN AND NORTHERN IRELAND AND THE REPUBLIC OF SERBIA
ON THE READMISSION OF PERSONS RESIDING WITHOUT
AUTHORISATION**

THE CONTRACTING PARTIES,

THE UNITED KINGDOM of Great Britain and Northern Ireland, hereinafter referred to as 'the UK',

And

THE REPUBLIC OF SERBIA, hereinafter referred to as 'Serbia',

DETERMINED to strengthen their cooperation in order to combat illegal immigration more effectively,

DESIRING to establish, by means of this Agreement and on the basis of reciprocity, rapid and effective procedures for the identification and safe and orderly return of persons who do not, or no longer, fulfil the conditions for entry to, presence in, or residence on the territories of Serbia or the UK, and to facilitate the transit of such persons in a spirit of cooperation,

REAFFIRMING the respect of the Parties for human rights and fundamental freedoms, for example as laid down in the Universal Declaration of Human Rights proclaimed in Paris on 10 December 1948 and for the principles of democracy and the rule of law,

EMPHASISING that this Agreement is without prejudice to the rights, obligations and responsibilities of the UK and Serbia arising from international law and, in particular, from the Convention of 28 July 1951 on the Status of Refugees,

EMPHASISING that this Agreement is without prejudice to the rights and procedural guarantees for persons who are subject to return procedures in or who apply for asylum in Serbia or the UK as laid down in the respective legislation of Serbia or in the UK,

EMPHASISING that this Agreement is based on the principles of joint responsibility, solidarity, and an equal partnership to manage the migratory flows between the UK and Serbia,

HAVE AGREED AS FOLLOWS:

ARTICLE 1

Definitions

For the purpose of this Agreement:

- a) “British Citizen” shall mean a British Citizen or another UK national with right of abode in the UK as determined by the law of the UK and ‘nationality’ in relation to the UK shall mean British Citizenship;
- b) ‘Competent Authority’ shall mean any national authority of Serbia or the UK entrusted with the implementation of this Agreement in accordance with Article 18(1) lit. (a) thereof;
- c) ‘Contracting Parties’ shall mean Serbia and the UK;
- d) “Minor” shall mean persons not having attained the age of 18 on the date the request for readmission is made.
- e) ‘National of Serbia’ shall mean any person who holds the nationality of the Republic of Serbia in accordance with its legislation;
- f) ‘Requested State’ shall mean the State (Serbia or the UK) to which a readmission application pursuant to Article 7 or a transit application pursuant to Article 14 of this Agreement is addressed;
- g) ‘Requesting State’ shall mean the State (Serbia or the UK) submitting a readmission application pursuant to Article 7 or a transit application pursuant to Article 14 of this Agreement;
- h) ‘Residence permit’ shall mean a permit of any type issued by Serbia or the UK entitling a person to reside on its territory. This shall not include temporary permissions to remain on its territory in connection with the processing of an asylum application or an application for a residence permit;
- i) ‘Stateless person’ shall mean any person who does not hold a nationality;
- j) ‘Third-country national’ shall mean any person who holds a nationality other than that of Serbia or the UK;
- k) ‘Transit’ shall mean the passage of a third country national or a stateless person through the territory of the Requested State while travelling from the Requesting State to the country of destination.
- l) ‘Visa’ shall mean an authorisation issued or a decision taken by Serbia or the UK which is required with a view to entry in, or transit through, its territory. This shall not include airport transit visa;

- m) 'Border region' shall mean all territories of sea ports and international airports in Serbia and the UK.

SECTION I
READMISSION OBLIGATIONS BY SERBIA

ARTICLE 2

Readmission of own nationals

1. Serbia shall readmit, upon application by the UK and without further formalities other than those provided for in this agreement, any person who does not, or who no longer, fulfils the conditions in force for entry to, presence in, or residence on, the territory of the UK provided that it is proved, or may be validly assumed on the basis of *prima facie* evidence furnished in accordance with Article 8, that such a person is a national of Serbia.
2. Serbia shall also readmit:
 - i. minor unmarried children of the persons mentioned in paragraph 1, regardless of their place of birth or their nationality, unless they have an independent right of residence in the UK;
 - ii. spouses, holding another nationality, of the persons mentioned in paragraph 1, provided they have the right to enter and stay or receive the right to enter and stay in the territory of Serbia, unless they have an independent right of residence in the UK.
3. After Serbia has given a positive reply to the readmission application, the Diplomatic Mission of Serbia shall immediately and not later than within three working days, issue the emergency travel document required for the return of the person to be readmitted, with a validity of at least three months. If, for legal or factual reasons, the person concerned cannot be transferred within the period of validity of the emergency travel document that was initially issued, the Diplomatic Mission of Serbia shall, within 14 calendar days, issue a new emergency travel document with a period of validity of the same duration. If Serbia has not, within 14 calendar days, issued the new emergency travel document, it shall be deemed to accept the use of the UK standard travel document for expulsion purposes (a current version of which is at Annex 8, but which may be updated on notification to Serbia).
4. In case the person to be readmitted possesses the nationality of a third State in addition to Serbian nationality, the UK shall take into consideration the will of the person to be readmitted to the State of his/her choice.

