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The Embassy of The United States of America presents its compliments to the Ministry of Foreign Affairs of Serbia and Montenegro and has the honor to confirm receipt of the Ministry's note No. 80-10/2006/9 and to agree that the Agreement on Employment of Dependents of Members of Diplomatic Missions and Consular Posts serving in the respective countries referred to in the Ministry's Note shall be provisionally applied from the date of this Confirming Note pending entry into force of the Agreement.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs of Serbia and Montenegro the assurances of its highest consideration.

Embassy of the United States of America,
Belgrade, June 2, 2006.



No. 121

The Embassy of The United States of America presents its compliments to the Ministry of Foreign Affairs of Serbia and Montenegro and has the honor to propose that the United States and Serbia and Montenegro conclude a bilateral agreement on employment of dependents of members of diplomatic missions and consular posts serving in the respective countries.

The Embassy of the United States of America proposes that, on reciprocal basis, dependents of employees of the United States assigned to official duty in Serbia and Montenegro and dependents of employees of Serbia and Montenegro assigned to official duty in the United States be authorized to be employed in the receiving country.

No restrictions will be placed on the type of employment that may be undertaken. Authorization to accept employment may be denied in cases where, for security reasons, only nationals of the receiving state may be employed.

Any permission to accept employment in the receiving state will be terminated at the end of assignment of the employee.

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

For the purposes of this Agreement, «dependents» shall mean:

- Spouses;
- Unmarried dependent children under 21 years of age;
- Unmarried dependent children between 21 and 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.

In the case of dependents who seek employment in the United States, an official request must be made by the Embassy of Serbia and Montenegro in Washington to the Office of Protocol in the Department of State. Upon verifications that the person in question falls within the categories defined in this Agreement, and after observing applicable domestic procedures, the Serbia and Montenegro Embassy will be informed by the Government of the United States that the dependent may accept employment.

In the case of dependents who seek employment in Serbia and Montenegro, an official request must be made by the United States Embassy in Belgrade to the Protocol Office in the Ministry of Foreign Affairs. Upon verifications that the person in question falls within the categories defined in this Agreement, and after observing applicable domestic procedures, the Protocol Office of the Ministry of Foreign Affairs will then inform the United States Embassy that the dependent may accept employment.

The United States and Serbia and Montenegro confirm that dependents who obtain employment under this agreement and who have immunity from the jurisdiction of the receiving country in accordance with the Vienna Convention on Diplomatic Relations or the Vienna Convention on Consular Relations, enjoy no immunity from civil and administrative jurisdiction with respect to matters arising out of such employment.

Dependents obtaining employment under this arrangement will be required to pay tax and social security deductions levied by the receiving state on any remuneration arising from such employment.

The Embassy of the United States further proposes that, if the foregoing provisions are acceptable to Serbia and Montenegro, this note and the affirmative reply of the Ministry of Foreign Affairs of Serbia and Montenegro will constitute the agreement between the two governments.

This Agreement shall enter into force on the date the Ministry of Foreign Affairs of Serbia and Montenegro notifies the Embassy of the United States of America in Belgrade that the necessary requirements under the national law of Serbia and Montenegro have been completed.

This agreement shall remain in force until ninety days after the date of written notification of termination from either government to the other.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs of Serbia and Montenegro the assurances of its highest consideration.



Embassy of the United States of America,
Belgrade, May 18, 2006