

AGREEMENT

BETWEEN

THE GOVERNMENT OF THE REPUBLIC OF INDIA

AND

THE GOVERNMENT OF THE REPUBLIC OF KENYA

ON

VISA EXEMPTION

AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF INDIA AND THE GOVERNMENT OF THE REPUBLIC OF KENYA ON VISA EXEMPTION

The Government of the Republic of India and the Government of the Republic of Kenya

Hereafter referred to singularly as the "Contracting Party" and collectively as the "Contracting Parties"

CONSIDERING the interest of both countries to strengthen their friendly relations, and

DESIRING to simplify procedures and facilitate visits by citizens of the two countries;

HAVE AGREED as follows:

ARTICLE 1

VISA EXEMPTION

1. Citizen of the Republic of Kenya, holding valid diplomatic passports, shall not be required to obtain a visa to enter into, transit through and stay in the territory of the Republic of India for a period which does not exceed 90 (ninety) calendar days from the date of entry.
2. Citizens of the Republic of India, holding valid diplomatic passports, shall not be required to obtain a visa to enter into, transit through and stay in the territory of the Republic of Kenya for a period which does not exceed 90 (ninety) calendar days from the date of entry.

ARTICLE 2

VISAS FOR MEMBERS OF DIPLOMATIC OR CONSULAR MISSIONS

1. A Citizen of either Contracting Party, who is assigned as a member of the diplomatic or consular staff or as representative of his/her country in an international organization located in the territory of the other Contracting Party and is in possession of a valid passport covered under this Agreement, shall be required to obtain a visa prior to entry into the territory of the other Contracting Party.
2. The Citizens of either Contracting Party who are holders of passports covered under this Agreement and 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 an international organization, their children and their dependent parents.

ARTICLE 3

THE RIGHTS OF CONTRACTING PARTIES

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, entitled to visa exemption and facilities under this Agreement and whom it may consider undesirable, in accordance with the national legislation of the Contracting Party.
2. If a citizen of one Contracting Party entitled to visa exemption and facilities under this Agreement 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 4

RESPECT FOR LAWS AND REGULATIONS

Citizens of either Contracting Party, entitled to visa exemption and facilities under this Agreement, 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.

ARTICLE 5

DURATION OF THE VALIDITY OF THE PASSPORTS

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

ARTICLE 6

SPECIMEN OF PASSPORTS

1. For the purposes of this Agreement, each Contracting Party shall transmit to the other, through diplomatic channels, specimens of its respective passports, 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 7
DISPUTE SETTLEMENT

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

ARTICLE 8
AMENDMENT

Either Contracting Party may request in writing, through 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 effect on a date to be mutually agreed upon and shall accordingly form part of this Agreement.

ARTICLE 9
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 diplomatic channels.

ARTICLE 10
TERMINATION

This Agreement shall remain in force for an indefinite period and may be terminated by either Contracting Party by notification through diplomatic channels, which shall enter into force ninety (90) days after the date of such notification.

ARTICLE 10
ENTRY INTO FORCE

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.

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

DONE in Nairobi on this 11th day of July, 2016 in two originals, in English language, both texts being equally authentic.

**FOR AND ON BEHALF OF
THE GOVERNMENT OF THE
REPUBLIC OF INDIA**



**(AMAR SINHA)
SECRETARY**

**FOR AND ON BEHALF OF
THE GOVERNMENT OF THE
REPUBLIC OF KENYA**



**(AMB (DR.) AMINA C. MOHAMED)
CABINET SECRETARY**