ARTICLE 3

Readmission of third-country nationals and stateless persons

1. Serbia shall readmit, upon application by the UK and without further formalities other than those provided for in this Agreement, all third-country nationals or stateless persons who do not, or who no longer, fulfil the legal conditions in force for entry to, presence in, or residence on, the territory of the UK provided that it is proved, or may be validly assumed on the basis of *prima facie* evidence furnished in accordance with Article 9, that such persons:

- a. hold, or at the time of entry held, a valid visa or residence permit issued by Serbia; or
- b. illegally and directly entered the territory of the UK after having stayed on, or transited through, the territory of Serbia.

2. The readmission obligation in paragraph 1 shall not apply if:

- a. the third country national or stateless person has only been in airside transit via an International Airport of Serbia; or
- b. the UK has issued to the third country national or stateless person a visa or residence permit before or after entering its territory unless:
 - i. that person is in possession of a visa or residence permit, issued by Serbia, which expires later, or
 - ii. the visa or residence permit issued by the UK has been obtained by using forged or falsified documents, or by making false statements, and the person concerned has stayed on, or transited through, the territory of Serbia, or
 - iii. that person fails to observe any condition attached to the visa and that person has stayed on, or transited through, the territory of Serbia.

3. Serbia shall also readmit, upon application by the UK, former nationals of the Socialist Federal Republic of Yugoslavia who have acquired no other nationality and whose place of birth and place of permanent residence on 27 April 1992, was in the territory of Serbia.

4. After Serbia has given a positive reply to the readmission application, the UK shall issue the person whose readmission has been accepted, the UK standard travel document for expulsion purposes (a current version of which is at Annex 8, but which may be updated on notification to Serbia).

SECTION II
READMISSION OBLIGATIONS BY THE UK

ARTICLE 4

Readmission of own nationals

1. The UK shall readmit, upon application by Serbia and without further formalities other than those provided for in this agreement, any person who does not, or who no longer, fulfils the conditions in force for entry to, presence in, or residence on, the territory of Serbia provided that it is proved, or may be validly assumed on the basis of *prima facie* evidence furnished in accordance with Article 8, that such a person is a British Citizen.

2. The UK shall also readmit:

- i. minor unmarried children of the persons mentioned in paragraph 1, regardless of their place of birth or their nationality, unless they have an independent right of residence in Serbia,
- ii. spouses, holding another nationality, of the persons mentioned in paragraph 1, provided they have the right to enter and stay or receive the right to enter and stay in the territory of the UK, unless they have an independent right of residence in Serbia.

3. After the UK has given a positive reply to the readmission application, the Diplomatic Mission of the UK shall immediately and not later than within 3 working days, issue the travel document required for the return of the person to be readmitted, with a validity of at least 3 months. If, for legal or factual reasons, the person concerned cannot be transferred within the period of validity of the travel document that was initially issued, the Diplomatic Mission of the UK shall, within 14 calendar days, issue a new travel document with a period of validity of the same duration.

4. In case the person to be readmitted possesses the nationality of a third state in addition to the nationality of the UK, Serbia shall take into consideration the will of the person to be readmitted to the state of his/her choice.

ARTICLE 5

Readmission of third-country nationals and stateless persons

1. The UK shall readmit, upon application by Serbia and without further formalities other than those provided for in this Agreement, all third-country nationals or stateless persons who do not, or who no longer, fulfil the legal conditions in force for entry to, presence in, or residence on, the territory of Serbia provided that

it is proved, or may be validly assumed on the basis of *prima facie* evidence furnished in accordance with Articles 9, that such persons:

- a. hold, or at the time of entry held, a visa or residence permit issued by the UK; or
 - b. illegally and directly entered the territory of Serbia after having stayed on, or transited through, the territory of the UK.
2. The readmission obligation in paragraph 1 shall not apply if:
- a. the third country national or stateless person has only been in airside transit via an International Airport of the UK; or
 - b. Serbia has issued to the third country national or stateless person a visa or residence permit before or after entering its territory unless:
 - i. that person is in possession of a visa or residence permit, issued by the UK, which expires later, or
 - ii. the visa or residence permit issued by Serbia has been obtained by using forged or falsified documents, or by making false statement, and the person concerned has stayed on, or transited through, the territory of the UK, or
 - iii. that person fails to observe any condition attached to the visa and the person concerned has stayed on, or transited through, the territory of the UK.
3. After the UK has given a positive reply to the readmission application, Serbia shall issue the person whose readmission has been accepted the emergency travel document required for his or her return.

