

**MEMORANDUM OF AGREEMENT**  
**BETWEEN**  
**THE GOVERNMENT OF THE REPUBLIC OF INDIA**  
**AND**  
**THE GOVERNMENT OF THE REPUBLIC OF**  
**BOTSWANA**  
**ON**  
**EXEMPTION FROM VISA REQUIREMENT**  
**FOR**  
**HOLDERS OF DIPLOMATIC PASSPORTS**

## PREAMBLE

### **THE GOVERNMENT OF THE REPUBLIC OF INDIA AND THE GOVERNMENT OF THE REPUBLIC OF BOTSWANA**

Hereinafter referred to singularly as the "Contracting Party" and collectively as the "Contracting Parties";

**CONSIDERING** that it is in the interest of both countries to strengthen their friendly relations;

**DESIRING** to facilitate the ease of travel for citizens of the Contracting Parties who are holders of diplomatic passports into their respective countries;

**HAVE AGREED AS FOLLOWS:**

## ARTICLE 1 DEFINITIONS

For purposes of this Agreement, the words listed hereunder shall have the following meaning:

"Children" shall mean any person legally dependent on the person specified in Article 3 paragraph 1 and below the age of twenty-one (21) years of age and includes step children and legally adopted children, provided, however that, such persons over the age of eighteen (18) years of age are still enrolled in tertiary education; and

"Family Member (s)" shall mean an accompanying spouse and Children of the person specified in Article 3 paragraph 1.

## ARTICLE 2 VISA EXEMPTION

1. A citizen of either Contracting Party, who is in possession of a valid diplomatic passport shall be permitted to enter into, exit from and transit through the territory of the other Contracting Party through their respective international points of entry/exit without visas.

2. A citizen of either Contracting Party, holding the said passport specified at paragraph 1 shall be allowed to stay in the territory of the other Contracting Party for a maximum period of ninety (90) days in any period of one hundred and eighty (180) days, without a visa.

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**ARTICLE 3**  
**VISAS FOR ASSIGNMENTS**

1. A Citizen of either Contracting Party, who is assigned as a member of the diplomatic or consular staff in Missions/Posts or as representative of his/her country in an international organization, body, agency or any other such entity located in the territory of the other Contracting Party and is in possession of a valid diplomatic passport, shall be required to obtain a visa prior to entry into the territory of the other Contracting Party.
2. The holders of diplomatic passports of either Contracting Party who are employed by an international organization, body, agency or any other such entity, would be required to obtain visa prior to their entry into the territory of the other Contracting Party for official or private visits.
3. The conditions enumerated in paragraph 1 of this Article shall also apply to the spouse of a member of the diplomatic Mission or Consulate or representative in international organization, their children and their dependent parents.

**ARTICLE 4**  
**REFUSAL OF ENTRY AND LOSS OF PASSPORT**

1. Each Contracting Party reserves the right to refuse the entry into, or shorten the stay in its territory, of any citizen of the other Contracting Party, whom it may consider undesirable.
2. If a citizen of one Contracting Party loses his/her passport in the territory of the other Contracting Party, he/she shall inform the authorities concerned of the host country for appropriate action. The diplomatic Mission or Consulate concerned will issue a new passport or travel document to its citizen and inform the concerned authorities of the host Government.

**ARTICLE 5**  
**APPLICABILITY OF LOCAL/NATIONAL LAWS**

1. Citizens of either Contracting Party, being holders of diplomatic passports shall abide by the laws and regulations of the other Contracting Party while crossing its frontier and throughout the duration of their stay in its territory.
2. Nothing in this Agreement shall be construed as affecting the rights and obligations set out in the Vienna Convention on Diplomatic Relations of 18 April, 1961 or the Vienna Convention on Consular Relations of 24 April, 1963.



**ARTICLE 6**  
**PASSPORTS VALIDITY**

The duration of diplomatic passports of nationals of either Party shall be valid for at least 6 (Six) months on the date of entry into the territory of the country of the other party.

**ARTICLE 7**  
**TRAVEL DOCUMENTS**

1. For the purposes of this Agreement, each Contracting Party shall transmit to the other, through diplomatic channels, specimen of its respective passport, including a detailed description of such documents currently used at least thirty (30) days before the entry into force of this Agreement.

2. Each Contracting Party shall also transmit to the other through diplomatic channels, specimen of its new or modified passports, including a detailed description of such documents, at least thirty (30) days before they are brought into force.

**ARTICLE 8**  
**SUSPENSION**

Each Contracting Party reserves the right for reasons of security, public order or public health, to suspend temporarily, either in whole or in part, the implementation of this Agreement, which shall take effect immediately after notification, has been given to the other Contracting Party through the diplomatic channels. The suspension shall not affect the rights of citizens who have already entered the territory of the other Contracting Party.

**ARTICLE 9**  
**REVISION AND AMENDMENTS**

Either Contracting Party may request in writing, through the diplomatic channels, a revision or amendment of the whole or part of this Agreement. Any revision or amendment, which has been agreed to by the Contracting Parties, shall come into force on a date to be mutually agreed upon and shall accordingly form part of this Agreement.

**ARTICLE 10**  
**DISPUTE SETTLEMENT**

Any difference or dispute arising out of the implementation of the provisions of this Agreement shall be settled amicably by consultation or negotiation between the Contracting Parties without reference to any third party or an international tribunal.

**ARTICLE 11**  
**ENTRY INTO FORCE, DURATION AND TERMINATION**

1. This Agreement shall enter into force on a date to be mutually agreed upon by the Contracting Parties, which shall be notified through the exchange of Diplomatic Notes.

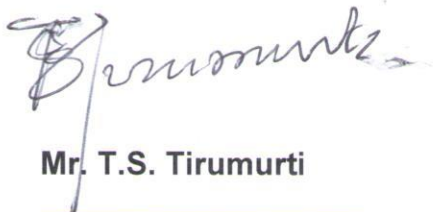
2. This Agreement shall remain in force for an indefinite period and may be terminated by either Contracting Party by a written notification through the diplomatic channel. The Agreement shall terminate ninety (90) days after the date of such notification. The termination shall not affect the rights of nationals who have already entered the territory of the other Contracting Party.

IN WITNESS WHEREOF, the undersigned being duly authorised by their respective Governments, have signed the present Agreement.

DONE at Gaborone, Botswana on this 1<sup>st</sup> day of November in the year two thousand and eighteen in two (2) originals; in the Hindi and English languages, all texts being equally authentic. In the event of any divergence of interpretation, the English text shall prevail.

**FOR THE GOVERNMENT  
OF THE REPUBLIC OF INDIA**

**FOR THE GOVERNMENT OF  
THE REPUBLIC OF BOTSWANA**



**Mr. T.S. Tirumurti**

**Name**

**Secretary (ER)  
Ministry of External Affairs**

**Designation**



**Mr. Machana R. Shamukuni**

**Ms. LESEGO ETHEL MOTSUMI**

**Name**

**Acting Minister of  
International Affairs and  
Cooperation**

**HIGH COMMISSIONER OF BOTSWANA**

**Designation**

