

EMPLOYMENT

**Agreement between the
UNITED STATES OF AMERICA
and TANZANIA**

Effected by Exchange of Notes at
Dar es Salaam May 9 and September 6, 2007



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.”

TANZANIA

Employment

*Agreement effected by exchange of notes at
Dar es Salaam May 9 and September 6, 2007;
Entered into force September 6, 2007.*

No. 115/07

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs and International Cooperation of the United Republic of Tanzania and has the honor to refer to the Embassy's Diplomatic Note No. 043/07 of February 22, 2007 and the Ministry's response with Reference No. AB 28/192/05/45 dated April 5, 2007, concerning proposed agreement for the employment of dependents of employees of consular and diplomatic personnel assigned to duty in the respective countries.

The Embassy wishes to inform the Ministry of Foreign Affairs that there was an error in the Embassy's original Note No. 043/07 under age limit for unmarried dependent children. This Note is replacing the Embassy's note 043/07 of February 22, 2007 in its entirety.

The two Governments agree that, on the basis of reciprocity, dependents of employees of one Government assigned to official duty in the other country as members of a diplomatic mission, members of a consular post, or members of a mission to an international organization, will be authorized to accept employment in the receiving State. No restriction will be placed on the type of employment that may be

DIPLOMATIC NOTE

undertaken. It is understood, however, that in professions where particular qualifications are required, it will be necessary for the dependent to meet those qualifications. Further, authorization to accept employment may be denied in cases where, for security reasons, only nationals of the receiving State may be employed.

For the purpose of this agreement, "employee (s)" means diplomatic and consular personnel; other government personnel attached to diplomatic and consular missions; and administrative, technical and support staff. "Dependent (s)" means (a) spouses; (b) unmarried dependent children under 21, or under 23 if in full-time attendance at a post-secondary education institution; and (c) unmarried dependent children who are physically or mentally disabled.

In order for a dependent to be authorized to work in the receiving state, the Embassy of the sending State will make an official request to the Protocol Division of the Ministry of Foreign Affairs. Upon verification that the person in question falls within the categories defined in this agreement, and after observing applicable domestic procedures, the Protocol Division will promptly and officially inform the sending State Embassy that the person has permission to accept employment.

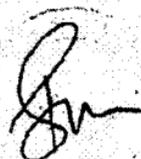
The two governments agree to waive whatever fees might otherwise be charged in connection with the issuance of employment authorization identification.

Dependents who obtain employment under this agreement and who have immunity from civil and administrative jurisdiction of the receiving State, in accordance with the Vienna Convention on Diplomatic Relations or any other applicable international agreement, do not enjoy such immunity in an action relating to such employment.

To the extent consistent with other international agreements, dependents obtaining employment under this agreement will be required to pay income tax and social security deductions levied by the receiving State on any remuneration arising from such employment.

If the foregoing proposal is acceptable to the Government of the United Republic of Tanzania, this Note together with the affirmative reply of the Government of the United Republic of Tanzania will constitute an agreement between our two Governments on this matter, which shall enter into force on the date of the Ministry's reply and shall remain in force until terminated by either Government on ninety (90) days notice in writing to the other.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs and International Cooperation of the United Republic of Tanzania the assurances of its highest consideration.

A handwritten signature in black ink, appearing to be 'Jm', is written over a faint circular stamp or seal.

Embassy of the United States of America

Dar es Salaam, May 9, 2007

THE UNITED REPUBLIC OF TANZANIA

**MINISTRY OF FOREIGN AFFAIRS AND
INTERNATIONAL CO-OPERATION,
P.O. Box 9000,
DAR ES SALAAM.**

Ref. No. AB 28/192/05/52

The Ministry of Foreign Affairs and International Cooperation of the United Republic of Tanzania presents its compliments to the Embassy of the United States of America and has the honour to refer to the Embassy's Note No. 115/07 of May 9th 2007 concerning the proposed Agreement for the employment of dependants of employees of consular and diplomatic personnel.

The Ministry wishes to inform the esteemed Embassy that it has agreed to the proposed reply and that this Note constitutes an Agreement between the Government of the United Republic of Tanzania and the Government of the United Republic of America and that the date of entry into force of this Agreement be the date of this Note.

The two Governments agree that, on the basis of reciprocity, dependants of employees of one Government assigned to official duty in the other country as members of a diplomatic mission, members of a consular post, or members of a mission to an international organization, will be authorized to accept employment in the receiving state. NO restriction will be placed on the type of employment that may be undertaken. It is understood, however, that in professions where particular qualifications are required, it will be necessary for the dependant to meet those qualifications. Further, authorization to accept employment may be denied in cases where, for security reasons, only nationals of the receiving State may be employed.

For the purpose of this arrangement, "employee(s)" means diplomatic and consular personnel; other government personnel attached to diplomatic and consular missions; and administrative, technical and support staff. "Dependant(s)" means (a) spouses; (b) unmarried children under 21, or under 23 if in full-time attendance at a post-secondary education institution; and (c) unmarried dependant children who are physically or mentally disabled.

In order for a dependant to be authorized to work in the receiving State, the Embassy of the sending State will make an official request to the Protocol Division of the Ministry of Foreign Affairs and International Cooperation. Upon verification that the person in question falls within the categories defined in this arrangement, and after observing applicable domestic procedures, the Protocol Division will promptly and officially inform the Sending State's Embassy that the person has permission to accept employment.

The two Governments agree to waive whatever fees might otherwise be charged in connection with the issuance of employment authorization identification.

Dependants who obtain employment under this Agreement and who have immunity from civil and administrative jurisdiction of the receiving State in accordance with the Vienna Convention on Diplomatic Relations or any other applicable international agreement, do not enjoy such immunity in an action relating to such employment.

THE UNITED REPUBLIC OF TANZANIA

**MINISTRY OF FOREIGN AFFAIRS AND
INTERNATIONAL CO-OPERATION,
P.O. Box 9000,
DAR ES SALAAM.**

To the extent consistent with other international agreements, dependants obtaining employment under this Agreement will be required to pay income tax and social security deductions levied by the receiving State on any remuneration arising from such employment.

This Agreement shall remain in force until terminated by either Government on ninety (90) days notice in writing to the other.

The Ministry of Foreign Affairs and International Cooperation of the United Republic of Tanzania avails itself of the opportunity to renew to the Embassy of the United States of America the assurances of its highest consideration.

Dar es Salaam, 06 September 2007



Embassy of the United States of America
DAR ES SALAAM.