SECTION III

READMISSION PROCEDURE

ARTICLE 6

Principles

1. Subject to paragraph 2, any transfer of a person to be readmitted on the basis of one of the obligations contained in Articles 2 to 5 shall require the submission of a readmission application to the competent authority of the Requested State.
2. No readmission application shall be needed where the person to be readmitted is in possession of a valid travel document and in case such a person is a third country

national or stateless person, also holds a valid entry visa or residence permit of the Requested State.

3. If a person has been found in the border region of the Requesting State after illegally crossing the border coming directly from the territory of the Requested State, the Requesting State may submit a readmission application within 2 working days following this persons apprehension (accelerated procedure).

ARTICLE 7

Readmission application

1. To the extent possible, the readmission application is to contain the following information:

- a. the particulars of the person to be readmitted (e.g. given names, surnames, date and place of birth and the last place of residence) and, where appropriate, the particulars of minor unmarried children and/or spouses;
- b. documents on the basis of which the nationality shall be proven and the indication of the means with which prima facie evidence of nationality, transit, the conditions for the readmission of third-country nationals and stateless persons and unlawful entry and residence will be provided;
- c. photograph of the person to be readmitted.

2. To the extent possible, the readmission application shall also contain the following information:

- a. a statement indicating that the person to be transferred may need help or care, provided the person concerned has explicitly consented to the statement;
- b. any other protection, security measure or information concerning the health of the person, which may be necessary in the individual transfer case.

3. A current form to be used for readmission applications is attached as Annex 6 to this Agreement (but which may be updated on notification to Serbia).

ARTICLE 8

Means of evidence regarding nationality

1. Proof of nationality pursuant to Article 2(1) and Article 4(1) can be particularly furnished through the documents listed in Annex 1 to this Agreement, even if their period of validity has expired. If such documents are presented, the UK and Serbia shall mutually recognise the nationality without further investigation being required. Proof of nationality cannot be furnished through false documents.
2. *Prima facie* evidence of nationality pursuant to Article 2(1) and Article 4(1) can be particularly furnished through the documents listed in Annex 2 to this Agreement, even if their period of validity has expired. If such documents are presented, the UK and Serbia shall deem the nationality to be established, unless they can prove otherwise. *Prima facie* evidence of nationality cannot be furnished through false documents.
3. If none of the documents listed in Annexes 1 or 2 can be presented, the diplomatic representative of the Requested State concerned shall, upon request of the Requesting State, make arrangements to interview the person to be readmitted without undue delay, at the latest within three working days from the requesting day, in order to establish his or her nationality.

ARTICLE 9

Means of evidence regarding third-country nationals and stateless persons

1. Proof of the conditions for the readmission of third-country nationals and stateless persons laid down in Article 3(1) and Article 5(1) shall be particularly furnished through the means of evidence listed in Annex 3 to this Agreement; it cannot be furnished through false documents. Any such proof shall be mutually recognised by the UK and Serbia without any further investigation being required.
2. *Prima facie* evidence of the conditions for the readmission of third-country nationals and stateless persons laid down in Article 3(1) and Article 5(1) shall be particularly furnished through the means of evidence listed in Annex 4 to this Agreement; it cannot be furnished through false documents. Where such *prima facie* evidence is presented, the UK and Serbia shall deem the conditions to be established, unless they can prove otherwise.
3. The unlawfulness of entry, presence or residence shall be established by means of the travel documents of the person concerned in which the necessary visa or other residence permit for the territory of the Requesting State are missing. A statement by the Requesting State that the person concerned has been found not having the necessary travel documents, entry visa or residence permit shall likewise provide *prima facie* evidence of the unlawful entry, presence or residence.

4. Proof of the conditions for the readmission of former nationals of the Socialist Federal Republic of Yugoslavia laid down in Article 3(3) shall be particularly furnished through the means of evidence listed in Annex 5a to this Agreement; it cannot be furnished through false documents. Any such proof shall be recognised by Serbia without any further investigation being required.

