

AGREEMENT

BETWEEN

THE KINGDOM OF BELGIUM, REPRESENTED BY ITS GOVERNMENT,

AND

THE STATE OF ISRAEL, REPRESENTED BY ITS GOVERNMENT,

ON

GAINFUL OCCUPATION FOR FAMILY MEMBERS OF A MEMBER

OF A DIPLOMATIC MISSION OR CONSULAR POST

**AGREEMENT
BETWEEN
THE KINGDOM OF BELGIUM, REPRESENTED BY ITS GOVERNMENT,
AND
THE STATE OF ISRAEL, REPRESENTED BY ITS GOVERNMENT,
ON
GAINFUL OCCUPATION FOR FAMILY MEMBERS OF A MEMBER
OF A DIPLOMATIC MISSION OR CONSULAR POST**

THE KINGDOM OF BELGIUM, REPRESENTED BY ITS GOVERNMENT,

AND

THE STATE OF ISRAEL, REPRESENTED BY ITS GOVERNMENT,

(hereinafter referred to as the "Parties");

REALIZING that the members of the family of a member of a diplomatic mission or consular post forming part of his household, in particular legal partners, may wish to work in the State where the member of a diplomatic mission or consular post is assigned to duty;

DESIROUS of facilitating the engagement of such family members in a gainful occupation in the receiving State;

HAVE REACHED THE FOLLOWING AGREEMENT:

ARTICLE 1

Authorization to engage in a gainful occupation

1. The members of the family forming part of the household of a member of a diplomatic mission or consular post of the sending State appointed to carry out an official mission in the receiving State shall be authorized to engage in a gainful occupation in the receiving State in accordance with the provisions of the law of the receiving State and the provisions of this Agreement.
2. The receiving State shall retain the right to withhold authorization for employment in certain areas, inter alia:
 - a) if the employer is the receiving State, including its semi-autonomous agencies; foundations, state-owned and mixed public-private corporations;
 - b) if the activity affects national security.
3. The authorization to work granted to members of the family should cease:
 - a) when the beneficiary of the authorization ceases to have the status of "member of a family" in accordance with article 2(2); or
 - b) when the official function of the individual assigned to the diplomatic or career consular mission terminates, or at the latest three months thereafter.

ARTICLE 2

Definitions

For the purpose of this Agreement:

1. "A member of a diplomatic mission or consular post" means any employee of the sending State who is not a national of or permanently resident in the receiving State and who is assigned to official duty in the receiving State in a diplomatic mission or consular post.
2. "A member of the family" of a diplomatic mission or consular post means:
 - a) the spouse, de-facto spouse, or legal partner, in accordance with the law of the sending State;
 - b) the unmarried dependent children up to 18 years of age of a diplomatic agent or of a consular official.

ARTICLE 3

Procedures

1. The engagement of a member of the family in a gainful occupation in the receiving State shall be governed by the provisions of this Agreement and shall be subject to prior authorization of the relevant authorities through a request sent on behalf of the member of the family by the Embassy of the sending State to the Protocol Department of the Ministry of Foreign Affairs of the State of Israel or to the Protocol Division of the Federal Public Service Foreign Affairs, Foreign Trade and Development Cooperation of the Kingdom of Belgium accordingly. The request should specify the position applied for, the details of the potential employer and any other information requested by the appropriate authority in accordance with its procedure and forms. The relevant authorities of the receiving State, after checking whether the person in question fits the categories defined in this Agreement and taking into account applicable laws, regulations, and internal provisions, shall officially inform the Embassy of the sending State, through the Protocol Department of the Ministry of Foreign Affairs of the receiving State, that the person is authorized to engage in the requested position, according to the applicable law of the receiving State.
2. The procedures followed shall be applied in a way that enables the beneficiary of the authorization to engage in a gainful occupation as soon as possible. All requirements relating to work permits and any other similar formalities shall be favorably applied. Should the member of the family seek to change his/her employers at any time after receiving a work permit in the State of Israel, a further request for authorization must be sought.
3. Authorization for a member of the family member to engage in a gainful occupation shall not imply exemption from any requirements, procedures or fees which may ordinarily apply to any employment, whether relating to personal characteristics, professional or trade qualifications or otherwise. In the case of professions requiring special qualifications, the member of the family shall not be exempted from fulfilling the applicable requirements. The provisions of the Agreement shall not be interpreted as implying the recognition, by the other contracting Party, of a degree for pursuing a profession.

ARTICLE 4

Civil or administrative privileges and immunities

In the case of members of the family who enjoy immunity from the civil or administrative jurisdiction of the receiving State in accordance with the Vienna Convention on Diplomatic Relations, 1961 or in accordance with the rules of the customary international law as they are embodied in the Vienna Convention on Consular Relations, 1963 such immunity shall not apply in respect of any act or omission carried out in the course of the gainful occupation and falling within the civil or administrative jurisdiction of the receiving State. For the execution of the sentences, a specific waiver of the immunity from execution shall be required by the Sending State.

ARTICLE 5

Criminal immunity

In the case of members of the family who enjoy immunity from the criminal jurisdiction of the receiving State in accordance with the Vienna Convention on Diplomatic Relations, 1961 or in accordance with the rules of customary International law as they are embodied in the Vienna convention on Consular Relations, 1963:

- a) The sending State shall waive the immunity from criminal jurisdiction enjoyed by the beneficiary of the authorization with regard to the receiving State in respect of any act or omission arising from the gainful occupation, except in special instances where the sending State considers that such a waiver could be contrary to its own interests.
- b) Such a waiver of immunity from criminal jurisdiction shall not be construed as extending to immunity from execution of the sentences, for which a specific waiver will be required. In the case of such a request, the sending State shall give serious consideration to the request of the receiving State.

ARTICLE 6

Fiscal and social security regimes

In accordance with the Vienna Convention on Diplomatic Relations, 1961, the rules of the customary international law as they are embodied in the Vienna Convention on Consular Relations, 1963 or any other bilateral agreement between the Parties, members of the family shall be subject to the fiscal and social security regimes of the receiving State for matters connected with their gainful occupation in that State.

ARTICLE 7

Settlement of disputes

Any differences or disputes regarding the interpretation or application of this Agreement shall be settled through mutual consultations.

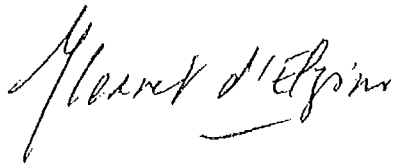
ARTICLE 8

Entry into Force

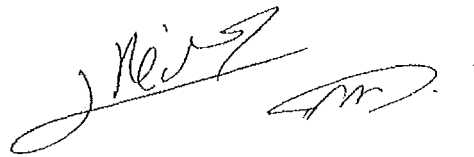
This Agreement shall enter into force on the first day of the second month following the date of exchange of the last notification of the completion of the necessary internal legal requirements. This Agreement shall remain in force until terminated by either Party, providing six (6) months notice in writing through diplomatic channels.

IN WITNESS WHEREOF the undersigned, being duly authorized by their Governments, have signed this Agreement.

Signed in Jerusalem, on the 11th day of November, 2013 which corresponds to the 8th day of the month of Kislev, 5774 in the Hebrew calendar, in two original copies each in the English, Dutch, French and Hebrew languages, both texts being equally authentic. In case of divergence of interpretation, the English text shall prevail.



**FOR THE KINGDOM OF BELGIUM,
REPRESENTED BY ITS
GOVERNMENT:**



**FOR THE STATE OF ISRAEL,
REPRESENTED BY ITS
GOVERNMENT:**