
Translated from Spanish

Division of Public International Law
Ministry of Foreign Affairs
Republic of Paraguay

Report

Specific issues on which comments would be of particular interest to the Commission

C. Immunity of State officials from foreign criminal jurisdiction

29. The Commission would appreciate being provided by States with information on their legislation and practice, in particular judicial practice, related to limits and exceptions to the immunity of State officials from foreign criminal jurisdiction.

Comments: With regard to the scope of the immunity of State officials from foreign criminal jurisdiction, together with the corresponding limits and exceptions, the Republic of Paraguay adheres to the provisions of the relevant international instruments to which it is a State party, including the following:

- Vienna Convention on Diplomatic Relations of 1961, which was approved through Act. No. 90 of 21 August 1969 and entered into force for our country on 22 January 1970.
- Vienna Convention on Consular Relations of 1963, which was approved through Act No. 91 of 28 August 1969 and entered into force for our country on 22 January 1970.
- Convention on Special Missions of 1969, which was approved through Act. No. 524 of 29 August 1975 and entered into force on 21 June 1985.

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- Convention on the Prevention and Punishment of Crimes against Internationally Protected Persons, including Diplomatic Agents, of 1973, which was approved through Act No. 529 of 3 October 1975 and entered into force on 20 February 1977.
 - Vienna Convention on the Representation of States in Their Relations with International Organizations of a Universal Character of 1975, which was approved through Act No. 3484 of 28 May 2005 and has not yet entered into force.

It should be noted that article 8 of the Penal Code of the Republic of Paraguay provides for the application of Paraguayan law to certain acts committed abroad against legal assets enjoying universal protection, provided that the perpetrator has entered Paraguay and that no foreign court has ruled on the case.