5. *Prima facie* evidence of the conditions for the readmission of former nationals of the Socialist Federal Republic of Yugoslavia laid down in Article 3(3) shall be particularly furnished through the means of evidence listed in Annex 5b to this Agreement; it cannot be furnished through false documents. Where such *prima facie* evidence is presented, Serbia shall deem the conditions to be established, unless they can prove otherwise.

6. If none of the documents listed in Annex 5a and Annex 5b can be presented, the competent diplomatic representative of Serbia shall, upon request, make arrangements to interview the person to be readmitted without undue delay or at the latest within 3 working days from the requesting day, in order to establish his or her nationality.

ARTICLE 10

Time limits

1. The application for readmission must be submitted to the competent authority of the Requested State within a maximum of one year after the Requesting State's competent authority has gained knowledge that a third-country national or a stateless person does not, or does no longer, fulfil the conditions in force for entry, presence or residence. Where there are legal or factual obstacles to the application being submitted in time, the time limit shall, upon request by the Requesting State, be extended but only until the obstacles have ceased to exist.

2. A readmission application must be replied to in writing:

- within 2 working days if the request has been submitted under the accelerated procedure (Article 6, paragraph 3)
- within 10 calendar days in all other cases.

These time limits begin to run with the date of receipt of the readmission request. If there was no reply within these time limits, the transfer shall be deemed to have been approved.

3. Where there are legal or factual obstacles to the application being replied to within 10 calendar days, this time limit may, upon duly motivated request, be extended with a maximum of six calendar days. If there was no reply within the extended time limit, the transfer shall be deemed to have been approved.

4. Reasons shall be given for the refusal of a readmission request.
5. After agreement has been given or, where appropriate, after expiry of the time limit laid down in paragraph 2, the person concerned shall be transferred within three months. On request of the Requesting State, this time limit may be extended by the time taken to deal with legal or practical obstacles.

ARTICLE 11

Transfer modalities and modes of transportation

1. Before returning a person, the competent authorities of Serbia and the UK concerned shall make arrangements in writing in advance regarding the transfer date, the point of entry, possible escorts and other information relevant to the transfer.
2. Transportation may take place by air or land. Return by air shall not be restricted to the use of the national carriers of Serbia or the UK and may take place by using scheduled or charter flights. In the event of escorted returns, such escorts shall not be restricted to authorised persons of the Requesting State, provided that they are authorised persons from Serbia or the UK.

ARTICLE 12

Readmission in error

The Requesting State shall take back any person readmitted by the Requested State if it is established, within a period of three months after the transfer of the person concerned, that the requirements laid down in Articles 2 to 5 of this Agreement are not met.

In such cases the procedural provisions of this Agreement shall apply *mutatis mutandis* and all available information relating to the actual identity and nationality of the person to be taken back shall be provided.

SECTION IV TRANSIT OPERATIONS

ARTICLE 13

Principles

1. The UK and Serbia should restrict the transit of third-country nationals or stateless persons to cases where such persons cannot be returned to the State of destination directly.

2. Serbia shall allow the transit of third-country nationals or stateless persons if the UK so requests, and the UK shall authorise the transit of third-country nationals or stateless persons if Serbia so requests, if the onward journey in possible other States of transit and the readmission by the State of destination is assured.

3. Transit can be refused by Serbia or the UK:

- a. if the third-country national or the stateless person runs the real risk of being subjected to torture or to inhuman or degrading treatment or punishment or the death penalty or of persecution because of his race, religion, nationality, membership of a particular social group or political conviction in the State of destination or another State of transit; or
- b. if the third-country national or the stateless person shall be subject to criminal sanctions in the Requested State or in another State of transit; or
- c. on grounds of public health, domestic security, public order or other national interests of the Requested State.

4. Serbia or the UK may revoke any authorisation issued if circumstances referred to in paragraph 3 subsequently arise or come to light which stand in the way of the transit operation, or if the onward journey through possible States of transit or the readmission by the State of destination is no longer assured. In this case, the Requesting State shall take back the third-country national or the stateless person, as necessary and without delay.

