

No. 211

The Embassy of the United States of America presents its compliments to the Ministry of External Relations of the Federative Republic of Brazil and has the honor to refer to your note No. 01 of June 1st, 2007, which reads as follows in English:

Having in mind the principles of reciprocity of treatment found in the Vienna Convention on Diplomatic Relations and the Vienna Convention on Consular Relations;

1. Considering that in relation to the performance of civil and commercial actions including the transfer of title of real estate, the Government of the United States of America does not impose on diplomatic missions and career consular posts established in the U.S. territory the obligation to participate in the host State social security system, I have the honor to propose to Your Excellency, on behalf of the Federative Republic of Brazil, the adoption, by our two governments, of the following:

- on the basis of reciprocity, the Government of Brazil shall issue, whenever requested, on behalf of the Embassy and Career Consular Posts of the United States of America, pertinent documentation to be provided by the Brazilian Federal Revenue Service that will allow for the transfer of title of diplomatic and consular properties, including residences, of the United States of America in the Brazilian territory.

- the Government of Brazil and the Government of the United States of America shall grant, according to their applicable internal legislation, the necessary approval for the acquisition, sale or other disposition of diplomatic and consular properties, including residences, in their respective territories.

2. This agreement shall bear no impact on the positions of both Parties regarding the interpretation of the Vienna Convention on Diplomatic Relations and the Vienna Convention on Consular Relations on the subject of social security matters.

3. Considering that the Government of United States of America agrees with the above proposals, this Note and the reply Note of Your Excellency, in which such concurrence is expressed, shall constitute an Agreement between the Government of the Federative Republic of Brazil and the Government of the United States of America, that shall come into force on the date of the second Diplomatic Note in which one of the two Governments informs the other about the fulfillment of the respective internal legal requirements for its coming into effect.

4. The present Agreement shall remain effective for an indefinite period of time and may be denounced at any time by initiative of either Party, upon written notification that will come into effect one year after its receipt by the other Party.

I have the honor to inform you that the Government of the United States of America agrees with the proposals contained in your note. Therefore, your note and this note in reply constitute an agreement between the Government of the United States of America and the Government of the Federative Republic of Brazil, which shall enter into force on the date of the second diplomatic note in which one of the two governments informs the other about the fulfillment of its respective internal legal requirements for entry into force.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of External Relations of the Federative Republic of Brazil the assurances of its highest consideration.

Enclosure:

DipNote from Brazilian Government as stated (in Portuguese)

Embassy of the United States of America,

Brasilia, June 1, 2007.