

EMPLOYMENT

Agreement Between the
UNITED STATES OF AMERICA
and BOTSWANA

Signed at Gaborone June 15, 1984



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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Washington, D.C. 20402*

BOTSWANA

Employment

*Agreement signed at Gaborone June 15, 1984;
Entered into force June 15, 1984.*

AGREEMENT

ENTERED INTO BY AND BETWEEN
THE GOVERNMENT OF THE UNITED STATES OF AMERICA
and
THE GOVERNMENT OF THE REPUBLIC OF BOTSWANA

to allow dependents of employees of the Government of Botswana assigned to its Diplomatic Missions in the United States of America and of employees of the Government of the United States of America assigned to its Diplomatic Mission in Botswana to accept employment in the Receiving State.

ARTICLE I

For the purpose of this agreement, the term "dependents" shall include:

- (i) Spouses
- (ii) Unmarried dependent children under 21 years of age.
- (iii) Unmarried dependent children under 25 years of age who are in full-time attendance as students at a post-secondary educational institution, and
- (iv) Unmarried children who are physically or mentally disabled.

ARTICLE II

In the case of dependents of employees of the Government of Botswana assigned to official duty in the United States, an official request will be made by the Embassy of Botswana in Washington to the office of the Chief of Protocol in the State Department. Upon verification that the person is a dependent of an official employee, the Embassy of Botswana will be informed by the Office of the Chief of Protocol that the dependent may accept employment.

ARTICLE III

In the case of dependents of employees of the United States Government assigned to official duty in Botswana who seek employment in Botswana, the request shall be made by the United States Embassy in Botswana to the Department of External Affairs, which, after verification that the person is a dependent of an employee of United States Government assigned to official duty in Botswana, shall inform the United States Embassy that the dependent may accept employment.

TIAS 11134

ARTICLE IV

Dependents who obtain employment under this agreement and who enjoy immunity from the jurisdiction of the Receiving State in accordance with Article 31 of the Vienna Convention on Diplomatic Relations,¹ or any other applicable international agreement, immunity from civil and administrative jurisdiction with respect of all matters arising out of such employment is hereby waived by the Sending State concerned. Such dependents are also responsible for payment of income tax and Social Security contributions on any remuneration received as a result of employment in the Receiving State.

ARTICLE V

The number of dependents who may accept employment in the receiving state shall not exceed ten at any given time. Provided that this number may be reviewed after an interval of three years.

ARTICLE VI

This agreement shall enter into force on the date the authorized representatives of the two governments whose names and titles appear below, affix their signature hereto, and shall remain in force until ninety days after the date of written notification from either government to the other of the intention to terminate it.

THUS DONE and SIGNED at GABORONE this fifteenth day of June, 1984.

Theodore C. Maino
Ambassador of the United States
of America

Archibald M. Mogwe
Minister of External Affairs

For and on behalf of the
Government of the United
States of America.

For and on behalf of the
Government of the Republic
of Botswana.

¹TIAS 7502; 23 UST 3240.

