

EMPLOYMENT

**Agreement between the
UNITED STATES OF AMERICA
and THE GAMBIA**

Effected by Exchange of Notes at
Banjul June 7 and August 13, 2002



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.”

THE GAMBIA

Employment

*Agreement effected by exchange of notes at
Banjul June 7 and August 13, 2002;
Entered into force August 13, 2002.*

EMBASSY OF THE
UNITED STATES OF AMERICA

Note No. 68/02

The Embassy of the United States of America presents its compliments to the Department of State for Foreign Affairs of the Republic of The Gambia and has the honor to propose that our governments conclude a bilateral work agreement for dependents of officials serving in our respective countries.

The Embassy of the United States of America proposes to the Government of The Gambia that, on a reciprocal basis, dependents of employees of the United States Government assigned to official duty at the United States Mission in The Gambia and dependents of employees of the Government of The Gambia assigned to official duty at a Gambian Mission in the United States be authorized to be employed in the receiving country.

For the purpose of this agreement, "dependents" shall mean:

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 post-secondary 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 means 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 The Gambia 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 Government of The Gambia, and processing of the official request, the Gambian Embassy will be informed by the Government of the United States that the dependent may accept employment.

In the case of dependents of employees who seek employment in The Gambia, an official request must be made by the United States Embassy in The Gambia to the Gambian Department of State for Foreign Affairs, which, after verification, shall then inform the United States Embassy that the dependent may accept employment.

The United States Government and the Government of The Gambia confirm 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 the Vienna Convention on Diplomatic Relations or any other applicable international agreement between the United States and The Gambia, enjoy 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. Dependents continue to enjoy all other privileges and immunities to which they are entitled.

The Government of the United States further proposes that, if these provisions are acceptable to the Government of The Gambia, this note and the Government of The Gambia'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 Embassy of the United States of America avails itself of this opportunity to renew to the Department of State for Foreign Affairs of the Republic of The Gambia the assurances of its highest consideration.

Embassy of the United States of America
Banjul, June 7, 2002



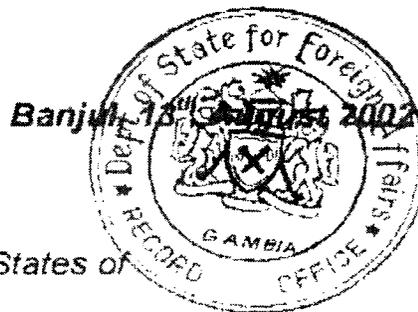

REPUBLIC OF THE GAMBIA
Department of State for Foreign Affairs
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Banjul, The Gambia

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The Department of State for Foreign Affairs of the Republic of The Gambia presents its compliments to the Embassy of the United States of America and has the honour to respond to the latter's Note No. 68/02 dated June 7th 2002.

The Department of State would like to inform the US Embassy of The Gambia Government's concurrence to the note and to the provisions therein constituting an agreement between the two countries.

The Department of State for Foreign Affairs of the Republic of The Gambia avails itself of this opportunity to renew to the Embassy of the United States of America the assurances of its highest consideration.



**Embassy of the United States of
America
Kairaba Avenue
K.S.M.D**