

**Additional Protocol to the Agreement Among the States  
Parties to the North Atlantic Treaty and the Other States  
Participating in the Partnership for Peace Regarding the  
Status of Their Forces**

Done: Brussels June 19, 1995

Opened For Signature: In accordance with Article II, paragraph 1, the Additional Protocol shall be open for signature by any signatory of the Agreement Among the States Parties to the North Atlantic Treaty and the Other States Participating in the Partnership for Peace Regarding the Status of Their Forces.

Entry into Force: June 1, 1996

In accordance with Article II, paragraph 2, the Additional Protocol shall be subject to ratification, acceptance or approval and instruments of ratification, acceptance or approval of the Additional Protocol shall be deposited with the Government of the United States of America. In accordance with Article II, paragraph 3, the Additional Protocol entered into force thirty days after three signatory States to the Additional Protocol, at least one of which was a party to the NATO SOFA and one of which had accepted the invitation to join the Partnership for Peace and had subscribed to the Partnership for Peace Framework Document, had deposited their instruments of ratification, acceptance or approval. The Additional Protocol enters into force for each other signatory State on the date of the deposit of its instrument.

**Legend:** (no mark)= ratification; **a** =accession; **d**= succession; **c** = acceptance; **p** = approval; **h**=adherence

| Participant            | Signature         | Consent to be Bound |          | EIF date          | Note |
|------------------------|-------------------|---------------------|----------|-------------------|------|
| Albania                | October 10, 1995  | May 9, 1996         | <b>a</b> | June 8, 1996      |      |
| Armenia                | October 28, 2003  | April 16, 2004      |          | May 16, 2004      |      |
| Austria                | March 27, 1997    | September 2, 1998   |          | September 2, 1998 |      |
| Azerbaijan             | January 15, 1998  | March 3, 2000       | <b>c</b> | April 2, 2000     |      |
| Belgium                | October 31, 1995  | October 10, 1997    |          | November 9, 1997  |      |
| Bosnia and Herzegovina | February 1, 2008  | February 1, 2008    | <b>a</b> | March 2, 2008     |      |
| Bulgaria               | October 16, 1995  | May 29, 1996        |          | June 28, 1996     |      |
| Canada                 | October 13, 1995  | May 2, 1996         |          | June 1, 1996      |      |
| Croatia                | July 12, 2001     | January 11, 2002    |          | February 10, 2002 |      |
| Czech Republic         | November 2, 1995  | March 27, 1996      |          | June 1, 1996      |      |
| Denmark                | July 3, 1995      | July 8, 1999        |          | August 7, 1999    | 1    |
| Estonia                | August 29, 1995   | August 7, 1996      |          | September 6, 1996 |      |
| Finland                | December 16, 1996 | August 1, 1997      |          | August 1, 1997    |      |
| France                 | December 1, 1995  | February 1, 2000    |          | March 2, 2000     |      |
| Georgia                | July 18, 1995     | May 19, 1997        |          | June 18, 1997     |      |