ARTICLE 14

Transit procedure

1. An application for transit operations must be submitted to the competent authority of the Requested State in writing and is to contain the following information:

- a. type of transit (by air or land), possible other States of transit and intended final destination;
- b. the particulars of the person concerned (eg: given name, surname, maiden name, other names used/by which known or aliases, date of birth, sex and — where possible — place of birth, nationality, language, type and number of travel document);
- c. envisaged point of entry, time of transfer and possible use of escorts;

- d. a declaration that in the view of the Requesting State the conditions pursuant to Article 13(2) are met, and that no reasons for a refusal pursuant to Article 13(3) are known of.
2. The current form to be used for transit applications is attached as Annex 7 to this Agreement (but which may be updated on notification to Serbia).
3. The Requested State shall, within five calendar days and in writing, inform the Requesting State of the admission, confirming the point of entry and the envisaged time of admission, or inform it of the admission refusal and of the reasons for such refusal.
4. If the transit operation takes place by air, the person to be readmitted and possible escorts shall be exempted from having to obtain an airport transit visa.
5. The competent authorities of the Requested State shall, subject to consultations with any other state of transit and the Requesting State, assist in the transit operations, in particular in respect of the surveillance of the persons in question and the provision of suitable amenities for that purpose.

SECTION V COSTS

ARTICLE 15

Transport and transit costs

Without prejudice to the right of the competent authorities to recover the costs associated with the readmission from the person to be readmitted or third parties, all transport costs incurred in connection with readmission and transit operations pursuant to this Agreement as far as the border of the State of final destination shall be borne by the Requesting State.

SECTION VI DATA PROTECTION

ARTICLE 16

Data Protection

1. Personal data must be processed fairly and lawfully.
2. The competent authorities shall ensure that information shared under this agreement is adequate, relevant and not excessive for the purpose of this agreement. Personal data communicated may concern only the following:

- the particulars of a person in readmission or transit process (e.g. name and surnames, any previous names, other names used/by which known or aliases, sex, civil status, date and place of birth, current and any previous nationality);
- passport, identity card or driving license (number, period of validity, date of issue, issuing authority, place of issue);
- stopovers and itineraries;
- other information needed to identify a person in readmission or transit process or to examine the readmission requirements pursuant to this agreement.

3. The competent authorities shall not use, disclose or store any information shared pursuant to this agreement for any purpose except processing the return and readmission of returnees.

4. The competent authorities may, for the purpose of processing the return and readmission of returnees, disclose information received under this agreement to other domestic authorities responsible for pursuing the same purpose as they carry out their official duties as required by and/or permissible under their domestic law.

5. The competent authorities shall ensure that security classification and any restrictions, conditions or special handling instructions are adequately marked on all information shared pursuant to this agreement. To prevent the unauthorised disclosure, copying, use, modification or disposal of information received under this agreement, the participants shall restrict access to the information to those who need it in the course of carrying out their official duties for the purpose of processing the return and readmission of returnees and to use recognised security mechanisms such as passwords, encryption, or other reasonable safeguards to prevent unauthorised access. The competent authorities shall ensure that all persons authorised to have access to information received under this agreement are appropriately trained on the handling and usage restrictions which apply to this information and intend to safeguard the information in a manner consistent with this agreement.

6. Each competent authority shall notify the other of any accidental or unauthorised access, use, disclosure, modification or disposal of information received under this agreement as quickly as possible after becoming aware of the security or privacy breach and, where possible, provide all necessary details of the accidental or unauthorised access, use, disclosure, modification or disposal of that information as soon as practicable.

7. The competent authorities shall provide to each other the most current and accurate information available. In the event that either becomes aware that information being relied upon is inaccurate, it shall notify the other immediately and provide correcting information, where available. When a competent authority receives correcting information, they shall correct, annotate or dispose of inaccurate information, and any information derived from it, in accordance with its domestic laws.

8. Each competent authority confirms that it has in place a system by which individuals may request information about themselves that was shared under this agreement, and, where that information is disclosable to the individual, may request a correction of that information. Each competent authority confirms that it has a system in place through which individuals may seek to redress or challenge a decision not to disclose their personal information to them.
9. Each competent authority shall assess the continued relevance of the information received under this agreement and to dispose of the information securely when it is no longer relevant in accordance with its domestic laws.
10. Either competent authority may request assurance from the other that sufficient policy, legal or technical safeguards are being maintained with regard to the information shared under this agreement and may request a review of the safeguards.
11. The Contracting Parties shall review the data sharing arrangements under this agreement. The first review shall take place not earlier than one year from the date of the entry into force of this Agreement, and not later than 5 years from the date of its entry into force, and as the Parties mutually decide thereafter.

