

No. 26463

BRAZIL
and
COMMISSION OF THE EUROPEAN COMMUNITIES

Agreement on the establishment and the privileges and immunities of the Delegation of the Commission of the European Communities in Brazil. Signed at Brussels on 4 April 1984

Authentic texts: Portuguese and French.

Registered by Brazil on 9 March 1989.

BRÉSIL
et
COMMISSION DES COMMUNAUTÉS EUROPÉENNES

Accord sur l'établissement ainsi que les privilèges et immunités de la Délégation de la Commission des Communautés européennes au Brésil. Signé à Bruxelles le 4 avril 1984

Textes authentiques : portugais et français.

Enregistré par le Brésil le 9 mars 1989.

[TRANSLATION — TRADUCTION]

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE FEDERATIVE REPUBLIC OF BRAZIL AND THE COMMISSION OF THE EUROPEAN COMMUNITIES ON THE ESTABLISHMENT AND THE PRIVILEGES AND IMMUNITIES OF THE DELEGATION OF THE COMMISSION OF THE EUROPEAN COMMUNITIES IN BRAZIL

The Government of the Federative Republic of Brazil and
The Commission of the European Communities,

Desiring to strengthen and consolidate the friendly relations which exist between Brazil and the European Communities,

Desiring to specify the terms relating to the establishment, in Brazilian territory, of a Delegation of the Commission of the European Communities (hereinafter referred to as “the Commission”) and its privileges and immunities,

Have agreed as follows:

Article 1

The Government of the Federative Republic of Brazil agrees to the establishment, in its territory, of a Delegation of the Commission.

Article 2

1. The European Coal and Steel Community, the European Economic Community and the European Atomic Energy Community, referred to globally as the European Communities, shall possess separate legal personality in Brazilian territory.

2. The Communities shall have the capacity to contract, to acquire and dispose of movable and immovable property necessary for the installation and functioning of the Delegation and to institute legal proceedings, and shall be represented for such purpose in Brazilian territory by the Commission.

3. The immovable property referred to in the preceding paragraph shall comprise the Chancery building and the residence of the Head of the Delegation.

Article 3

1. The Delegation of the Commission, its Head and its members and the members of their families forming part of their respective households shall enjoy in Brazilian territory the same privileges and immunities as those granted in accordance with the provisions of the Vienna Convention on Diplomatic Relations of 1961² to accredited diplomatic missions to Brazil, their heads and their members and the members of their families forming part of their respective households, provided that,

¹ Came into force on 19 November 1984, the date of receipt of the last of the notifications by which the Contracting Parties informed each other of the completion of their respective procedures, in accordance with article 4.

² United Nations, *Treaty Series*, vol. 500, p. 95.

in accordance with the provisions of article 17 of the Protocol on the Privileges and Immunities of the European Communities annexed to the Treaty establishing a Single Council and a Single Commission of the European Communities signed at Brussels on 8 April 1965,¹ the States members of the European Communities grant the same privileges and immunities to the Mission of Brazil to the European Communities, its Head and its members and the members of their families forming part of their respective households.

2. The privileges and immunities referred to in paragraph 1 shall not be granted to persons of Brazilian nationality or persons having their permanent residence in Brazil.

Article 4

Each Contracting Party shall notify the other Party of the completion of the respective procedures required for the approval of this Agreement, which shall enter into force on the date of receipt of the second notification.

IN WITNESS WHEREOF the undersigned, duly authorized to that effect, have signed this Agreement.

DONE at Brussels, on 4 April 1984, in duplicate, in the Portuguese and French languages, both texts being equally authentic.

For the Government
of the Federative Republic
of Brazil:

[Signed]

LUIZ AUGUSTO PEREIRA
SOUTO MAIOR

For the Commission
of the European Communities:

[Signed]

WILHELM HAFERKAMP

¹ United Nations, *Treaty Series*, vol. 1348, p. 3.