



Treaty Series No. 26 (1978)

Exchange of Notes

between the Government of the
United Kingdom of Great Britain and Northern Ireland
and the Government of Jamaica

concerning Officers designated by the
Government of the United Kingdom
in the service of specified Organisations
or Institutions in Jamaica

(The British Expatriates Supplementation (Jamaica)
(Continuance) Agreement 1977/81)

Kingston, 28 March 1977

[The Agreement entered into force on 1 April 1977]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
April 1978*

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EXCHANGE OF NOTES
BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF
GREAT BRITAIN AND NORTHERN IRELAND AND THE
GOVERNMENT OF JAMAICA CONCERNING OFFICERS
DESIGNATED BY THE GOVERNMENT OF THE UNITED
KINGDOM IN THE SERVICE OF SPECIFIED ORGANISATIONS
OR INSTITUTIONS IN JAMAICA

No. 1

*The United Kingdom High Commissioner at Kingston to the
Minister for Foreign Affairs of Jamaica*

*British High Commission,
Kingston.*

28 March 1977.

Sir,

I have the honour to refer to discussions which have taken place between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Jamaica relating to certain staff in the service of organisations or institutions specified in the First Annex to this Note and to place on record the terms of the Agreement which was resolved:

- (i) The Government of the United Kingdom shall provide assistance upon the terms and conditions set out in the Second Annex to this Note in respect of certain expatriate staff, hereinafter referred to as "designated officers" in the service of an organisation or institution listed in the First Annex to this Note (hereinafter referred to as "the employing authorities"). The First Annex may, by agreement between the Government of the United Kingdom and the Government of Jamaica, be varied or amended from time to time by adding thereto or deleting therefrom the name of any organisation or institution.
- (ii) The salary supplement, allowances, grant, gratuity, medical expenses and other benefits paid by the Government of the United Kingdom to or in respect of staff designated under this Agreement shall be exempt from the payment of income tax under any law in force in Jamaica.
- (iii) This Agreement shall provide the basis on which until 31 March 1981 the Government of the United Kingdom may make decisions whether to renew or extend the period of designation of a previously designated officer or to designate a newly appointed officer. The Agreement shall also constitute the basis for the Government of the United Kingdom to make payments and reimbursements as here defined, corresponding to such decisions, in respect of periods up to 31 March 1981, or, in respect only of exceptional cases which may have been agreed between our two Governments before that date, for a maximum of three years beyond that date.
- (iv) This Agreement shall enter into force on 1 April 1977 and shall terminate, unless some other date is agreed between the Government of the United Kingdom and the Government of Jamaica, on 31 March 1981.

2. If this Note and its Annexes correctly set out the terms that have been agreed I have the honour to propose that this Note and your reply shall constitute an Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of Jamaica which shall be cited as the British Expatriates Supplementation (Jamaica) (Continuance) Agreement 1977/81⁽¹⁾.

I have the honour to be,
Sir,
Your obedient Servant

JOHN DRINKALL.
(High Commissioner)

⁽¹⁾ For previous Agreement see Treaty Series No. 104 (1972), Cmnd. 5088, as amended and extended by Treaty Series No. 68 (1976), Cmnd. 6555.

FIRST ANNEX

COLLEGE OF ARTS, SCIENCE, AND TECHNOLOGY IN JAMAICA THE BANANA BOARD OF JAMAICA (BANANA BREEDING RESEARCH SCHEME)

SECOND ANNEX

Terms and Conditions

1. The Government of the United Kingdom shall make the payments specified in this Annex to staff in the service of an employing authority who are designated by the Government of the United Kingdom in accordance with this Agreement (hereinafter referred to as "designated officers").

2. The Government of the United Kingdom shall pay, on behalf of the employing authority, to each designated officer:

- (a) any salary supplement for which such officer may be eligible at such rates as may be specified from time to time by the Government of the United Kingdom;
- (b) any education allowance for which such designated officer may be eligible in respect of any child under such terms and conditions and at such rates as may be specified from time to time by the Government of the United Kingdom;
- (c) any appointment grant to which such officer may be eligible on such terms and conditions and at such rates as may be specified from time to time by the Government of the United Kingdom;
- (d) medical expenses necessarily incurred on treatment not available under the local health service at such rates as may be specified from time to time by the Government of the United Kingdom.

3. The Government of the United Kingdom shall meet the cost of holiday passages for the children of a designated officer to enable them to visit their parents in Jamaica, on such terms and conditions as may be specified from time to time by the Government of the United Kingdom.

4. The Government of the United Kingdom shall reimburse the employing authority the amount paid by the employing authority in providing for designated officers and their dependent families passages on such occasion (not being occasions referred to in paragraph 3 of this Annex) as the Government of Jamaica may with the prior concurrence of the Government of the United Kingdom prescribe. Passages for the designated officers and their dependent families should be where available by United Kingdom carrier and where practicable by excursion or charter flight.

5. Payments by the Government of the United Kingdom under paragraph 2 above shall be made into an account at a bank outside Jamaica nominated by the officer and situated in the United Kingdom or the Republic of Ireland or such other country as may be agreed by the Government of the United Kingdom.

6. The employing authority shall provide the Government of the United Kingdom with such information as that Government may require in connection with the operation of this Agreement.

7. The employing authority shall promptly inform the Government of the United Kingdom of any event which might effect the eligibility of a designated officer under this Agreement to receive payments from the Government of the United Kingdom.

8. Whenever the employing authority desires to renew the contract of a designated officer or to recruit an officer who may be eligible for designation, that authority shall consult the Government of the United Kingdom and that Government shall inform the authority whether or not the officer may be redesignated or designated as the case may be, in accordance with this Agreement.

9. An officer may be designated generally or for such period as may be specified in the designation; and the designation of an officer may be terminated at the discretion of the Government of the United Kingdom; provided that the Government of the United Kingdom in exercise of the discretion to terminate the designation of an officer shall take into account the consequences that would follow if designation were to be terminated.

No. 2

*The Minister for Foreign Affairs of Jamaica to the
United Kingdom High Commissioner at Kingston*

Kingston,

28 March 1977.

Your Excellency,

I have the honour to refer to your Note of the 28th March, 1977, the text of which is as follows:

[As in No. 1]

I confirm that the proposals in your Note are acceptable to the Government of Jamaica and that your Note and this reply shall constitute an Agreement between the Government of Jamaica and the Government of the United Kingdom which shall enter into force on 1st April, 1977, and shall be cited together with the Agreement as the British Expatriates Supplementation (Jamaica) (Continuance) Agreement 1977/81.

I avail myself of this opportunity to renew to you, Your Excellency, the assurances of my highest consideration.

P. J. PATTERSON

Minister of Foreign Affairs

[Annexes as in No. 1]

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