| <b>Participant</b> | <b>Signature</b>  | <b>Consent to be Bound</b> |          | <b>EIF date</b>    | <b>Note</b> |
|--------------------|-------------------|----------------------------|----------|--------------------|-------------|
| Germany            | July 20, 1995     | September 24, 1998         |          | October 24, 1998   | 2           |
| Greece             | October 9, 1997   | June 30, 2000              |          | July 30, 2000      | 3           |
| Hungary            | June 21, 1995     | December 14, 1995          |          | June 1, 1996       |             |
| Iceland            | March 10, 1997    | May 15, 2007               |          | June 14, 2007      |             |
| Italy              | March 14, 1996    | September 23, 1998         |          | October 23, 1998   |             |
| Kazakhstan         | July 31, 1996     | November 6, 1997           |          | December 6, 1997   |             |
| Kyrgyzstan         | November 7, 2002  | August 25, 2006            |          | September 24, 2006 |             |
| Latvia             | December 13, 1995 | April 19, 1996             |          | June 1, 1996       |             |
| Lithuania          | January 31, 1996  | August 15, 1996            |          | September 14, 1996 |             |
| Luxembourg         | February 18, 1997 | September 14, 2001         |          | October 14, 2001   |             |
| Moldova            | September 6, 1996 | October 1, 1997            |          | October 31, 1997   |             |
| Montenegro         | December 13, 2011 | January 27, 2012           |          | February 26, 2012  |             |
| Netherlands        | February 5, 1996  | June 26, 1997              | <b>c</b> | July 26, 1997      | 4           |
| North Macedonia    | May 30, 1996      | June 19, 1996              |          | July 19, 1996      |             |
| Norway             | June 19, 1995     | October 4, 1996            |          | November 3, 1996   | 5           |
| Poland             | November 3, 1995  | April 4, 1997              |          | May 4, 1997        |             |
| Portugal           | September 8, 1997 | February 4, 2000           |          | March 5, 2000      |             |
| Romania            | November 3, 1995  | June 5, 1996               |          | July 5, 1996       |             |
| Russia             | April 28, 2006    | August 28, 2007            |          | September 27, 2007 | 6           |
| Serbia             | January 27, 2014  | September 3, 2015          |          | October 3, 2015    |             |
| Slovak Republic    | August 11, 1995   | September 18, 1996         | <b>p</b> | September 18, 1996 |             |
| Slovenia           | July 31, 1995     | January 18, 1996           |          | June 1, 1996       |             |
| Spain              | December 16, 1996 | February 4, 1998           |          | March 6, 1998      | 7           |
| Sweden             | April 4, 1996     | November 13, 1996          |          | December 13, 1996  |             |
| Switzerland        | April 4, 2003     | April 9, 2003              |          | May 9, 2003        | 8           |
| Turkey             |                   |                            |          |                    |             |
| Ukraine            | May 6, 1996       | April 26, 2000             |          | May 26, 2000       |             |
| United Kingdom     |                   |                            |          |                    |             |
| United States      |                   |                            |          |                    |             |
| Uzbekistan         | July 24, 1996     | January 30, 1997           |          | March 1, 1997      |             |

## NOTES

- 1 The instrument of ratification of the Additional Protocol by Denmark includes a reservation that, pending further decision, the Additional Protocol will not apply to the Faroe Islands or to Greenland.
- 2 The instrument of ratification of the Additional Protocol by Germany was accompanied by two understandings which read as follows:

“It is the understanding of the Federal Republic of Germany that Article I of the Agreement of 19 June 1995 among the States Parties to the North Atlantic Treaty and the other States participating in the Partnership for Peace regarding the status of their Forces shall not affect the EU legislation applicable in the Federal Republic of Germany with regard to the exemption of foreign armed forces and their members from taxes and duties.

“It is the understanding of the Federal Republic of Germany that, in accordance with the meaning and purpose of the Agreement of 19 June 1995 among the States Parties to the North Atlantic Treaty and the other States participating in the Partnership for Peace regarding the status of their Forces, Article II thereof does not conflict with the application of the Agreement throughout the whole territory of the Federal Republic of Germany.”

- 3 Signature of the Additional Protocol by Greece included the following declaration:

“Regarding the signing of this Protocol by the former Yugoslav Republic of Macedonia, the Hellenic Republic declares that its own signing of the said Protocol can in no way be interpreted as an acceptance from its part, or as recognition in any form and content of a name other than that of “the former Yugoslav Republic of Macedonia”, under which the Hellenic Republic has recognized the said country and under which the latter has joined the NATO “Partnership for Peace” Programme, where resolution 817/93 of the UN Security Council was taken into consideration.”

[Greece confirmed this declaration upon deposit of its instrument of ratification of the Additional Protocol.]

- 4 Acceptance of the Additional Protocol by the Netherlands is for the Kingdom in Europe and includes the following reservation:

“The Kingdom of the Netherlands will be bound by the Agreement among the States Parties to the North Atlantic Treaty and the other States participating in the Partnership for Peace regarding the Status of their Forces only with respect to those other States participating in the Partnership for Peace which in addition to ratifying, accepting or approving the Agreement, also ratify, accept or approve the Additional Protocol to the Agreement”.

