

EMPLOYMENT

Agreement Between the UNITED STATES OF AMERICA and MALI

Effected by Exchange of Notes
Signed at Washington March 6 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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MALI

Employment

*Agreement effected by exchange of notes
Signed at Washington March 6 and June 20, 1995;
Entered into force June 20, 1995.*

The Embassy of Mali to the Department of State

AMBASSADE DE LA REPUBLIQUE DU MALI AUX ETATS UNIS

2130 R STREET, NW, • WASHINGTON, D.C. 20008 • TEL: (202) 332-2249 • FAX: (202) 332-6603

No. 010/NV/OMW/95

The Embassy of Mali presents its compliments to the State Department and on the instructions of its Government has the honor to propose to the State Department that on a reciprocal basis, dependents of employees of the United States Government assigned to official duty in Mali and dependents of employees of the Malian Government assigned to official duty in the United States 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 fulltime 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 include diplomatic agents, consular officers and members of the support staff assigned to diplomatic missions, consular offices and mission of International organizations.

In the case of dependents who seek employment in the United States, an official request must be made by the Embassy of Mali in Washington D.C. to the Office of Protocol in the Department of State. Upon verification that the person is a dependent of an official employee of the Malian Government, the Malian Embassy will be informed by the Government of the United States that the dependent has permission to accept employment.

In the case of dependents of employees who seek employment in Mali, an official request must be made by the United States Embassy in Bamako to the Malian Ministry of Foreign Affairs, which after verification shall then inform the United States Embassy that the dependent may accept employment.

The United States Government and the Malian Government wish to clarify their understanding that dependents who obtain employment under this agreement and who have immunity from the jurisdiction of the receiving country in accordance with article 31 of the Vienna convention on Diplomatic Relations or in accordance with the convention on the 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 Mali further proposes that, if these understandings are acceptable to the government of the United States, this note and the government of the United States's 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, D.C., le 06 Mars 1995

STATE DEPARTMENT
WASHINGTON, D.C.

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

The Department of State to the Embassy of Mali

The Department of State acknowledges receipt of note No. 010/NV/OMW/95 dated March 06, 1995, from the Embassy of the Republic of Mali and wishes to inform the Embassy that the Government of the United States of America concurs that dependents of members of Malian 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 Mali 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 the note from Mali, see pp. 2-3.]

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

The Malian 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.