

EMPLOYMENT

Agreement Between the
UNITED STATES OF AMERICA
and GEORGIA

Effected by Exchange of Notes
Signed at Washington December 5, 1994
and June 20, 1995



NOTE BY THE DEPARTMENT OF STATE

Pursuant to Public Law 89-497, approved July 8, 1966 (80 Stat. 271; 1 U.S.C. 113)—

“ . . . the Treaties and Other International Acts Series issued under the authority of the Secretary of State shall be competent evidence . . . of the treaties, international agreements other than treaties, and proclamations by the President of such treaties and international agreements other than treaties, as the case may be, therein contained, in all the courts of law and equity and of maritime jurisdiction, and in all the tribunals and public offices of the United States, and of the several States, without any further proof or authentication thereof.”

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GEORGIA

Employment

*Agreement effected by exchange of notes
Signed at Washington December 5, 1994 and June 20,
1995;
Entered into force June 20, 1995.*

The Georgian Embassy to the Department of State

**EMBASSY OF THE REPUBLIC OF GEORGIA
1511 K STREET, NW, SUITE 424, WASHINGTON DC 20005
TEL - (202) 393-5959 FAX - (202) 393-6060**

N46

The Embassy of the Republic of Georgia proposes to the United States Department of State that, on a reciprocal basis, dependents of employees of the Georgian government assigned to official duty in the United States and dependents of the employees of the American Government assigned to official duty in Georgia be authorized to be employed in the receiving country.

For the purposes of this agreement, "dependents" shall include:

spouses

unmarried dependent children under 21 years of age

unmarried dependent children under 23 years of age who are in full-time attendance as students at a post-secondary educational institution, and unmarried children who are physically or mentally disabled.

For the purposes of this agreement, it is understood that employees assigned to official duty includes diplomatic agents, consular officers, and members of the support staffs assigned to diplomatic missions, consular offices, and missions to international organizations.

In the case of dependents who seek employment in Georgia, an official request must be made by the Embassy of the United States in Tbilisi to the Ministry of Foreign Affairs. Upon verification that the person is a dependent of an official employee of the American Government, the American Embassy will be informed by the Government of Georgia that the dependent has permission to accept employment.

In the case of dependents of employees who seek employment in the United States, an official request must be made by the Georgian Embassy in Washington to the Office of Protocol of the United States Department of State, which, after verification, shall then inform the Georgian Embassy that the dependent may accept employment.

The Georgian Government and the United States Government wish to clarify their understanding that dependents who obtain employment under this agree-

ment and who have immunity from the jurisdiction of the receiving country in accordance with Article 31 of the Vienna Conference on Diplomatic Relations or in accordance with the Convention on Privileges and Immunities of the United Nations,¹ or any other applicable international agreement, have no immunity from civil and administrative jurisdiction with respect to matters arising out of such employment. Such dependents are also liable for payment of income and social security taxes on any remuneration received as a result of employment in the receiving state.

The Embassy of Georgia further proposes that, if these understandings are acceptable to the Government of the United States, this note and the Government of the United States' reply concurring therein shall constitute an agreement between our two governments which shall enter into force on the date of that reply note. This agreement shall remain in force until ninety days after the date of the written notification from either government to the other of intention to terminate.

Washington, 5 December 1994

[Signature]

United States Department of State
Washington, DC

¹ TIAS 7502, 6900; 23 UST 3227; 21 UST 1418.

The Department of State to the Georgian Embassy

The Department of State acknowledges receipt of note N46 dated December 5, 1994, from the Embassy of the Republic of Georgia and wishes to inform the Embassy that the Government of the United States of America concurs that dependents of members of Georgian diplomatic and consular posts and missions to international organizations in the United States and dependents of members of United States diplomatic and consular posts and missions to international organizations in Georgia be authorized to work in the receiving country, in accordance with the proposal contained in the aforementioned note which reads as follows:

[For text of Georgian note, see pp. 2-3.]

The Department of State is pleased to confirm that the Embassy's note and this note in reply constitutes an agreement which shall enter into force on today's date.

The Georgian Embassy may now submit dependent employment requests to the Office of Protocol in accordance with the procedure set forth in the attached circular diplomatic note dated April 10, 1991,¹ and applicable INS regulations.

Kendall Montgomery

Attachment:

As stated.

Department of State,

Washington, June 20, 1995

¹ Not printed.