

**AGREEMENT BETWEEN
THE AUSTRIAN FEDERAL GOVERNMENT AND
THE GOVERNMENT OF THE REPUBLIC OF KAZAKHSTAN
ON VISA EXEMPTION FOR THE HOLDERS OF DIPLOMATIC PASSPORTS**

The Austrian Federal Government and the Government of the Republic of Kazakhstan (hereinafter referred to as “The Parties”) desiring to facilitate the entry of holders of diplomatic passports of the Republic of Kazakhstan and the Republic of Austria have agreed as follows:

**Article 1
Visa exemption**

(1) Nationals of the Republic of Kazakhstan, who are holders of a valid diplomatic passport, shall not be required to obtain a visa to enter the territory of the Republic of Austria for a period which does not exceed 90 (ninety) days within a 180 (one hundred and eighty) days period, counted from the day of entry into either the territory of the Republic of Austria or the territory of any other State to which the Schengen Convention of 19th of June 1990 implementing the Agreement of Schengen of 14th of June 1985 on the gradual abolition of checks at their common borders is applicable.

(2) Nationals of the Republic of Austria, who are holders of a valid diplomatic passport, shall not be required to obtain a visa to enter the territory of the Republic of Kazakhstan for a period which does not exceed 90 (ninety) days within a 180 (one hundred and eighty) days period counted from the date of entry.

**Article 2
Entry and exit conditions**

Holders of a valid diplomatic passport of the Republic of Kazakhstan and the Republic of Austria may enter into and depart from the territory of the state of the other Party at any point authorised for that purpose by the competent immigration authorities, without any restriction except for those stipulated in the security, migratory, customs, sanitary entry and other provisions which may be legally applicable to holders of such valid passports.

**Article 3
Long term stay, employment**

The provisions of Article 1 of this Agreement do not apply to persons, who are planning to stay in the territory of the state of the other Party for a period longer than the one stated in Article 1, or intending to take up an employment there.

Article 4
Nationals enjoying privileges and immunities

Nationals of the state of either Party enjoying privileges and immunities according to international law and who are holders of the respective ID card issued by the receiving country, do not need a visa or a residence permit to stay in or to re-enter the territory of the state of this Party as long as this ID card is valid and presented upon entry along with a valid diplomatic passport of the Republic of Kazakhstan or the Republic of Austria.

Article 5
Information requirements

(1) The Parties shall exchange, through diplomatic channels, samples of the passports according to Article 1 of this agreement used by either Party within 30 (thirty) days after the signing of this Agreement; and either Party shall provide to the other Party the sample of any new or changed diplomatic passport within at least 30 (thirty) days before issuing such passports.

(2) Both Parties shall duly inform each other about any modification introduced in their respective national laws and regulations related to passport issuance.

(3) If a national of the state of either Party loses his/her valid diplomatic passport referred to in Article 1 of this Agreement in the territory of the state of the other Party, he/she shall inform the competent authorities of the receiving Party. The diplomatic mission or consulate concerned shall issue a new passport or travel document to the aforementioned national and inform the competent authorities of the receiving Party.

Article 6
Rights and obligations

(1) This Agreement does not exempt citizens of the state of either Party from the obligation to respect the laws and regulations of the other Party concerning the entry, stay and exit of foreigners.

(2) Both Parties reserve the right to refuse admission to or shorten the stay of persons considered undesirable or endangering public peace, order, health or national security.

Article 7
Dispute Settlement

Any difference or dispute arising out of the interpretation or implementation of this Agreement or its provisions shall be resolved amicably by means of direct consultations or negotiation between the Parties.

Article 8 Suspension

(1) Each of the Parties may, completely or partly, temporarily suspend this Agreement, for reasons of public order, national security, public health, significant rise of illegal migration from the territory of the state of the other Party or absent cooperation of the other Party concerning the readmission of its own nationals.

(2) The Party making the decision to suspend and renew this Agreement shall immediately notify the other Party in writing through diplomatic channels. This decision will enter into force 14 (fourteen) days after receiving official notification from the other Party. In urgent cases the application of this Agreement shall be suspended with immediate effect. This shall be communicated to the other Party immediately, but not later than three days after the execution of the suspension, indicating the grounds for the suspension.

Article 9 Amendments

By mutual consent of the Parties, amendments and supplements may be made to this Agreement as its integral parts and shall be formalized in separate protocols that enter into force in accordance with the procedure provided for in Article 10 of this Agreement

Article 10 Entry into force, termination

(1) This Agreement shall enter into force on the first day of the second month following the month in which the Parties have informed each other through diplomatic channels that all requirements for entry into force of this Agreement as stipulated by their respective national legislation have been met. Decisive shall be the day of the receipt of the last notification.

(2) By way of derogation from paragraph 1 of this Article, this Agreement shall at the earliest enter into force on the date of the entry into force of the Agreement between the Government of the Republic of Kazakhstan and the Federal Government of the Republic of Austria on the Readmission and Transit of Persons Residing without Authorization.

(3) Either Party may terminate this Agreement at any time by giving to the other Party written notice of termination, through diplomatic channels. In this case the Agreement will be terminated 3 (three) months after receipt of the notification of termination by the other Party.

Agreement between the Government of the Republic of Kazakhstan and the Austrian Federal Government on Visa Exemption for the Holders of Diplomatic Passports done at on this day of, in the year, in two originals, each in Kazakh, German, English and Russian language, all texts being equally authentic.

In case of discrepancies in interpretation of the provisions of the present agreement, the Parties shall refer to the English text.

**For the Austrian Federal
Government:**

**For the Government of the
Republic of Kazakhstan:**