AGREEMENT

BETWEEN

THE GOVERNMENT OF THE STATE OF ISRAEL

AND

THE GOVERNMENT OF THE REPUBLIC OF SLOVENIA

ON

THE 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 Slovenia (hereinafter referred to as the "Parties");

Realizing that the members of the family of a diplomatic mission or consular post forming part of the household, 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 the mission of the sending State who is not a national of or a permanent resident in the receiving State and who is assigned to official duty in a diplomatic mission or consular post in the receiving State.

2. "A member of the family" of a diplomatic mission or consular post means:

   a. The spouse or de-facto spouse, in accordance with the applicable legislation of the sending State;

   b. Unmarried dependant children under the age of 18 years or unmarried dependent children under the age of 26 years pursuing full-time courses leading to a substantial qualification at universities or higher education centers recognized by each State, as long as they are living in the household of the member of a diplomatic mission or consular post, and

   c. Unmarried children who are physically or mentally disabled but able to work.

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 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 the family" in accordance with Article 1(2); or

b. When the official function of the member of a diplomatic mission or consular post terminates, or at the latest three months thereafter.

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 receiving State, specifying the position applied for, the details of the potential employer and any other information requested by the appropriate 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 this Agreement and taking into account 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 a the requested position, according to the applicable legislation of the receiving State.

2. Should the member of the family seek to change his/her employers at any time after receiving a work permit, a further request for authorization must be sought.

3. Authorization for a member of the family or of the potential employer to engage in a gainful occupation will 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
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

In the event that a member of the family who has immunity from criminal jurisdiction 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, is suspected or accused of a criminal offence committed in relation to their gainful occupation, the sending State shall give serious consideration to any written request that may be submitted by the receiving State for waiving such immunity.

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.

Article 6
Fiscal and Social Security Regimes

In accordance with the Vienna Convention on Diplomatic Relations, 1961, and in accordance with the rules of the 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
Entry into Force

1. This Agreement shall enter into force on the date of receipt of the last written notification by which the Parties notify each other that all necessary internal requirements for the entry into force of this Agreement have been fulfilled.
2. This Agreement shall remain in force until either Party terminates it, by providing the other Party a written notification through diplomatic channels. The Agreement shall cease to be in force six months after the date of such notification.
3. This Agreement may be amended, in writing, by mutual consent of the Parties. Any such amendment shall enter into force in accordance with the procedure set forth in Paragraph 1 of this Article.

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

Signed in Jerusalem, on the 16th day of August, 2017, which corresponds to the 24 of Av 5777 in two original copies, each in the Hebrew, Slovenian and English languages, all texts being equally authentic. In case of divergence, the English text shall prevail.

For the Government of the State of Israel

For the Government of the Republic of Slovenia