AGREEMENT

BETWEEN

THE GOVERNMENT OF THE STATE OF ISRAEL

AND

THE GOVERNMENT OF THE REPUBLIC OF FINLAND

ON

GAINFUL OCCUPATION FOR FAMILY MEMBERS OF A MEMBER OF A DIPLOMATIC MISSION OR CONSULAR POST

The Government of the State of Israel and the Government of the Republic of Finland (hereinafter referred to as the "Parties"),

realizing that the family members of a member of a diplomatic mission or consular post who form part of the household of the latter, in particular spouses, 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
Definitions

For the purpose of this Agreement:

1. "a member of a diplomatic mission or consular post" means a member of the diplomatic or consular staff, of the administrative and technical staff and of the service staff of a diplomatic mission or consular post of the sending State in the receiving State who is not a national of or a permanent resident in the receiving State and who is assigned to official duty in the diplomatic mission or consular post;
2. "a family member" of a member of a diplomatic mission or consular post means
    a. the spouse or de facto spouse of the member of a diplomatic mission or consular post, in accordance with the applicable legislation of the sending State;
    b. an unmarried dependant child under the age of 18 years, as long as the child is living in the household of the member of a diplomatic mission or consular post.

Article 2

Authorization to Engage in a Gainful Occupation

1. A member of the family shall be authorized to engage in a gainful occupation in the receiving State in accordance with the provisions of the applicable legislation of the receiving State and the provisions of this Agreement.
2. The receiving State shall retain the right to withhold authorization for gainful occupation in certain fields. The authorization may be withheld in cases where, by reasons of security, only nationals of the receiving State can be employed.
3. The authorization for gainful occupation granted to members of the family shall cease
    a. when the beneficiary of the authorization ceases to have the status of a "member of the family" defined in Article 1(2); or
    b. at the end of a reasonable period after the official duty of the member of a diplomatic mission or consular post terminates.

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 of the receiving State 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 receiving State. The request shall specify the position applied for, the details of the potential employer and any other information required by the relevant authority in accordance with its procedures and forms. The relevant authorities of the receiving State, after checking whether the person in question fits the categories defined in Article 1(2) of this Agreement and taking into account the applicable internal procedures, 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 position applied for, according to the applicable legislation of the receiving State.

2. Should the member of the family seek to change his/her employer at any time after receiving a work permit, a further request for authorization must be submitted.
3. An authorization for a member of the family to engage in a gainful occupation will not imply an exemption, whether relating to personal characteristics, professional or trade qualifications or otherwise, from any requirements, procedures or fees which may ordinarily apply to any employment. In the case of professions requiring special qualifications, the member of the family shall not be exempted from fulfilling the applicable requirements. This Agreement does not imply any recognition of diplomas and degrees or studies between the two States.

Article 4

Immunity from Civil and Administrative Jurisdiction

If members of the family 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 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. Such a waiver of immunity from civil or administrative jurisdiction shall not be construed as extending to immunity from execution of the sentences, for which a specific waiver will be required.

Article 5

Immunity from Criminal Jurisdiction

1. If members of the family 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, the provisions concerning immunity from the criminal jurisdiction of the receiving

State shall continue to apply in respect of any act or omission carried out in the course of the gainful occupation.

2. However, in the case of serious offences carried out by family members in the course of their gainful occupation, the sending State shall, upon the request in writing of the receiving State, seriously consider waiving the immunity of the member of the family concerned from the criminal jurisdiction of the receiving State.
3. Such a waiver of immunity from criminal jurisdiction shall not be construed as extending to immunity from execution of sentences, for which a specific waiver will be required.

Article 6

Fiscal and Social Security Regimes

In accordance with the Vienna Convention on Diplomatic Relations, 1961, and in accordance with the rules of customary international law as they are embodied in the Vienna Convention on Consular Relations, 1963, 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

Amendments

This Agreement may be amended by mutual accord between the Parties, with the exchange of diplomatic notes. Any amendment shall enter into force in conformity with the procedure established in Article 9.

Article 9

Entry into Force

This Agreement shall remain in force for an indefinite period. Either Party may terminate it any time by giving six (6) months` notice in writing to the other Party.

The Parties shall notify each other through diplomatic channels of the completion of the national measures necessary for the entry into force of this Agreement. The Agreement shall enter into force on the first day of the second month following the receipt of the later notification.

In witness whereof, the duly authorized representatives of the Parties have signed this Agreement,

Signed in Helsinki on the 11th day of March, 2015 which corresponds to the 20 of Adar 5775 in the Hebrew calendar, in two origional copies in the Hebrew, Finnish and English languages, all texts being equally authentic. In case of divergencies of interpretation of this Agreement the English text shall prevail.

For the Government of the State of Israel

For the Government of the Republic of Finland