

AGREEMENT

BETWEEN

THE MINISTRY OF DEFENSE OF THE REPUBLIC OF TUNISIA

AND

THE DEPARTMENT OF DEFENSE OF THE UNITED STATES OF AMERICA

CONCERNING

HEALTH CARE FOR MILITARY MEMBERS AND THEIR DEPENDENTS

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Whereas, the Department of defense of the United States of America and the Ministry of Defense of the Republic of Tunisia, hereinafter referred to as the "Parties," have agreed to consider an exchange of health care, and

Whereas, the laws and regulations of the United States provide that inpatient medical care in Department of Defense medical treatment facilities in the United States may be furnished without cost to foreign military members and their accompanying dependents in the United States, provided, that the foreign military members' government makes available comparable care for a comparable number of United States military members and their dependents in its country, and

Whereas, the Parties have determined that appropriate conditions exist to assure that comparable care to comparable numbers will be made available by each Party, and

Whereas, the Military Departments of the United States Department of Defense have agreed to make available the health care specified in this Agreement, subject to their regulations and the availability of funds,

Now, therefore, the Parties agree as follows :

SECTION I

GENERAL

1. This Agreement applies to military members, and their accompanying dependents, of the United States and Tunisia who are in each other's country at the official invitation of the receiving government, or who are in each other's country as crew of visiting military aircraft or military vessels which land at each other's airfields or dock in each other's ports on official military business.

2. Definitions.

a. The term "dependents" is defined to include the following :

(1) Spouse. A person who, based on the laws of the military member's country, is considered to be the lawful wife or husband of the military member.

(2) Dependent child. The child of a military member who depends on the military member for support, as defined by the regulations of the Party receiving the care.

b. Subsistence surcharge. A charge for meals consumed in a Department of Defense or Ministry of Defense military medical treatment facility.

3. Requirements for identification and proof of eligibility by persons requesting health care under this Agreement shall be as prescribed by the Party furnishing the care.

SECTION II

HEALTH CARE TO BE MADE AVAILABLE BY THE UNITED STATES

The Department of Defense of the United States shall make available in its military medical and dental treatment facilities in the United States :

a. For military members, outpatient and inpatient care in Department of Defense medical and dental facilities, without cost (except for a subsistence surcharge, if applicable).

b. For dependents :

(1) Outpatient and inpatient medical care in Department of Defense medical facilities, without cost (except for a subsistence surcharge, if applicable), and.

(2) Dental care in Department of Defense medical and dental facilities, without cost, to the same extent that such care is made available to dependents of United States military members.

SECTION III

HEALTH CARE TO BE MADE AVAILABLE BY TUNISIA

The Ministry of Defense of the Republic of Tunisia shall make available in its military medical and dental treatment facilities in Tunisia :

a. For military members, outpatient and inpatient care in Ministry of Defense medical and dental facilities without cost (except for a subsistence surcharge, if applicable).

b. For dependents :

(1) Outpatient and inpatient medical care in Ministry of Defense medical facilities, without cost (except for a subsistence surcharge, if applicable); and

(2) Dental care in Ministry of Defense medical and dental facilities, without cost, to the same extent that such care is made available to dependents of Tunisia military members.

SECTION IV

DISPUTE RESOLUTION

1. Questions relating to the implementation or interpretation of the provisions of this Agreement shall be referred for mutual resolution to the Assistant Secretary of Defense for Health Affairs for the Government of the United States, and the Minister of Defense for the Republic of Tunisia.

2. No disputes or disagreements over implementation or interpretation of this Agreement shall be referred to third parties or international tribunals for review or resolution.

SECTION V

TERMS

1. This Agreement shall enter into force ninety days after the date of last signature and shall remain in effect for three years unless sooner terminated by either Party by giving at least ninety days written notice to the other Party.

2. This Agreement may be amended, by mutual agreement of the Parties, by an exchange of letters between the Assistant Secretary of Defense for health Affairs for the United States of America, and the Minister of Defense for the Republic of Tunisia.

3. In witness thereof, the duly authorized officials of the two Parties have signed this Agreement as of the dates indicated below.

For the Department of Defense
The United States of America

For the Ministry of Defense
of the Republic of Tunisia:

Assistant Secretary of
Defense for Health Affairs

Signed at Washington, DC

14 JUL, 1993

Edward D. Martin

Minister of Defense

Signed at Tunis

9 JAN, 1993

Le Ministre
de la Défense Nationale



Abdelaziz BEN DHIA