

EMPLOYMENT

**Agreement Between the
UNITED STATES OF AMERICA
and COMOROS**

Effected by Exchange of Notes at
Washington and New York City
April 14 and June 6, 2016



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.”

COMOROS

Employment

*Agreement effected by exchange of notes
at Washington and New York City
April 14 and June 6, 2016;
Entered into force June 6, 2016.*

**DEPARTMENT OF STATE
WASHINGTON**

The United States Department of State proposes to the Embassy of the Union of Comoros that the Government of the United States of America and the Government of the Union of the Comoros conclude a bilateral work agreement for dependents of members of diplomatic missions and consular posts assigned to official duty in each other's countries.

The Department of State proposes to the Embassy that the Government of the United States of America and the Government of the Union of the Comoros, on a reciprocal basis, authorize dependents of members of diplomatic missions and consular posts to be employed in the receiving state.

For the purpose of this Agreement, a "dependent" is an individual of at least 16 years of age who has been issued a diplomatic visa and whose accreditation is accepted by the receiving state as a dependent member of the immediate family forming part of the household of a member of a diplomatic mission, including a diplomatic mission to an international organization, or of a consular post of the sending state.

DIPLOMATIC NOTE

Employment authorization shall be accorded to a dependent on the basis of his or her accreditation as a dependent of a member of a diplomatic mission or consular post. Renewals of employment authorization documents, if necessary, shall be granted on the same basis and in accordance with the same procedure described below for initial employment authorization.

To obtain employment authorization for a dependent of a member of a diplomatic mission or consular post of the Government of the Union of the Comoros in the United States, an official request shall be made by the Embassy of the Union of the Comoros to the Office of Foreign Missions in the Department of State. For a dependent of a member of the Government of the Union of the Comoros' Mission to the United Nations seeking employment authorization, an official request shall be made by the Permanent Mission of the Union of the Comoros to the United Nations to the United States Mission to the United Nations. Upon verification that the person is a dependent of a member of a diplomatic mission or consular post of the Government of the Union of the Comoros, and upon processing of the official request, which shall not exceed 90 days, the Government of the United States of America shall inform the Embassy of the Union of the Comoros or Permanent Mission to the United Nations or the dependent that the dependent is authorized to be employed. Processing of the official request by the U.S. government shall consist of the Department of State

certifying to the U.S. Citizenship and Immigration Service (USCIS) that the individual is eligible for employment authorization under this Agreement, and USCIS issuing the employment authorization documents.

In the case of a dependent of a member of a diplomatic mission or consular post of the Government of the United States of America who seeks employment in the Union of the Comoros, an official request shall be made by the United States to the Ministry of Foreign Relations, Cooperation, the Diaspora, the Francophone and the Arab World. Upon verification that the person is a dependent of a member of a diplomatic mission or consular post of the Government of the United States of America, and upon processing of the official request, which shall not exceed 90 days, the Government of the Union of the Comoros shall inform the U.S. Embassy or the dependent that the dependent is authorized to be employed.

The Government of the United States of America and the Government of the Union of the Comoros, or any of their respective political subdivisions, shall not charge any fee in connection with the issuance or renewal of employment authorization documents. Employment authorization shall be extended to a dependent without requiring evidence of an offer of employment in the receiving state.

The Government of the United States of America and the Government of the Union of the Comoros confirm that neither the Vienna Convention on Diplomatic

Relations nor the Vienna Convention on Consular Relations provides dependents with either civil or administrative immunity in an action relating to any professional or commercial activity, including employment authorized pursuant to this Agreement. However, dependents retain all other privileges and immunities to which they are entitled under applicable treaties. Further, to the extent consistent with other international agreements, dependents are responsible for payment of income and social security taxes on any remuneration received as a result of employment in the receiving state.

The Department of State further proposes that, if the foregoing provisions are acceptable to the Government of the Union of the Comoros, this note and the Government of the Union of the Comoros' written reply concurring therein shall constitute an Agreement between the governments, which shall enter into force on the date of that reply note and shall remain in force until 90 days after the date of the written notification from either government to the other of its intention to terminate this Agreement.

Department of State,

Washington,

April 14, 2016.

