

EMPLOYMENT

Agreement Between the UNITED STATES OF AMERICA and RWANDA

Effected by Exchange of Notes
Dated at Washington July 15
and October 22, 1992



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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RWANDA

Employment

*Agreement effected by exchange of notes
Dated at Washington July 15 and October 22, 1992;
Entered into force October 22, 1992.*

The Rwandese Embassy to the Department of State

WASHINGTON, D.C. LE 15.7 1992

(1) NO. 388/16.11.05/02.A3

AMBASSADE DE LA REPUBLIQUE RWANDAISE

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Washington, D.C. 20009

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REF. NO:

ANNEXE:

OBJET:

The Embassy of the Rwandese Republic presents its compliments to the Department of State and has the honor to submit the following text to supersede that of Note No. 307/16.11.05/02.A3 dated June 11, 1992.

The Embassy of the Rwandese Republic presents its compliments to the Department of State and, on behalf of the Rwandese Government, has the honor to propose that -on a reciprocal basis- dependents of the Rwandese Government employees assigned to official duty in the United States of America and dependents of the United States Government employees assigned to official duty in RWANDA, be authorized to be employed in the receiving country.

Insofar as RWANDA is concerned, this proposed agreement only translates what is virtually the actual state of things since dependents of American diplomats posted in RWANDA are not banned from accepting remunerated employment.

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.

TIAS 11904

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 staffs assigned to diplomatic missions, consular offices and missions to international organizations.

In the case of dependents who seek employment in the Rwandese Republic, an official request must be made by the Embassy of the United States in KIGALI to the Office of Protocol in the Ministry of Foreign Affairs and Cooperation. Upon verification that the person is a dependent of an official employee of the United States Government, the United States Embassy will be informed by the Government of the Rwandese Republic that the dependent has permission to accept employment.

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

The Rwandese Government and the United States 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.

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

The Embassy of the Rwandese Republic 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 the two governments which shall enter into force on the date of that reply note.

This agreement shall remain in force until 90 days after the date of the written notification from either government to the other of the intention to terminate.

Washington, D.C., July 15, 1992.

Department of State
2201 C Street, NW
Washington, D.C. 20520-2105.

The Department of State to the Rwandese Embassy

The Department of State acknowledges receipt of note No. 388/16.11.05/02.A3 dated July 15, 1992 from the Embassy of the Rwandese Republic and wishes to inform the Embassy that the Government of the United States of America concurs that dependents of members of Rwandese diplomatic and consular posts and missions to international organizations in the United States and dependents of members of U.S. diplomatic and consular posts and missions to international organizations in Rwanda, 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 Rwandese note, see pp. 2-4.]

The Department of State is pleased that the government of the Rwandese Republic has chosen to engage in this exchange of notes establishing a bilateral work agreement between Rwanda and the United States of America. The agreement is now in effect. The Embassy of the Rwandese Republic may now submit dependent employment requests to the Office of Protocol in accordance with the procedure set forth in the attached diplomatic note dated April 10, 1991.¹

Attachment:

As stated.

Department of State,
Washington,
October 22, 1992

¹ Not printed. Available from the Office of Treaty Affairs, Department of State.