SECTION VII IMPLEMENTATION AND APPLICATION

ARTICLE 17

Joint readmission committee

1. The Contracting Parties shall provide each other with mutual assistance in the application and interpretation of this Agreement. To this end, they may set up a joint readmission committee (hereinafter referred to as the committee) which will, in particular, have the task:
 - a. to monitor the application of this Agreement;
 - b. to decide on implementing arrangements necessary for the uniform application of this Agreement;
 - c. to have regular exchanges of information on any implementing Protocols drawn up by the UK and Serbia pursuant to Article 18;
 - d. to recommend amendments to this Agreement and its Annexes.
2. The decisions of the committee shall be binding on the Contracting Parties.
3. The committee shall be composed by representatives of the UK and Serbia;

4. The committee shall meet where necessary at the request of one of the Contracting Parties.

5. The committee shall establish its rules of procedures.

ARTICLE 18

Implementing Protocols

1. On request of either Serbia or the UK, Serbia and the UK shall draw up an implementing protocol or arrangement which shall, among other things, include rules on:

- (a) designation of the competent authorities, border crossing points and exchange of contact points;
- (b) the modalities for returns under the accelerated procedure;
- (c) conditions for escorted returns, including the transit of third-country nationals and stateless persons under escort;
- (d) means and documents additional to those listed in the Annexes 1 to 5 to this Agreement.

2. The implementing Protocols referred to in paragraph 1 shall enter into force only after the readmission committee, referred to in Article 17, has been notified.

ARTICLE 19

Relation to other formal or informal agreements or arrangements

1. Nothing in this Agreement shall prevent the return of a person under other formal or informal arrangements which have been agreed in writing by the parties.

2. This agreement supersedes and replaces all previous agreements or arrangements between the parties relating to the subject matter of this agreement.

SECTION VIII FINAL PROVISIONS

ARTICLE 20

Territorial application

This Agreement shall apply to:

- (a) the United Kingdom of Great Britain and Northern Ireland and to the territory of Gibraltar; and
- (b) the territory of Serbia.

ARTICLE 21

Entry into force, duration and termination

1. The Parties shall approve this Agreement in accordance with their respective internal requirements and procedures.
2. This Agreement shall enter into force on the first day of the month following the date of receipt of the last written notification through diplomatic channels, by which the Parties inform each other of the completion of internal procedures necessary for the entry of this Agreement into force.
3. This Agreement shall be concluded for an indefinite period of time.
4. Each Party may denounce this Agreement by officially notifying the other Party. This Agreement shall cease to apply 6 months after the date of such notification.

ARTICLE 22

Annexes

Annexes 1 to 8 shall form an integral part of this Agreement.

IN WITNESS WHEREOF, the undersigned, duly authorised thereto by their respective Governments, have signed this Agreement.

Done at London in duplicate on the 26th day of January in the year of two thousand and twenty two, in the English and Serbian languages, each of these texts being equally authentic.

**For the United Kingdom of Great
Britain and Northern Ireland:**

For the Republic of Serbia:

PRITI PATEL

ALEKSANDAR VULIN

ANNEX 1

LIST OF DOCUMENTS THE PRESENTATION OF WHICH IS CONSIDERED AS PROOF OF NATIONALITY (ARTICLES 2(1), 4 (1) AND 8(1))

Where the Requested State is the UK:

- i. passports of any kind (national passports, diplomatic passports, service passports, collective passports including children's passports),

Where the Requested State is Serbia:

- i. passports of any kind (national passports, diplomatic passports, service passports, collective passports including children's passports) issued after 27 July 1996 according to the Law on Travel Documents of Yugoslav nationals of 1996 as well as the subsequent legislative amendments following adoption of the new Law on Travel Documents of Serbia,
- ii. identity cards issued after 1 January 2000.

ANNEX 2

LIST OF DOCUMENTS THE PRESENTATION OF WHICH IS CONSIDERED AS *PRIMA FACIE* EVIDENCE OF NATIONALITY (ARTICLES 2(1), 4(1) AND 8(2))

Where the Requested State is either the UK or Serbia:

- photocopies of any of the documents listed in Annex 1 to this Agreement,
- service books and military identity cards,
- seaman's registration books and skippers' service cards,
- citizenship certificates and other official documents that mention or clearly indicate citizenship,
- driving licenses or photocopies thereof,

- birth certificates or photocopies thereof,
- company identity cards or photocopies thereof,
- statements by witnesses,
- statements made by the person concerned and language spoken by him or her, including by means of an official test result,
- any other document which may help to establish the nationality of the person concerned.

