

Rejected  
R. 34364

VII - XVII

Def. Doc. No. 2827-H

Exhibit # \_\_\_\_\_

Excerpt from: "American Journal of International Law"  
Vol. 26, No. 2 - April 1932

APPENDIX 7

CONVENTION ON DIPLOMATIC OFFICERS, ADOPTED AT HAVANA,  
February 20, 1928.

Section III - Duties of Diplomatic Officers

Article 12. Foreign diplomatic officers may not participate in the domestic or foreign politics of the State in which they may exercise their functions.

Article 13. Diplomatic officers shall, in their official communications, address themselves to the Minister of Foreign Relations or Secretary of State of the country to which they are accredited. Communications to other authorities shall also be made through the said Minister or Secretary.

Section IV - Immunities and Prerogatives of Diplomatic Officers

\*\*\*\*\*

Article 19. Diplomatic officers are exempt from all civil or criminal jurisdiction of the State to which they are accredited; they may not, except in the case when duly authorized by their government, waive immunity, be prosecuted or tried unless it be by the courts of their own country.

Article 20. The immunity from jurisdiction survives the tenure of office of diplomatic officers insofar as regards actions pertaining thereto; it may not, however, be invoked in respect to other actions except while discharging their diplomatic functions.

(Pages 176-177)





辯護側文書第二千八百廿七號のH

一千九百廿二年（昭和七年）四月発行の「アメリカ國際法雜誌」第二十六卷第二號よりの抜萃

附録第七

一千九百廿八年（昭和三年）二月二十日ハバナに於いて採用された外交官に關する協約

第三章 外交官の任務

第十二條 外交官は自己が職責を果たすことあるべき駐在國の内政若くは外交に關與すべきものでない。

第十三條 外交官はその公式の書信の傳達に際しては駐在國の外務大臣若くは國務大臣宛とすべきものである。他の部局への書信も又上記外務大臣若くは國務大臣を経て傳達すべきである。

第十四條 第四章 外交機關の不可侵權及び特權

第十九條 外交官はその駐在國家の民事上若くは刑事上一切の司法權の行使を受けない。自國政府による正當の指令ある場合を除き不可侵權を享受しない。自國法廷によつて行はれる場合でなければ訴追若くは尋問せられない。