- 5 The instrument of ratification of the Additional Protocol by Norway includes the following reservation:

“The Government of Norway will be bound by the Agreement among the States Parties to the North Atlantic Treaty and the other States participating in the Partnership for Peace regarding the Status of their Forces only with respect to those other States participating in the Partnership for Peace which in addition to ratifying the Agreement, also ratify the Additional Protocol to the Agreement among the States Parties to the North Atlantic Treaty and the other States participating in the Partnership for Peace regarding the Status of their Forces”.

- 6 The instrument of ratification of the Additional Protocol by the Russian Federation was accompanied by a statement, a Department of State English translation of which reads as follows:

“In order to implement the Agreement among the States Parties to the North Atlantic Treaty and the Other States Participating in the Partnership for Peace Regarding the Status of Their Forces, signed June 19, 1995, the Russian Federation proceeds from the following understanding of the provisions of the Agreement among the Parties to the North Atlantic Treaty Regarding the Status of Their Forces, of June 19, 1951 (hereinafter the Agreement):

“1) the provision of Article III (4) of the Agreement, which obligates the authorities of the sending State to

immediately inform the authorities of the receiving State of cases where a member of a force or of a civilian component fails to return to his country after being separated from the service, shall also apply to cases where those persons absent themselves without authorization from the site of deployment of the force of the sending State and are carrying weapons;

“2) on the basis of reciprocity, the Russian Federation will understand the words ‘possess arms’ used in Article VI of the Agreement to mean the application and use of weapons, and the words ‘shall give sympathetic consideration to requests from the receiving State’ to mean the obligation of the authorities of the sending State to consider the receiving State’s requests concerning the shipment, transportation, use, and application of weapons;

“3) the list of offenses set forth in subparagraph c of Article VII (2) is not exhaustive and, for the Russian Federation, includes, apart from those enumerated, other offenses that are directed against the foundations of its constitutional system and security and that are covered by the Russian Federation Criminal Code;

“4) pursuant to Article VII (4) of the Agreement, the Russian Federation presumes that the authorities of the sending State have the right to exercise their jurisdiction in the event that at sites where the sending State’s force is deployed, unidentified persons commit offenses against that state, members of its force, and members of its civilian component, or their family members. When a person who committed an offense is identified, the procedure established by the Agreement takes effect;

“5) the assistance mentioned in subparagraph a of Article VII (6) of the Agreement is provided in conformity with the legislation of the requested State. In providing legal assistance, the competent authorities of the States Parties to the Agreement interact directly, and if necessary, through the appropriate higher authorities;

“6) the Russian Federation allows importation of the goods and vehicles mentioned in Article XI (2), (5) and (6) of the Agreement, and the equipment and items mentioned in Article XI (4) of the Agreement which are intended for the needs of the force, in accordance with the terms of the customs regime for temporary importation that were established by the customs legislation of the Russian Federation. In this connection, such importation is carried out with full exemption from payment of customs duties, taxes, and fees, except for customs fees for storage, customs processing of goods, and similar services outside of the designated places or hours of operation of the customs authorities, and for the periods provided for in the Agreement if such periods are expressly stipulated in the Agreement.

The Russian Federation presumes that the procedure and terms for importation of the goods mentioned in Article XI (4) of the Agreement and intended for the needs of the force will be governed by separate agreements on the sending and receiving of forces between the Russian Federation and the sending State.

None of the provisions of Article XI, including paras. 3 and 8, restrict the right of Russian Federation customs authorities to take all necessary steps to monitor compliance with the terms for importation of goods and vehicles provided for by Article XI of the Agreement, if such measures are necessary under Russian Federation customs legislation.

The Russian Federation presumes that the sending State will send confirmation to the Russian Federation customs authorities that all goods and vehicles imported into the Russian Federation in accordance with the provisions of Article XI of the Agreement and with separate arrangements on the sending and receiving of forces between the Russian Federation and the sending State may be used solely for the purposes for which they were imported. In the event they are used for other purposes, all customs payments stipulated by Russian Federation legislation must be made for such goods and vehicles, and the other requirements set by Russian Federation legislation must also be fulfilled.