Where the Requested State is Serbia:

- passports of any kind (national passports, diplomatic passports, service passports, collective passports including children's passports) issued between 27 April 1992 and 27 July 1996 and photocopies thereof,
- identity cards of any kind issued between 27 April 1992 and 1 January 2000 and photocopies thereof.

ANNEX 3

COMMON LIST OF DOCUMENTS WHICH ARE CONSIDERED AS PROOF OF THE CONDITIONS FOR THE READMISSION OF THIRD COUNTRY NATIONALS AND STATELESS PERSONS (ARTICLES 3(1), 5(1) AND 9(1))

- Entry/departure stamps or similar endorsement in the travel document of the person concerned or other evidence of entry/departure (e.g. photographic),
- named documents, certificates and bills of any kind (e.g. hotel bills, appointment cards for doctors/dentists, entry cards for public/private institutions, car rental agreements, credit card receipts etc.) which clearly show that the person concerned stayed on the territory of the requested State,
- named tickets and/or passenger lists of air, train, coach or boat passages which show the presence and the itinerary of the person concerned on the territory of the requested State,

- information showing that the person concerned has used the services of a courier or travel agency,
- official statements made, in particular, by border authority staff who can testify to the person concerned crossing the border.

ANNEX 4

COMMON LIST OF DOCUMENTS WHICH ARE CONSIDERED AS *PRIMA FACIE* EVIDENCE OF THE CONDITIONS FOR THE READMISSION OF THIRD COUNTRY NATIONALS AND STATELESS PERSONS (ARTICLES 3(1), 5(1) AND 9(2))

- Official statement by the person concerned in judicial or administrative proceedings,
- witnesses who can testify to the person concerned crossing the border,
- description issued by the relevant authorities of the Requesting State, of place and circumstances under which the person concerned has been intercepted after entering the territory of that State,
- information related to the identity and/or stay of a person which has been provided by an international organisation (e.g. UNHCR),
- reports/confirmation of information by family members, travelling companions, etc.,
- statement by the person concerned.

ANNEX 5

LIST OF DOCUMENTS WHICH ARE CONSIDERED AS PROOF OR AS *PRIMA FACIE* EVIDENCE OF THE CONDITIONS FOR THE READMISSION OF FORMER NATIONALS OF THE SOCIALIST FEDERAL REPUBLIC OF YUGOSLAVIA (ARTICLES 3(3), 9 (4) AND 9(5))


Annex 5a (Documents considered as Proof):

- birth certificates or photocopies thereof issued by the former Socialist Federal Republic of Yugoslavia,
- public documents, including identity cards, or photocopies thereof issued by Serbia, the former Federal Republic of Yugoslavia, the former State Union of Serbia and Montenegro or the former Socialist Federal Republic of Yugoslavia stating place of birth and/or place of permanent residence as required by Article 3(3).

Annex 5b (Documents considered as prima facie evidence):

- other documents or certificates or photocopies thereof which point to the place of birth and/or place of permanent residence in the territory of Serbia,
- official statement by the person concerned in judicial or administrative proceedings.

ANNEX 6

	[Emblem of Republic of Serbia]
Home Office	
.....
..... (Designation of requesting authority)	(Place and date)
Reference:	
To:	<input type="checkbox"/> ACCELERATED PROCEDURE
(Designation of requested authority)	

READMISSION APPLICATION

Pursuant to Article 7 of the Agreement between the United Kingdom of Great Britain and Northern Ireland and the Republic of Serbia on the readmission of persons residing without authorisation

A. PERSONAL DETAILS

1. Full name (underline surname):

.....

2. Maiden name:

.....

3. Date and place of birth:

.....

4. Sex and physical description (hieght, colour of eyes, distinguishing marks etc.):

.....

.....

5. Also known as (earlier names, other names used/by which known or aliases):

.....

.....

6. Nationality and language:

.....

.....

7. Civil status: married single divorced widowed

If married: name of spouse:

.....

Names and ages of children (if any):

.....

.....

.....

.....

8. If known, last address in the Requesting and the Requested State:

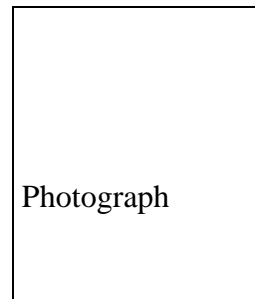
.....

.....

B. PERSONAL DETAILS OF SPOUSE (IF APPROPRIATE)

1. Full name (underline surname):

.....



2. Maiden name:

.....

3. Date and place of birth:

.....

4. Sex and physical descriptions (height, color of eyes, distinguishing marks, etc.):

.....

.....

