

No. 3774

**UNITED STATES OF AMERICA
and
DOMINICAN REPUBLIC**

**Agreement relating to a naval mission. Signed at Ciudad
Trujillo, on 7 December 1956**

Official texts: English and Spanish.

Registered by the United States of America on 26 March 1957.

**ÉTATS-UNIS D'AMÉRIQUE
et
RÉPUBLIQUE DOMINICAINE**

**Accord relatif à une mission navale. Signé à Ciudad-Trujillo,
le 7 décembre 1956**

Textes officiels anglais et espagnol.

Enregistré par les États-Unis d'Amérique le 26 mars 1957.

No. 3774. AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE DOMINICAN REPUBLIC RELATING TO A NAVAL MISSION. SIGNED AT CIUDAD TRUJILLO, ON 7 DECEMBER 1956

In conformity with the request of the Government of the Dominican Republic to the Government of the United States of America, the President of the United States of America has authorized the appointment of officers and non-commissioned officers to constitute a United States Naval Mission to the Dominican Republic under the terms stipulated below.

TITLE I

PURPOSE AND DURATION

Article 1

The purpose of this Mission is to cooperate with the Navy of the Dominican Republic and officials of the Dominican Armed Forces in an advisory capacity with a view to enhancing the technical and operational efficiency of the Dominican Navy.

Article 2

This Agreement shall enter into force on the date on which signed by the accredited representatives of the Government of the United States of America and the Government of the Dominican Republic and shall continue in force until terminated as provided in Article 3.

Article 3

This Agreement may be terminated in the following manner :

- a) By either of the Governments, subject to three months' written notice to the other Government.
- b) By recall of the entire personnel of the Mission by the Government of the United States of America or at the request of the Government of the Dominican Republic, in the public interest of either country, without the necessity of compliance with subparagraph (a) of this Article.

¹ Came into force on 7 December 1956, the date of signature, in accordance with article 2.

c) By either Government in case either country becomes involved in foreign or domestic hostilities, without the necessity of compliance with the provisions of subparagraph (a) of this Article.

TITLE II

COMPOSITION AND PERSONNEL

Article 4

The Mission shall consist of a Chief of Mission and such other personnel of the United States Navy as may be agreed upon between the Secretariat of State of the Armed Forces of the Dominican Republic, hereinafter referred to as the Secretariat of State of the Armed Forces, and the Department of the Navy of the United States of America, hereinafter referred to as the Department of the Navy.

Article 5

In the event accomplishment of the purpose of the Mission as stated in Article 1 necessitates it, and subject to the provisions of Article 7, the personnel of the Mission may be varied, by addition, substitution or withdrawal of members, as mutually agreed upon between the Department of the Navy and the Secretariat of State of the Armed Forces.

Article 6

In addition to the Personnel of the Mission mentioned in Articles 4 and 5, additional United States Navy personnel may be assigned to the Mission on temporary duty at the request of the Government of the Dominican Republic for such periods as may be mutually agreed upon between the Department of the Navy and the Secretariat of State of the Armed Forces. Except as otherwise specifically agreed, such temporary duty personnel shall be treated as regular members of the Mission for all purposes.

Article 7

Any member of the Mission may be recalled at any time by the Department of the Navy. A replacement with equivalent qualifications shall be furnished unless it is mutually agreed between the Department of the Navy and the Secretariat of State of the Armed Forces that no replacement is required.

Article 8

As used throughout this Agreement the term "family" is limited to mean wife, dependent children and *bona fide* dependent parents. The phrase "home

of record " means the Mission member's home address as listed in official United States Navy personnel records.

TITLE III

DUTIES, RANK AND PRECEDENCE

Article 9

The personnel of the Mission shall perform such duties as may be agreed upon between the Secretary of State of the Armed Forces and the Chief of Mission, except that they shall not have command functions.

Article 10

In carrying out their duties, the members of the Mission shall be responsible to the Secretary of State of the Armed Forces solely through the Chief of Mission.

Article 11

Each member of the Mission shall serve on the Mission with the rank he holds in the United States Navy and shall wear the uniform and insignia of the United States Navy but shall have precedence over all Dominican officers of the same rank.

TITLE IV

PRIVILEGES AND IMMUNITIES

Article 12

Each member, in addition to the benefits provided for in the Agreement, shall be entitled to all benefits and privileges which the laws of the Dominican Republic and regulations of the Dominican Navy provide for Dominican officers and subordinate personnel of corresponding rank.

Article 13

Members of the Mission and members of their families while stationed in the Dominican Republic shall, for their personal use, have the right to import and export under the provisions of the monetary laws of the Dominican Republic, possess and use the currency of the United States of America and to possess and use the currency of the Dominican Republic.

Article 14

The Government of the Dominican Republic shall recognize the validity of identification cards or drivers' licenses issued by United States military or civilian authorities, including in the case of drivers' licenses the validity of a license issued by one of the states of the United States of America, and shall, without cost or examination, issue the member of the Mission and members of his family corresponding Dominican identification cards and drivers' licenses.

Article 15

Members of the Mission and members of their families shall be exempt from requirements of the Government of the Dominican Republic with respect to registration, customs and immigration procedures.

Article 16

Mission members shall be immune from the civil jurisdiction of Dominican courts for acts or omissions arising out of the performance of their official duties. Settlement of claims of residents of the Dominican Republic arising out of such acts or omissions of members of the Mission, whether the claim is processed and paid by the Government of the United States of America or by the Government of the Dominican Republic shall, when paid, operate as a complete release to the Government of the United States of America, the Government of the Dominican Republic and to the Mission member concerned from liability for damages arising out of such acts or omissions. Determination as to whether an act or omission arose out of the performance of official duties shall be made jointly by the Secretary of State of the Armed Forces and the Chief of Mission.

Article 17

The personnel of the Mission and the members of their families shall be governed by the disciplinary regulations of the United States Armed Forces. United States naval authorities shall take appropriate disciplinary action with respect to all offenses committed by such personnel and upon the request of the Government of the Dominican Republic shall remove such personnel from the Dominican Republic.

Article 18

Mission members and members of their families shall not be subject to any tax or assessments now or hereafter in effect, of the Government of the Dominican Republic or of any of its political or administrative subdivisions.