EBW



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The Embassy of the Union of Comoros has the honor to refer to the diplomatic note dated April 14, 2016, from the Department of State of the United States concerning a bilateral work agreement between the Government of the Union of the Comoros and the Government of the United States of America (hereinafter referred to as “Agreement”), which reads as follows:

The United States Department of State proposes to the Embassy of the Union of Comoros that the Government of the United States of America and the Government of the Union of the Comoros conclude a bilateral work agreement for dependents of members of diplomatic missions and consular posts assigned to official duty in each other's countries.

The Department of State proposes to the Embassy that the Government of the United States of America and the Government of the Union of the Comoros, on a reciprocal basis, authorize dependents of members of diplomatic missions and consular posts to be employed in the receiving state.

For the purpose of this Agreement, a “dependent” is an individual of at least 16 years of age who has been issued a diplomatic visa and whose accreditation is accepted by the receiving state as a dependent member of the immediate family forming part of the household of a member of a diplomatic mission, including a diplomatic mission to an international organization, or of a consular post of the sending state.

Employment authorization shall be accorded to a dependent on the basis of his or her accreditation as a dependent of a member of a diplomatic mission or consular post. Renewals of employment authorization documents, if necessary, shall be granted on the same basis and in accordance with the same procedure described below for initial employment authorization.

To obtain employment authorization for a dependent of a member of a diplomatic mission or consular post of the Government of the Union of the Comoros in the United States, an official request shall be made by the Embassy of the Union of the Comoros to the Office of Foreign Missions in the Department of State. For a dependent of a member of the Government of the Union of the Comoros’ Mission to the United Nations seeking employment authorization, an official request shall be made by the Permanent Mission of the Union of the Comoros to the United Nations to the United States Mission to the United Nations. Upon verification that the person is a dependent of a member of a diplomatic

mission or consular post of the Government of the Union of the Comoros, and upon processing of the official request, which shall not exceed 90 days, the Government of the United States of America shall inform the Embassy of the Union of the Comoros or Permanent Mission to the United Nations or the dependent that the dependent is authorized to be employed. Processing of the official request by the U.S. government shall consist of the Department of State certifying to the U.S. Citizenship and Immigration Service (USCIS) that the individual is eligible for employment authorization under this Agreement, and USCIS issuing the employment authorization documents.

In the case of a dependent of a member of a diplomatic mission or consular post of the Government of the United States of America who seeks employment in the Union of the Comoros, an official request shall be made by the United States to the Ministry of Foreign Relations, Cooperation, the Diaspora, the Francophone and the Arab World. Upon verification that the person is a dependent of a member of a diplomatic mission or consular post of the Government of the United States of America, and upon processing of the official request, which shall not exceed 90 days, the Government of the Union of the Comoros shall inform the U.S. Embassy or the dependent that the dependent is authorized to be employed.

The Government of the United States of America and the Government of the Union of the Comoros, or any of their respective political subdivisions, shall not charge any fee in connection with the issuance or renewal of employment authorization documents. Employment authorization shall be extended to a dependent without requiring evidence of an offer of employment in the receiving state.

The Government of the United States of America and the Government of the Union of the Comoros confirm that neither the Vienna Convention on Diplomatic Relations nor the Vienna Convention on Consular Relations provides dependents with either civil or administrative immunity in an action relating to any professional or commercial activity, including employment authorized pursuant to this Agreement. However, dependents retain all other privileges and immunities to which they are entitled under applicable treaties. Further, to the extent consistent with other international agreements, dependents are responsible for payment of income and social security taxes on any remuneration received as a result of employment in the receiving state.

The Department of State further proposes that, if the foregoing provisions are acceptable to the Government of the Union of the Comoros, this note and the Government of the Union of the Comoros' written reply concurring therein shall constitute an Agreement between the governments, which shall enter into force on the date of that reply note and shall remain in force until 90 days after the date of the written notification from either government to the other of its intention to terminate this Agreement.

The Embassy has the honor to advise that the proposals in the State Department's note are acceptable to the Government of the Union of the Comoros and to confirm that the Department's note and this note in reply constitute an Agreement between our two governments, which shall enter into force on the date of this note in reply, and shall remain in force until ninety days after the date of the written notification from either government to the other of its intention to terminate this Agreement.

The Embassy avails itself of this opportunity to renew to the
Department of State of the United States of America the assurances of its highest
consideration. *me*



The Embassy of the Union of Comoros,

New York City

June 06th, 2016.