

CIVIL AFFAIRS, EMERGENCIES AND DEFENSE

Evacuation

**Agreement Between the
UNITED STATES OF AMERICA
and KOSOVO**

Effectuated by Exchange of Notes at
Pristina August 25, 2021

Entered into force August 25, 2021



NOTE BY THE DEPARTMENT OF STATE

Pursuant to Public Law 89—497, approved July 8, 1966
(80 Stat. 271; 1 U.S.C. 113)—

“ . . .the Treaties and Other International Acts Series issued under the authority of the Secretary of State shall be competent evidence . . . of the treaties, international agreements other than treaties, and proclamations by the President of such treaties and international agreements other than treaties, as the case may be, therein contained, in all the courts of law and equity and of maritime jurisdiction, and in all the tribunals and public offices of the United States, and of the several States, without any further proof or authentication thereof.”

2021-0047

Note 2021-0046 dated 8/23/2021 from the Embassy of the United States of America is hereby withdrawn.

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs and Diaspora of the Republic of Kosovo and refers to the recent decisions adopted by the Government of the Republic of Kosovo, including Decision No. 01/26 dated August 16, 2021, Decision No. 01/28 dated August 21, 2021, Decision No. 01/29 dated August 23, 2021, and Decision No. 01/30 dated August 24, 2021, (hereinafter referred to as “the Decisions”) regarding the need for urgent cooperation to relocate from the territory of Afghanistan into the territory of another State individuals who are at risk as a result of the situation in Afghanistan (hereinafter referred to as “identified individuals”). In order to address this urgent humanitarian situation, the Embassy, on behalf of the United States, proposes the following agreement:

1. The United States and the Republic of Kosovo (hereinafter referred to as “the Parties”) agree to cooperate regarding efforts to relocate from the territory of Afghanistan into the territory of another State identified individuals. The individuals referred to in paragraph 1 of this Agreement shall include the categories foreseen under the Decisions.
2. In furtherance of this cooperation, the Republic of Kosovo agrees to host, on a temporary basis, for up to 365 days identified individuals to facilitate efforts to resettle such individuals on a permanent basis in another location. The Parties understand that the number of identified

individuals accepted shall be no more than 2,000 at a time, with the total number to be determined by the Parties based on needs and conditions. The responsibility of a proper vetting process rests on the competent U.S. authorities.

3. The United States agrees to relocate identified individuals to another location within 365 days after the day such individuals arrived in the Republic of Kosovo. Unless otherwise agreed, the Parties expect that the identified individuals will ultimately be resettled by the United States either in the United States or in another location outside of the United States and the Republic of Kosovo.
4. The Parties agree that identified individuals will be housed at Camp Bondsteel or such facilities as may be mutually agreed, in writing, during their temporary stay in the Republic of Kosovo. Usage of other facilities shall be mutually agreed in writing by the Parties, having in mind the terms and conditions mandatory to usage of such premises, prior to any actions taken in that regard. In addition, the Parties agree that relevant measures related to public order and state security shall be imposed as required by national law.
5. The Parties agree to coordinate regarding measures to ensure the maintenance of good order at Camp Bondsteel where identified individuals are housed, which may include joint security measures to be determined between the Parties. Existing authorities to exercise necessary law enforcement functions within Camp Bondsteel remain. Identified individuals are subject to the Republic of Kosovo laws for the period of their temporary presence.
6. The Parties agree to coordinate on matters related to COVID-19 mitigation, including with respect to any requirements for quarantine or

other applicable public health guidelines established in the Republic of Kosovo.

7. In carrying out their responsibilities under this Agreement, the Parties agree to treat all identified individuals in accordance with their applicable national laws (including, for the Republic of Kosovo, the national laws applicable in Kosovo), and their applicable international law obligations, including applicable international human rights and refugee law obligations.
8. Unless otherwise agreed, the Republic of Kosovo shall not be responsible for any costs related to housing identified individuals or for providing the necessary facilities and support to ensure their safety and comfort, including meals, appropriate medical care, security, and local transport as needed, as well as educational needs.
9. This Agreement may be amended by mutual agreement of the Parties.
10. The Parties agree to designate points of contact for the purposes of implementing this Agreement. The Parties agree to notify each other of designated points of contact for the purposes of implementing this Agreement.
11. This Agreement shall remain in force for 2 (two) years or until it is terminated by agreement of the Parties.

If the proposals above are acceptable to the Republic of Kosovo, the Embassy proposes that this note, together with the Ministry's affirmative note in reply, shall constitute an agreement between the United States and the Republic of Kosovo that shall enter into force on the date of the Ministry's note in reply.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs and Diaspora of the Republic of Kosovo the assurances of its highest consideration.

Embassy of the United States of America,

Pristina, August 25, 2021





Republika e Kosovës
Republika Kosova - Republic of Kosovo
Qeveria - Vlada - Government

Ministria e Punëve të Jashtme dhe Diasporës / Ministarstvo Inostranih Poslova i Dijaspore
Ministry of Foreign Affairs and Diaspora

VERBAL NOTE

Ref. No.: 83 - 2180/2021

The Ministry of Foreign Affairs and Diaspora of the Republic of Kosovo presents its compliments to the esteemed Embassy of the United States of America in Pristina, and in reference of note no.2021-0047, has the honor to convey as the following:

The Republic of Kosovo, has reviewed the proposed Agreement to cooperate regarding to relocate from the territory of Afghanistan into the territory of another State identified individuals who are at risk as a result of the situation in Afghanistan and would further confirm that the proposed agreement is acceptable to the Republic of Kosovo.

The Ministry of Foreign Affairs and Diaspora of the Republic of Kosovo avails itself of this opportunity to renew to the Embassy of the United States of America in Pristina the assurances of its highest consideration.



Pristina, 25th of August 2021

Embassy of the United States of America
Pristina