

No. 19935

**UNITED STATES OF AMERICA
and
CUSTOMS CO-OPERATION COUNCIL**

**Exchange of letters constituting an agreement concerning
reimbursement of income taxes. Brussels, 30 May and
23 June 1980**

Authentic text: English.

Registered by the United States of America on 10 June 1981.

**ÉTATS-UNIS D'AMÉRIQUE
et
CONSEIL DE COOPÉRATION DOUANIÈRE**

**Échange de lettres constituant un accord relatif au rembour-
sement de l'impôt sur le revenu. Bruxelles, 30 mai et
23 juin 1980**

Texte authentique : anglais.

Enregistré par les États-Unis d'Amérique le 10 juin 1981.

EXCHANGE OF LETTERS CONSTITUTING AN AGREEMENT¹
BETWEEN THE UNITED STATES OF AMERICA AND THE
CUSTOMS CO-OPERATION COUNCIL CONCERNING RE-
IMBURSEMENT OF INCOME TAXES

I

UNITED STATES REPRESENTATIVE TO THE EUROPEAN COMMUNITIES

May 30, 1980

Dear Sir Ronald:

I have been authorized to inform you that the United States Government can reimburse the Customs Cooperation Council for the sums utilized to reimburse personnel subject to the payment of U.S. income tax in order to equalize the remuneration of such personnel and that of staff members of the C.C.C. not subject to national taxes. To do this, I propose below a formal agreement establishing the procedure:

The United States Government understands that the Customs Cooperation Council (C.C.C.) will reimburse C.C.C. staff members who are U.S. Citizens, or otherwise liable to pay U.S. income taxes, for any U.S. income taxes paid on their C.C.C. income through a special suspense account. The U.S. Government will be obligated to pay a tax equalization charge as part of its annual payment to the C.C.C. to compensate this special suspense account. This charge will cover actual reimbursements made by the C.C.C. to employees subject to U.S. income taxes. This agreement does not cover employees paid from voluntary funds. This agreement may be terminated by either party. Termination shall take effect one year from the date that notice of termination is given.

Your concurrence in the above paragraph by letter will constitute the agreement between the United States Government and the Customs Cooperation Council formalizing the tax reimbursement procedure which will enter into force as of January 1, 1980.

Sincerely,

[Signed]

THOMAS O. ENDERS
Ambassador

Sir Ronald Radford, K.C.B., M.B.E.
Secretary General
Customs Cooperation Council
1050 Brussels

¹ Came into force on 23 June 1980 by the exchange of the said letters, with retroactive effect from 1 January 1980, in accordance with their provisions.

II

CONSEIL DE COOPÉRATION DOUANIÈRE
CUSTOMS CO-OPERATION COUNCIL

The Secretary General

Bruxelles, 23rd June 1980

L/80.1598
S4-04

Dear Mr. Ambassador,

Thank you for your letter of 30th May 1980 proposing a formal agreement by which the United States Government will compensate the Customs Co-operation Council for the sums utilized to reimburse U.S. income taxes incurred by its staff members paid under its regular budget. The proposed agreement is set out in the following text:

[See letter I]

I am happy to indicate my concurrence in the above text, on the understanding that it concerns all U.S. income taxes levied on C.C.C. income, and my acceptance that this exchange of letters constitutes the agreement between the United States Government and the Customs Co-operation Council formalizing the tax reimbursements procedures which will enter into force as of 1st January 1980.

Yours sincerely,

[Signed]

Sir RONALD RADFORD
Secretary GeneralHonorable Thomas O. Enders
United States Representative
to the European Communities
Brussels