Transit of the aforesaid goods and vehicles shall be carried out in accordance with Russian Federation customs legislation. Pursuant to Article XI (11), the Russian Federation declares that it permits the importation into the customs territory of the Russian Federation of petroleum products intended for use in the process of operating official vehicles, aircraft, and vessels belonging to the forces or the

civilian component, with exemption from the payment of customs duties and taxes in accordance with the requirements and restrictions established by Russian Federation legislation.

The Russian Federation permits the importation of the vehicles that are mentioned in Article XI (2), (5) and (6) of the Agreement and intended for personal use by members of the civilian component and their family members under the terms of temporary importation that are established by Russian Federation legislation.

The Russian Federation presumes that customs processing of goods imported (exported) by members of the civilian component and their family members and intended solely for their personal use, including goods for initially setting up a household, shall be carried out without the exacting of customs payments, except for customs fees for storage, customs processing of goods, and similar services outside the designated places or hours of operation of the customs authorities.

“7) The Russian Federation also presumes that documents and materials appended to them that are sent to its competent authorities within the framework of the Agreement will be accompanied by duly certified translations thereof into the Russian language.”

For Responses to the Statement Accompanying the Instrument of Ratification by the Russian Federation refer to the Party records for Belgium, Bulgaria, Canada, Croatia, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Italy, Latvia, Lithuania, The Netherlands, Norway, Poland, Portugal, Romania, the Slovak Republic and Sweden.

<sup>7</sup> The instrument of ratification of the Additional Protocol by Spain includes the following reservation:

“Spain shall remain bound by the Agreement Among the States Parties to the North Atlantic Treaty and the Other States Participating in the Partnership for Peace Regarding the Status of Their Forces only with respect to the other States participating in the Partnership for Peace that shall have ratified the Agreement and its Additional Protocol”.

<sup>8</sup> The instrument of ratification of the Additional Protocol by Switzerland was accompanied by the following reservations and declaration:

“On Ratification of the Agreement among the States parties to the North Atlantic Treaty and the other States participating in the Partnership for Peace regarding the status of their forces, dated 19 June 1995 and the Additional Protocol to the said Agreement, Switzerland formulates the following reservations and declaration relating to the Agreement among the States Parties to the North Atlantic Treaty regarding the Status of their forces (Status of the NATO troops), dated 19 June 1951:

Reservation concerning Article VII Paragraphs 5 and 6:

I. “Switzerland will only hand over members of a military unit, of a civilian component or their families to the authorities of the sending or receiving state according to Article VII Paragraph 5 of the NATO-Status of Forces Agreement or provide legal assistance according to Paragraph 6 in such cases, if the state in question gives the guarantee that the death penalty is neither pronounced against nor carried out on these persons.

II. Switzerland will not hand over members of a military unit, of a civilian component or their families to the authorities of the sending or receiving state according to Article VII Paragraph 5 of the NATO-Status of Forces Agreement nor and will not provide legal assistance according to Paragraph 6,

i. If there are serious reasons for believing that these persons would be subjected to torture or to inhuman or degrading punishment or treatment,

ii. If there are serious reasons for believing that these persons would be prosecuted on account of their race, religion, nationality or political opinion, or that these persons’ positions may be prejudiced for any of these reasons.”

Reservation concerning Article XIII

“Switzerland grants administrative or legal assistance in fiscal matters. The object of administrative assistance is the correct application of the agreements regarding the avoidance of double taxation and the prevention of their improper use. Switzerland offers legal assistance only in case of fiscal fraud and on condition of reciprocity.”

Declaration concerning Article VII

“The acceptance by Switzerland of the penal and disciplinary jurisdiction of foreign military authorities of a sending state according to Article VII of the NATO- NATO-Status of Forces Agreement does not apply to the proceedings, the deliberation and pronouncement of the judgement by a criminal court of the sending state on the territory of Switzerland.”