5. Also known as (earlier names, other names used/by which known or aliases):

.....

.....

6. Nationality and language:

.....

.....

7. If known, last address of residence in the Requested State:

.....

.....

C. PERSONAL DETAILS OF CHILDREN (IF APPROPRIATE)

1. Full name (underline

surname):.....

2. Date and place of

birth:.....

3. Sex and physical description (height, color of eyes, distinguishing marks, etc.):

.....

.....

4. Nationality and language:

.....

.....

5. Data on parents (date and place of birth), if different from data supplied under A and B

D. SPECIAL CIRCUMSTANCES RELATING TO TRANSFEREE

1. State of health

(e.g. possible reference to special medical care; Latin name of contagious disease):

.....

.....

2. Indication of particularly dangerous person

(e.g. suspected of serious offence; aggressive behaviour):

.....

.....


E. MEANS OF EVIDENCE ATTACHED

1.
(Passport No.)	(date and place of issue)
.....
(issuing authority)	(expiry date)
2.
(Identity card No.)	(date and place of issue)
.....
(issuing authority)	(expiry date)
3.
(Driving license No.)	(date and place of issue)
.....
(issuing authority)	(expiry date)
4.
(Other official document No.)	(date and place of issue)
.....
(issuing authority)	(expiry date)

F. OBSERVATIONS

.....
.....
.....
.....
(seal/stamp and signature)

ANNEX 7

	[Emblem of Republic of Serbia]
Home Office	
.....
.....	
(Designation of requesting authority)	(Place and date)
Reference:	
.....	
To:	
.....	
(Designation of requested authority)	

TRANSIT APPLICATION
Pursuant to Article 14 of the Agreement between the United Kingdom of Great Britain and Northern Ireland and the Republic of Serbia on the readmission of persons residing without authorisation

A. PERSONAL DETAILS

1. Full name (underline surname):

.....

2. Maiden name:

.....

3. Date and place of birth:

.....

4. Sex and physical description (hieght, colour of eyes, distinguishing marks etc.):

.....

.....

5. Also known as (earlier names, other names used/by which known or aliases):

.....

.....

6. Nationality and language:

.....

.....

7. Type and number of travel document:

.....

.....

B. TRANSIT OPERATION

1. Type of transit

by air by land

2. State of final destination:

.....

3. Possible other States of

transit:.....

4. Proposed border crossing point, date and time of transfer and possible escorts:

.....

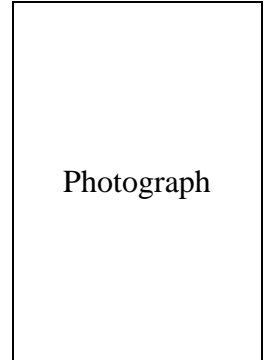
.....

.....

.....

5. Admission guaranteed in any other transit States and in the State of final destination (Article 13 paragraph 2)

Yes No



6. Knowledge of any reasons for refusal of transit
(Article 13 paragraph 3)

Yes No

C. OBSERVATIONS

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

.....

(seal/stamp and signature)

ANNEX 8



Home Office

**UNITED KINGDOM OF GREAT
BRITAIN AND NORTHERN
IRELAND**

Ref. No.

Doc. No.

Valid for one journey from

to

Name

Date of birth

Height

Distinguishing marks

Nationality

Address in home country (if known)

Seal/Stamp

Issuing Authority

Issued at

Issued on

Signature

Observation

JOINT DECLARATION CONCERNING REINTEGRATION

The Contracting Parties acknowledge the necessity of an efficient, effective and sustainable socio-economic reintegration of repatriated citizens of the Republic of Serbia. They confirm their intention to increase their efforts, also financially, to support such reintegration, taking into account UK financial assistance available to that end.

JOINT DECLARATION CONCERNING ARTICLES 3 AND 5

The parties will endeavour to return any third country national who does not, or who no longer, fulfils the legal conditions in force for entry to, presence in or residence on, their respective territories, to his or her country of origin.

DECLARATION BY THE REPUBLIC OF SERBIA CONCERNING

The Republic of Serbia states that, in accordance with the Law on Citizenship of the Republic of Serbia (Official Gazette of the Republic of Serbia, No 135/04, 90/07 and 24/18), the citizenship of the Republic of Serbia held by a citizen of the Republic of Serbia may not be terminated by renunciation, if such a person fails to provide the evidence proving that he/she will be admitted to a foreign citizenship at the moment of submitting the request for renunciation of Republic of Serbia citizenship.

E02955285

978-1-5286-4389-4