

KAV 3672
TIAS No.
Temp. State Dept. No. 93-183

ALBANIA

Employment of dependents of official government employees

Agreement relating to the employment of dependents of official government employees. Effected by exchange of notes at Washington Aug. 30 and Sept. 30, 1993. Entered into force Sept. 30, 1993.



Embassy of the Republic of Albania

[August 30, 1993]

Tel: (202) 223-4942

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The Government of Albania proposes to the Department of State that, on a reciprocal basis, dependents of employees of the United States Government assigned to official duty in Albania and dependents of employees of the Albanian Government assigned to official duty in the United States be authorized to be employed in the receiving country.

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 postsecondary educational institution; and

Unmarried children who are physically or mentally disabled.

For the purposes of this agreement, it is understood that employees assigned to official duty includes 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 United States, an official request must be made by the Embassy of Albania in Washington to the Office of Protocol in the Department of State. Upon verification that the person is a dependent of an official employee of the Albanian Government, the Albanian Embassy will be informed by the Government of the United States that the dependent has permission to accept employment.

In the case of dependents of employees who seek employment in Albania, an official request must be made by the United States Embassy in Tirana to the Albanian Ministry of Foreign Affairs, which, after verification, shall then inform the United States Embassy that the dependent may accept employment.

The U.S. Government and the Albanian 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 Vienna Convention on Diplomatic Relations or in accordance with the Convention on the Privileges and Immunities of the United Nations, 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.

The Government of Albania further proposes that, if these understandings are acceptable to the Government of the United States this note and the Government of the United State's reply concurring therein shall enter into force on the date of that reply note. This agreement shall remain in force until ninety days after the date of the written notification from either government to the other of intention to terminate.

Embassy of Albania



Arben Tashko
1 st secretary

The Department of State acknowledges receipt of note # 830/MP dated August 30, 1993, from the Embassy of the Republic of Albania and wishes to inform the Embassy that the Government of the United States of America concurs that dependents of members of Albanian diplomatic and consular posts and missions to international organizations in the United States and dependents of members of United States diplomatic and consular posts and missions to international organizations in Albania, be authorized to work in the receiving country, in accordance with the proposal contained in the aforementioned note which reads as follows:

"The Government of Albania proposes to the Department of State that, on a reciprocal basis, dependents of employees of the United States Government assigned to official duty in Albania and dependents of employees of the Albanian Government assigned to official duty in the United States be authorized to be employed in the receiving country.

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 postsecondary educational institution; and

Unmarried children who are physically or mentally disabled.

"For the purposes of this agreement, it is understood that employees assigned to official duty includes 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 United States, an official request must be made by the Embassy of Albania in Washington to the Office of Protocol in the Department of State. Upon verification that the person is a dependent of an official employee of the Albanian Government, the Albanian Embassy will be informed by the Government of the United States that the dependent has permission to accept employment.

"In the case of dependents of employees who seek employment in Albania, an official request must be made by the United States Embassy in Tirana to the Albanian Ministry of Foreign Affairs, which, after verification, shall then inform the United States Embassy that the dependent may accept employment.

"The U.S. Government and the Albanian 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 Vienna Convention on Diplomatic Relations or in accordance with the Convention on the Privileges and Immunities of the United Nations, 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.

"The Government of Albania further proposes that, if these understandings are acceptable to the Government of the United States this note and the Government of the United State's reply concurring therein shall constitute an agreement between our two governments which shall enter into force on the date of that reply note. This agreement shall remain in force until ninety days after the date of the written notification from either government to the other of intention to terminate."

The Department of State is pleased to confirm that the Embassy's note and this note in reply constitutes an agreement which shall enter into force on today's date. The Embassy of Albania may now submit dependent employment requests to the Office of Protocol in accordance with the procedure set forth in the attached circular diplomatic note dated April 10, 1991, and applicable INS regulations.

Enclosure:

As stated.

Department of State,

A handwritten signature in cursive script that reads "Kay Branaman Eakin". The signature is written in black ink and is positioned to the right of the typed name "Department of State,".

Washington, September 30, 1993