

No. 8833

**NETHERLANDS
and
KENYA**

Agreement concerning the employment of Netherlands volunteers in Kenya. Signed at Nairobi, on 9 February 1967

Official text: English.

Registered by the Netherlands on 16 November 1967.

**PAYS-BAS
et
KENYA**

**Accord relatif à l'emploi de volontaires néerlandais au Kenya.
Signé à Nairobi, le 9 février 1967**

Texte officiel anglais.

Enregistré par les Pays-Bas le 16 novembre 1967.

No. 8833. AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE KINGDOM OF THE NETHERLANDS AND THE GOVERNMENT OF THE REPUBLIC OF KENYA CONCERNING THE EMPLOYMENT OF NETHERLANDS VOLUNTEERS IN KENYA. SIGNED AT NAIROBI, ON 9 FEBRUARY 1967

The Government of the Kingdom of the Netherlands and the Government of the Republic of Kenya in their desire to promote understanding and friendly relations between the peoples of the two countries by the exchange of knowledge and professional skills have agreed as follows :

Article 1

a) Within the limits imposed by the availability of manpower, financial, and material resources the Netherlands Government shall at the request of, and in agreement with, the Government of Kenya dispatch volunteers from the Organisation of Netherlands Volunteers to serve on specific development projects in Kenya selected for support.

b) Volunteers shall be made available on the conditions specific in this Agreement and in accordance with any special arrangements to be agreed upon as the need arises. Any contingency not provided for in this Agreement shall be the subject of a separate exchange of notes.

c) The Netherlands Government shall entrust the implementation of this Agreement to the Organisation of Netherlands Volunteers. The details of implementation shall in each case be the subject of arrangements between the Organisation of Netherlands Volunteers and the Agency or Agencies responsible in Kenya for the day to day administration of the projects upon which the volunteers are employed.

Article 2

a) The Government of Kenya shall afford the volunteers all the assistance they may require for the satisfactory performance of their duties.

b) During the period of their stay in Kenya volunteers shall be subject to the laws and regulations in force in Kenya.

c) Subject to prior consultation with and the agreement of the Government of Kenya, representatives of the Netherlands Government or of the Organisation

¹ Came into force on 30 September 1967, in accordance with article 10(a).

of Netherlands Volunteers may observe how work is progressing in connection with the tasks to which the volunteers have been assigned.

Article 3

a) Notwithstanding the provisions of paragraph (a) of Article 1 of this Agreement the Netherlands Government shall have the right to recall a volunteer after consultation with the appropriate authorities of the Government of Kenya. Such action should, however, wherever possible not impair the execution of the project to which the volunteer has been assigned.

b) The Government of Kenya shall have the right to request the Netherlands Government to recall a volunteer if his personal or professional conduct justifies such a measure. The Government of Kenya shall not, however, avail itself of this right before having lodged a complaint with the authorised representative of the Netherlands Government in Kenya, and having discussed measures by which the volunteer might be placed in an alternative appointment.

Article 4

The Netherlands Government shall :

a) Be responsible for the pre-assignment training of volunteers prior to their arrival in Kenya.

b) Meet the cost of social insurance, salaries, and passages from and to the Netherlands in respect of each volunteer.

c) Furnish the volunteers with such personal and professional equipment for each individually and for the team as a whole as is deemed necessary for the effective execution of the projects to which the volunteers are assigned. Agreement shall be reached beforehand between the two Governments in respect of the volume of these consignments and the manner in which they are to be delivered. The equipment in question shall remain the property of the Netherlands Government unless by mutual agreement its ownership is vested in the Government of Kenya.

Article 5

The Government of Kenya shall :

a) Exempt the volunteers from the payment of direct taxes and social security contributions in respect of any emoluments received by them from Netherlands sources for their services under the present Agreement.

b) Exempt from the payment of customs duties the new or used personal effects imported by the volunteers within three months of their first arrival in Kenya.