

**AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF  
AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF KAZAKHSTAN  
REGARDING CONSULAR PRIVILEGES AND IMMUNITIES**

The Government of the United States of America and the Government of the Republic of Kazakhstan (hereinafter, individually referred to as the “Party,” and collectively as the “Parties”)

Recognizing the important work performed by consular officers and consular employees;

Believing that enhanced protections for members of the consular staff and their family members will further strengthen the friendly relations between the Republic of Kazakhstan and the United States of America;

Intending to enhance the protections enjoyed by consular posts, consular officers, consular employees and their family members; and

Reiterating that privileges and immunities are to ensure the efficient functioning of consular posts on behalf of their respective States and are not for the purpose of benefitting individuals.

Hereby agree as follows:

**Article 1  
Definitions**

For purposes of this Agreement, the following terms shall have the meanings hereunder assigned to them:

The definitions provided in Article 1 of the Vienna Convention on Diplomatic Relations and Article 1 of the Vienna Convention on Consular Relations apply to this Agreement.

“Family member” means a member of the household of a consular officer or of a consular employee forming part of the family who has been notified to the receiving State in accordance with the established practice of the receiving State.

**Article 2**  
**Privileges and Immunities of Consular Officers**

Each Party shall extend to consular officers of the other Party privileges and immunities equivalent to those afforded to diplomatic agents under the Vienna Convention on Diplomatic Relations.

**Article 3**  
**Privileges and Immunities of Consular Employees**

Each Party shall extend to consular employees of the other Party privileges and immunities equivalent to those afforded to members of the administrative and technical staff under the Vienna Convention on Diplomatic Relations.

**Article 4**  
**Privileges and Immunities of a Family Member of a Consular Officer**

Each Party shall extend to the family member of a consular officer of the other Party privileges and immunities equivalent to those afforded to the members of the family of a diplomatic agent forming part of his or her household under the Vienna Convention on Diplomatic Relations.

**Article 5**  
**Privileges and Immunities of a Family Member of a Consular Employee**

The Parties shall extend to the family member of a consular employee of the other Party privileges and immunities equivalent to those afforded to the members of the family of a member of the administrative and technical staff forming part of his or her household under the Vienna Convention on Diplomatic Relations.

**Article 6**  
**Consular Mission and Property**

The premises of the consular mission and its property, including means of transport, shall enjoy the same protection as those of a diplomatic mission under Article 22 of the Vienna Convention on Diplomatic Relations.

**Article 7**  
**Scope of Application**

The protections provided in this Agreement shall not apply to those individuals who are nationals of or permanently resident in the receiving State.

**Article 8**  
**Waivers**

Any immunity or inviolability afforded under this Agreement may be waived by the sending State. Any waiver must always be express.

**Article 9**  
**Visas**

Each Party commits not to discriminate on the basis of religion or ethnic heritage in processing and issuing visas for the diplomatic and consular personnel of the other Party.

**Article 10**  
**Relationship to the Vienna Convention on Consular Relations**

Consistent with Article 73 of the Vienna Convention on Consular Relations, this Agreement supplements and amplifies the provisions of that Convention. The provisions of this Agreement and any prior agreements in force between the Parties shall be applied consistently, but in case of a conflict the provision more favorable to the sending State shall be applied.

Nothing in this agreement shall affect the rights or obligations of either Party under any other international agreement in force between the Parties.

**Article 11**  
**Amendment**

This Agreement may be amended at any time by mutual agreement between the Parties.

**Article 12**  
**Entry into force and termination**

This Agreement shall enter into force on the date the Government of the Republic of Kazakhstan notifies the Government of the United States of America via diplomatic note that Kazakhstan has fulfilled all internal procedures required for the entry into force of this Agreement.

This Agreement shall remain in force indefinitely. Either Party may terminate this Agreement at any time by providing written notice, through diplomatic channels to the other Party. Termination shall take effect twelve months following the date of such notification.

Done at *Nur-Sultan* this *3* of *May*, 2019, in duplicate, in the English and Kazakh languages, both texts being equally authentic.

FOR THE GOVERNMENT OF  
THE UNITED STATES OF AMERICA:

*William H. Mosen*

FOR THE GOVERNMENT OF  
THE REPUBLIC OF KAZAKHSTAN:

