

## **Protocol Guide<sup>1</sup> for International Organisations**

**Protocol and Host Country Affairs Department<sup>2</sup> Ministry of Foreign Affairs** February 2019

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## Protocol Guide for International Organisations

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Introduction

This Protocol Guide is issued by the Ministry of Foreign Affairs as part of our efforts to be a transparent

and accommodating host to our distinguished guests. It contains practical information based on the

Dutch authorities' interpretation of the rules for privileged persons. The special rights enjoyed by

privileged persons in the Netherlands derive from a number of international agreements, including the

Vienna and Ottawa Conventions, UN conventions and the headquarters agreements with international

organisations based in the Netherlands.

Please note that the Protocol Guide is not a statutory document and that no rights can be

derived from it. It is an informational publication.

The basis for the application of rules or regulations to a specific situation will always be the Vienna

Convention on Diplomatic Relations or the applicable headquarters agreement. A list of useful addresses

in dealing with the Dutch authorities can be found in Annexe E.

The Protocol Guide may be consulted online on the website of the Ministry of Foreign Affairs and is

updated regularly to reflect the latest developments.

The privileges and immunities enjoyed by privileged persons are granted to the international organisation

- rather than to the individuals in question - to allow the organisation and its staff to function properly.

International organisations (but not individual staff members) may address questions about the

implementation of the rules to the Ministry of Foreign Affairs.

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#### 1 First entrance and visas

#### 1.1 Visas

A visa may be required for legal entrance into the Netherlands. The Ministry of Foreign Affairs assists the following people in obtaining a visa to travel to the Netherlands: newly arriving foreign staff members of international organisations posted in the Netherlands; family members (spouse or partner and dependent children) forming part of privileged staff members' households who wish to join them; and their private servants, if applicable.

#### 1.2 When is a visa required?

Whether or not a visa is required depends on the following:

#### - Nationality

Nationals of most non-EU countries need a visa to enter the Netherlands. A list of the countries whose nationals need a visa for a stay of up to three months can be found on the website of the Dutch government: <a href="https://www.nederlandenu.nl/reizen-en-wonen/documenten/publicaties/2017/01/01/lijst-visumplichtige-en-niet-visumplichtige-nationaliteiten-kort-verblijf-nl">https://www.nederlandenu.nl/reizen-en-wonen/documenten/publicaties/2017/01/01/lijst-visumplichtige-en-niet-visumplichtige-nationaliteiten-kort-verblijf-nl</a>

### - Type of travel document

A person's travel document determines whether or not a visa is needed, even if that person has more than one nationality. A person travelling on a passport of a country whose nationals require a visa must have a valid visa.

#### - Special travel document

Holders of certain countries' diplomatic or service passports may be exempt from the visa requirement, even if visas are normally required for the country in question. Information about these exemptions may be obtained from the Short Stay Visa Service of the Immigration and Naturalisation Service (IND) of the Ministry of Justice and Security (email address: <a href="wisa.io@ind.minvenj.nl">wisa.io@ind.minvenj.nl</a>).

Please note that other Schengen countries have their own lists and thus may sometimes require a visa even if the Netherlands does not.

#### - Length of stay

Foreign visitors planning to stay more than 90 days in the Netherlands must obtain a special visa known as 'authorisation for temporary stay' (*Machtiging tot Voorlopig Verblijf*, MVV). However, privileged foreign staff members and their immediate family forming part of their household are not required to obtain an MVV, regardless of their nationality, but should instead register with the Ministry of Foreign Affairs upon their arrival (see chapter 2).

## 1.3 Visa procedure for privileged staff members and their family members

Privileged staff members and family members forming part of their household should follow the same visa procedure regardless of whether they plan to stay for more or less than 90 days. They are advised to submit their visa application well in advance of their departure for the Netherlands.

They must apply for a visa at a Dutch diplomatic or consular mission in their country of origin or of habitual residence before they travel to the Netherlands. A country of habitual residence is where the person concerned resides or has a permit to reside for longer than 90 days. If there is no Dutch diplomatic mission in their country of origin or habitual residence, they are requested to send an email to the Short Stay Visa Service of the Immigration and Naturalisation Service (IND) of the Ministry of Justice and Security (email address: <a href="mailto:visa.io@ind.minvenj.nl">visa.io@ind.minvenj.nl</a>). The Short Stay Visa Service will give advice about visa issues on a case-by-case basis.

Processing a visa application can take up to four weeks, as it is sometimes necessary to consult one or more of the other Schengen countries. <a href="https://www.nederlandenu.nl/reizen-en-wonen/documenten/publicaties/2017/01/01/lijst-visumplichtige-en-niet-visumplichtige-nationaliteiten-kort-verblijf-nl">https://www.nederlandenu.nl/reizen-en-wonen/documenten/publicaties/2017/01/01/lijst-visumplichtige-en-niet-visumplichtige-nationaliteiten-kort-verblijf-nl</a>

Visas issued for the Netherlands are in general valid for 90 days in all countries that are party to the Schengen Agreement.

Pursuant to Regulation (EC) No. 810/2009 of the European Parliament and of the Council of 13 July 2009 establishing a Community Code on Visas (Visa Code), biometric requirements were introduced as from 14 March 2013 in the visa procedures of all Schengen embassies.

This means that when the first application for a visa is submitted, the applicant will be required to appear in person and the applicant's photograph and fingerprints will be taken in accordance with article 13 of the Visa Code. The following persons are exempt from these requirements under article 13 (7) (a) to (d) of the Visa Code:

- a. children under the age of 12,
- b. persons for whom fingerprinting is physically impossible,
- c. heads of state or government, members of a national government with accompanying spouses, and the members of their official delegations when they are invited by EU member states' governments or by international organisations for an official purpose,
- d. sovereigns and other senior members of a royal family, when they are invited by EU member states' governments or by international organisations for an official purpose.

Documents to be submitted to the Dutch embassy

Privileged staff members and their family members need to submit the following documents when applying for a visa:

- a duly completed visa application form;
- a valid passport (the passport's validity must extend at least ninety days beyond the end of the period for which the visa is being applied);
- two passport photographs: for passport photograph requirements, click on 'Photomatrix quidelines';
- a copy of the Note Verbale from the international organisation in the Netherlands stating that the staff member will be employed there. See <u>Annexe B</u> for a specimen Note Verbale. Without this copy of the Note Verbale the visa application cannot be considered.

The Note Verbale should include the following details:

- the personal details (name, date and place of birth and nationality) of the visa applicant;
- the number, expiration date and type (ordinary, service or diplomatic) of passport;
- the position the applicant will hold at the international organisation, referring to the relevant article in the headquarters agreement;
- the starting date and duration of employment by the international organisation.

To avoid unnecessary delay, the international organisation should send the Note Verbale to the Protocol Department of the Ministry of Foreign Affairs <a href="mailto:DPG-service@minbuza.nl">DPG-service@minbuza.nl</a>

No documents should be sent to the Short Stay Visa Service.

## 1.4 Visa procedure for non-privileged staff members, relatives, friends, other guests and delegations

Visa applications for short stays (90 days or less) should be submitted well in advance to a Dutch diplomatic mission or another diplomatic mission abroad representing the Kingdom of the Netherlands (contact details see via search at <a href="https://www.netherlandsandyou.nl/contact">https://www.netherlandsandyou.nl/contact</a>).

Documents to be submitted by the applicant to the Dutch embassy:

Non-privileged staff members, relatives, friends, other guests and delegations need to submit the following documents when applying for a visa:

- a duly completed visa application form;
- a valid passport (the passport's validity must extend at least ninety days beyond the end of the period for which the visa is being applied);
- a copy of the staff member's Ministry of Foreign Affairs identity card (in the case of a visa application for family or friends);
- · two passport photographs: for passport photograph requirements click on 'Photomatrix guidelines';
- supporting documents, a letter of guarantee and a letter of invitation from a privileged staff member in the Netherlands, insurance papers, and information on the referee. A specimen request for

assistance for non-privileged staff members, relatives, friends and other guests invited by a privileged staff member is included in <u>Annexe C</u>.

Please note that, as a rule, **no** documents should be sent to the Protocol Department of the Ministry of Foreign Affairs.

Visa fees must be paid by the applicant. Visas for official delegations and official guests are issued free of charge if the individuals in question are required to be present for official purposes.

## 2 Registration

## 2.1 Notifying the Ministry of Foreign Affairs

#### Upon arrival

An international organisation should register the privileged staff members and family members forming part of their household with the Protocol Department of the Ministry of Foreign Affairs **within eight days** of their arrival in the Netherlands so that identity cards can be issued.

#### Upon final departure

Within eight days after the termination of an employment contract with an international organisation, the staff member's and family members' identity cards must be returned to the Ministry of Foreign Affairs and the staff members and family members forming part of their household must be deregistered. On leaving the Netherlands after having handed in the Ministry of Foreign Affairs' identity card privileged persons (who are not EU nationals) are strongly advised to carry with them a copy of their former identity card and a declaration by the international organisation that employed them (see Annexe A for an example of such a declaration). Please note that a transit visa may be required for transit through another country, even a Schengen country.

#### **Changes**

The international organisation must notify the Ministry of Foreign Affairs **within two weeks** of any changes that occur in staff members' employment or personal circumstances. International organisations are responsible for ensuring compliance with this obligation to notify the Ministry.

The notification procedure described above should also be followed if a staff member marries, divorces or enters into a registered partnership. A copy of the relevant certificate must be submitted to the Ministry of Foreign Affairs by Note Verbale.

When a child is born in the Netherlands to a staff member of an international organisation who is neither a Dutch national nor a permanent resident of the Netherlands, two steps must be taken.

- a) The birth must be registered **within three working days** with the Registrar of Births, Deaths, Marriages and Registered Partnerships (*ambtenaar van de burgerlijke stand*) at the town hall (*gemeentehuis*) of the municipality in which the child was born. If the birth is not registered according to the above-mentioned procedure, this may have consequences for the child.
- b) The Ministry of Foreign Affairs must be notified of the birth through Eportal " add a family member".

A child is a Dutch national by birth only if either the father or the mother has Dutch nationality.

The notification procedure described above should also be followed in the event of death, marriage, divorce or registered partnership of a staff member or a family member forming part of the household. A copy of the relevant certificate must be submitted to the Ministry of Foreign Affairs through Eportal as an attachment.

#### Change of address

The Protocol Department of the Ministry of Foreign Affairs should be notified of any change of address at the staff member's earliest convenience through ePortal.

## 2.2 ePortal and the municipal Personal Records Database (BRP)

#### ePortal

The ePortal is an online registration system for staff of international organisations and members of their household. The ePortal is used to (de)register, to notify the Ministry of changes and to apply for identity cards for staff members and members of their household.

The ePortal is accessible to registration officers who in turn are responsible for keeping all the information up to date. A registration officer should already be registered through a Note Verbale with the Protocol Department of the Ministry of Foreign Affairs as a staff member of the international organisation in question. Staff members not known to the Protocol Department of the Ministry of Foreign Affairs cannot be registered as registration officers.

#### BRP (formerly GBA)

The municipal Personal Records Database (BRP) contains information on the number and names of residents at each address. The municipality needs this information to implement specific national and local legislation and for other administrative purposes.

Two Notes Verbales on this subject were sent to embassies, consulates and international organisations in 2013 and 2014: DKP-2013/987 and DKP-2014/324.

## Protection of privacy

Strict rules on privacy apply to the use and accessibility of data from PROBAS and the BRP. Individuals have the right to request their municipality to treat their personal data in the BRP as strictly confidential. However, certain national authorities (as provided by law) may use this personal data as needed to carry out their official tasks, so that confidentiality cannot be ensured.

#### 2.3 Government identification codes

## Citizen service numbers (BSNs)

A citizen service number (*Burger Service Nummer*, BSN) is needed to obtain access to various services in the Netherlands.

- National tax authorities: A BSN is required to obtain recognition of fiscal privileges.
- Healthcare: Hospitals, dentists, doctors, medical insurance companies, etc. are required to use BSNs in their administrative records. The BSN is also the single identifier used in communications between healthcare organisations.
- Education: Dutch schools and after-school and daycare facilities are required to use BSNs in their administrative records.

Privileged persons obtain a BSN by registering with the Ministry of Foreign Affairs. Once a privileged person has been registered, the Ministry of the Interior and Kingdom Relations automatically issues a BSN.

For information on registering for a BSN, please consult: <a href="https://www.denhaag.nl/en/moving-and-immigration/relocation-and-settling.htm">https://www.denhaag.nl/en/moving-and-immigration/relocation-and-settling.htm</a>

## DigiD

The DigiD is a digital personal identity code consisting of a digital key which gives individuals secure online access to various government websites.

Unfortunately registration through ePortal alone does not make it possible to obtain a DigiD, but a privileged person can apply for one after registering with the BRP. More information about the DigiD and all the organisations that use it can be found on these websites:

- <a href="https://www.digid.nl/en/">https://www.digid.nl/en/</a>
- <a href="https://www.digid.nl/en/about-digid/participating-organisations">https://www.digid.nl/en/about-digid/participating-organisations</a>

## 2.4 Issuance of official declarations by the Protocol Department

Staff members who for any reason need an official declaration regarding their registration with the Ministry of Foreign Affairs can apply for this through the human resources department of their international organisation.

## 3 Identity cards

## 3.1 General Information

Any resident of the Netherlands 14 years of age or older is obliged by law to carry an identity card at all times and to present it upon request to police officers and other law enforcement authorities.

Privileged persons who are registered through ePortal can be issued an identity card by the Ministry of Foreign Affairs. The privileged person's identity card qualifies in the Netherlands as a valid ID card. The Ministry advises staff of international organisations to always carry their identity card and to present it upon request to the Dutch authorities. Complaints about improper treatment by the authorities when asked for identification may be lodged with the Protocol Department of the Ministry of Foreign Affairs or with the regional police force (see <a href="http://www.politie.nl/en/contact/file-a-complaint.html">http://www.politie.nl/en/contact/file-a-complaint.html</a>).

## 3.2 Applying for an identity card

To obtain an identity card for a privileged person, the person should be registered through ePortal.

#### 3.3 Purpose of the card

The identity card issued by the Ministry of Foreign Affairs indicates that the holder:

- is residing legally in the Netherlands;
- has a specific position and nationality;
- does/does not enjoy privileges and/or immunities;
- in the case of family members, is or is not permitted to work (possibly on a restricted basis) in the Netherlands:
- can travel freely within the Schengen area if shown together with an national travel document

The identity card permits travel to other Schengen countries for a period of up to ninety days. It does not permit study or residence in another Schengen country. A list of Schengen countries can be found on the website of the Ministry of Foreign Affairs: <a href="https://www.government.nl/topics/visa-for-the-netherlands-and-the-caribbean-parts-of-the-kingdom">https://www.government.nl/topics/visa-for-the-netherlands-and-the-caribbean-parts-of-the-kingdom</a>.

In the case of Dutch staff members and staff members with permanent residence in the Netherlands who are entitled to an identity card, the card indicates (through the addition of the code NL or DV) that the person concerned has functional immunity (see chapter 8, Immunity).

The Ministry's identity card is an official document accepted in the Netherlands as proof of identity. All the relevant Dutch authorities (the Royal Military and Border Police (KMar), the Tax and Customs Administration (*Belastingdienst*), the municipalities and the Road Transport Agency (RDW)) are familiar

with it. If uncertainty arises about the card's validity, in the Netherlands or abroad, it may be helpful for staff to refer to <a href="https://www.identiteitsdocumenten.nl">www.identiteitsdocumenten.nl</a>, <a href="https://www.consilium.europa.eu/prado">www.edisontd.net</a>.

#### 3.4 Issuance and collection

When the Ministry of Foreign Affairs issues an identity card for a newly appointed or already employed privileged staff member or a member of the staffmember's household at an International Organisation, the identity card can be picked up at the Ministry. The Ministry does, in general, not send identity cards through a delivery service or by registered mail to organisations that are located within the postal code area from 2200 up to and including 2599.

Organisations can consult the E-Portal whether an identity card has been issued and is ready to be picked up.

## 3.5 Types of status

The different types of status that may be indicated on an identity card for staff of international organisations are:

- AO Head of an international organisation and his/her family, and highest-ranking staff and their families;
- BO Members of the technical and administrative staff and their families;
- EO Members of the service staff and their families;
- PO Private servants of staff members with AO or BO status;
- **ZF** Limited status. Only used if the ZF status is provided for in the headquarters agreement or a later addition to the headquarters agreement.

The following codes may be added to the above types of status:

- **DV** Staff members who are considered to be permanent residents of the Netherlands (see chapter 5, Permanent residence permit and permanent residence status);
- NL Dutch nationals;
- NP No privileges;
- VN United Nations organisations;
- EU EU organisations;
- EM Experts on special missions.

## 3.6 Lost or stolen cards (3-7-18)

The Ministry's identity card remains at all times the property of the State of the Netherlands. Any loss or theft of an identity card is a serious matter and should immediately be reported by the international organisation and should include an official declaration by the holder. A new identity card can be applied for through the e-Portal. If a card is lost or stolen a second time, the validity of the temporary replacement card will be limited to six months.

Lost or stolen cards will always be reported to the National Unit of the Dutch National Police and entered in the Visa Information System (VIS) and Schengen Information System (SIS). If a person appears at a border with a lost or stolen card, the border authorities will confiscate it.

## 3.7 Returning the card

International organisations are responsible for returning the cards of their staff members and of staff members' family members and private servants:

- **within eight days** of the expiry or termination of the employment contract between the holder and the international organisation;
- when a family member ceases to be part of the staff member's household (due to divorce, a child's departure to study abroad, a child's marriage, the death of the family member, etc.);
- when the card has been invalidated by the Ministry of Foreign Affairs for any reason and the Ministry has requested the international organisation to return it;
- when a card has been reported lost or stolen but the holder or the international organisation has regained possession of it, even if a new card has not yet been issued.
- If a staff member is granted special leave for a secondment with another international organisation in the Netherlands,<sup>3</sup> the ID card must be returned within eight days of the date the special leave begins.
- If a staff member is on special leave for the purpose of study or a sabbatical,<sup>4</sup> the ID card must be returned within 30 days of the date the special leave begins.

The international organisation will be contacted if an identity card has not been returned on time. This may lead to delays in issuing new identity cards. Cards that have not been returned on time will be reported to the National Unit of the Dutch National Police and entered in the Visa Information System (VIS) and Schengen Information System (SIS). If a person appears at the border with such a card, the border authorities may confiscate it.

#### 3.8 Expiry date

The expiry date of an identity card is stated on the card. At least **one month** before it expires, a request for renewal should be sent through the ePortal to the Ministry of Foreign Affairs in order to have the card replaced in time.

<sup>&</sup>lt;sup>3</sup> However, if a staff member is seconded to an international organisation based outside the Netherlands, the ID card should be returned once the holder has left the Netherlands, within a maximum of 30 days of the date the special leave begins.

<sup>&</sup>lt;sup>4</sup> If a staff member is on special leave due to illness or pregnancy and remains in the Netherlands, he/she may keep the ID card for a maximum of one year. However, the ID card must be returned if the staff member resides abroad for an extended period during the illness or pregnancy before his/her departure from the Netherlands.

## 4 Partners and family and household members

## 4.1 Members of the family forming part of the household

The following persons qualify as members of a staff member's family and as part of the staff member's household: a staff member's spouse (one only) or registered partner (one only, including a same-sex partner) who is living continuously with the staff member, a staff member's children under the age of 18, and children up to and including the age of 27 provided that they are 1) unmarried, 2) financially dependent on their parent(s) and 3) forming part of the household of the staff member.

Considered as 'financially dependent' are children that do not engage in gainful employment, or children that engage in gainful employment with an income of less than the income determined by the SVB (in case of minor children) and DUO (in case of adult children). The specific amounts can be checked via the following links:

SVB:

https://www.svb.nl/int/nl/kinderbijslag/levensloop/hoeveel\_bijverdienen/

DUO:

https://duo.nl/particulier/mbo-er/privesituatie/bijverdienen.jsp

Gainful employment for children is allowed on the condition that this is explicitly formalised in an agreement, Treaty or Memorandum of Understanding between the sending State and the Kingdom of the Netherlands.

Children studying abroad will not be recognised as forming part of the household.

## 4.2 Unmarried partners

The Ministry of Foreign Affairs will issue identity cards to unmarried partners (one individual only) under the condition that proof is given of the existence of a registered partnership or of a cohabitation agreement made by notarial deed. The status of a registered partner is equivalent to that of a spouse. A copy of the notarial deed or other proof of recognised partnership must be submitted with the application for an identity card.

If the registered partnership is not recognised in the Netherlands, the partner may apply for a three-month visa that allows him or her to travel to the Netherlands, on the condition that the partner is recognised as such by the international organisation and that the staff member and partner enter into a registered partnership within three months. The international organisation must submit a Note Verbale to the Dutch mission in the partner's country and to the Ministry of Foreign Affairs in the Netherlands declaring that the person in question is the staff member's current or future partner. For a specimen Note Verbale see Annexe D.

## 4.3 Children residing in the Netherlands

An identity card may be issued to children up to and including the age of 27, provided that they are 1) unmarried, 2) financially dependent on their parent(s) and 3) forming part of the staff member's household. The international organisation must notify the Ministry promptly if circumstances change.

#### 4.4 Children studying abroad

Children of staff members of international organisations stationed in the Netherlands are **not** issued with an identity card from the Ministry of Foreign Affairs if they are not themselves permanently resident in the Netherlands. If these children are nationals of an EU member state or of a country whose citizens are exempt from the visa requirement, they are free to visit their parents in the Netherlands without a visa.

To facilitate visits to their parents, children from countries whose citizens do require a visa to enter the Netherlands, a **multiple entry** visa with a maximum validity of **five years** will be issued **free of charge**, under the following conditions:

- the child is between the ages of 18 and 27;
- the child is studying in a non-Schengen country and is a national of a non-Schengen country.

#### Documents to be submitted to the Dutch Embassy:

- a duly completed visa application form showing clearly that a multiple entry visa valid for several years is being requested;
- a valid passport (the passport's validity must extend at least three months beyond the end of the period for which the visa is being requested);
- a letter of invitation and guarantee (see <u>Annexe C</u> of this Protocol Guide);
- a copy of the Ministry of Foreign Affairs identity card (which must be valid for the full term of the visa) of the parent stationed in the Netherlands;
- proof of the family relationship (in case of doubt, the embassy may ask for additional documents, such as a legalised birth certificate).

The visa's period of validity will depend on the child's age, the remaining validity period of the child's passport and the remaining validity period of the parent's Ministry of Foreign Affairs identity card.

Students must apply for a visa at a Dutch diplomatic or consular mission in their country of origin or of habitual residence.

## Summer pass

A temporary identity card ('summer pass') may be issued to children of staff members of international organisations based in the Netherlands when the children wish to reside in the Netherlands <u>during their summer holidays from a school or university abroad</u>. This summer pass is valid for a maximum of four months. The Ministry will review applications for summer passes before granting them to ensure that the application meets certain conditions.

As part of the application the Ministry will require:

- proof of enrolment in a school or university abroad;
- proof of the duration of the summer holidays at the school or university abroad.

The international organisation should send these documents to the Ministry for review before approval.

Besides the required personal information, the pass will indicate the start and end dates of the student's stay in the Netherlands. After the end date this temporary identity card is no longer valid, and the student must therefore leave the Netherlands and return the card to the Ministry.

The possibility of obtaining this summer pass is an additional privilege granted to the international organisation, not a right. Abuse of this privilege may lead to its revocation for the entire international organisation.

#### 4.5 Childcare benefits

Depending on certain terms and conditions, members of an international organisation may be eligible to receive a childcare allowance. Additional information can be found at:

https://www.belastingdienst.nl/wps/wcm/connect/bldcontentnl/belastingdienst/prive/toeslagen/kinderopvangtoeslag-2018/voorwaarden-2018/

Questions regarding childcare benefits may be sent in through a question form to the following email address: <a href="mailto:socialsecurity@minbuza.nl">socialsecurity@minbuza.nl</a>. The relevant form to be used can be found in <a href="mailto:Annexe F">Annexe F</a>. Subsequently, the question will be directed by the Ministry to one of the relevant authorities who will provide an answer or reaction to your organisation directly.

#### Childcare Act

Staff members of international organisations with children attending childcare that is not provided by the international organisation itself may be eligible for Dutch childcare benefit. It can be applied for from the Benefits unit of the Tax and Customs Administration (*Belastingdienst Toeslagen*): Information (in Dutch) can also be found at <a href="http://www.toeslagen.nl">http://www.toeslagen.nl</a>

Childcare benefit can only be requested for childcare supplied by a provider or bureau that satisfies Dutch government requirements.

Questions related to childcare benefits should be addressed to the Central Bureau for Tax and Customs Administration.

## 4.6 Work permits for household members

Persons forming part of the household (see 4.1) of staff of international organisations are only allowed to work in the Netherlands if the headquarters agreement contains a provision to this effect. In such cases the identity card will bear the words 'arbeid is toegestaan' (employment permitted) for spouses and partners, or, in the case of children residing in the Netherlands, 'arbeid is beperkt toegestaan' (employment of limited scope permitted).

In defining employment of limited scope, the Ministry follows the same rules as those which apply to children and students in the Netherlands, laid down by the Ministry of Social Affairs and Employment and the Ministry of Education. These rules set a ceiling to the gross income a child can earn without loss of child benefit and the gross income a student can earn without losing his or her student grant. These figures are reviewed every year and can be found at

http://www.svb.nl/int/nl/kinderbijslag/levensloop/uw\_kind\_wordt\_16\_jaar (children aged 16 and 17; in Dutch) and https://duo.nl/particulier/student-finance/additional-earnings.jsp (children aged between 18 and 27).

Staff members' partners who start employment at an international organisation or diplomatic mission may choose either to acquire the status for which their new position qualifies them or to retain the status derived from their partner.

# 5 Dutch or third-state nationality and permanent residence

#### 5.1 General information

When an international organisation registers a staff member at the Ministry of Foreign Affairs, the Ministry determines whether the staff member holds Dutch nationality or is already permanently resident in the Netherlands.

In accordance with the applicable headquarters agreement and often, by implication, the Vienna Convention on Diplomatic Relations, staff members who are Dutch or are considered to be permanent residents are accorded fewer privileges and immunities than foreign nationals.

The term 'permanently resident' refers to article 37 of the Vienna Convention on Diplomatic Relations, and should not be confused with a permanent residence permit issued under the Dutch Aliens Act.

The following categories of staff members are considered permanent residents of the Netherlands for the purposes of the headquarters agreements:

- staff members who, at the time they were recruited by the international organisation, were in possession of a permanent residence permit issued by the IND.
- staff members who acquired a permanent residence permit issued by the IND after they have entered the employment of an international organisation.
- staff members who, at the time they began working for the international organisation, have been residing in the Netherlands for a consecutive period of longer than six months. This rule does not apply if they had previously worked for the same or another international organisation or diplomatic mission in the Netherlands without being considered permanent residents.

As of April 1<sup>st</sup> 2016, an exception will apply as to staff members of international organisations who, before taking up their position, have been residing in the Netherlands as a non-permanently resident family member under a seat agreement. When a registered, non-permanently resident family member takes up employment with an international organisation, he or she shall not be considered to be permanently resident.

Staff members who were not considered as permanent residents while working for an international organisation will retain their non-permanent resident status if they take up employment with another international organisation in the Netherlands and their new contract takes effect no later than six months after their previous contract ended.

The following is taken into account when determining whether someone is considered a permanent resident of the Netherlands:

- A staff member who is an EU citizen and who has a residence document under section 8 (e) of the Aliens Act 2000 will not be considered a permanent resident solely on the basis of this document. For the definition of this document see section 9, subsection 2 of the Aliens Act 2000.
- Staff members who are considered permanent residents of the Netherlands (DV status) will retain this status if they leave the Netherlands and return within 12 months.

In some cases it will be necessary, pursuant to section 4, subsection 1 of the State Taxes Act (*Algemene Wet inzake Rijksbelastingen*), to conduct further investigation into whether a person has permanent residence status for the purpose of fiscal privileges. The investigation will be conducted by the Ministry of Foreign Affairs.

#### 6 Private servants

#### 6.1 General information

This chapter outlines the Dutch policy on private servants of staff members of international organisations. Private servants are individuals in the service of persons who have been granted privileges and immunities under the relevant headquarters agreements.

#### 6.2 Employing private servants

Scope for employing private servants

Only staff members of international organisations who enjoy the privilege of employing a private servant can register a private servant.

No family member or relative by blood or marriage up to the fourth degree of kinship as defined in Dutch law (that is, no parent, child, sibling, aunt, uncle, niece, nephew, grandparent, grandchild, great-grandparent, great-grandchild, great-grandparent, great-grandchild, great-aunt, great-uncle, great-niece, great-nephew or first cousin) of a staff member or of a staff member's spouse may be employed as a private servant in the staff member's household.

Work permit for private servants

Employers of private servants are exempt from the requirement to obtain a work permit for their private servant(s).

Private servants may not be employed by a person other than the one whose name is stated in the employment contract. This restriction is indicated on the back of the servant's identity card.

Tax status of private servants

Private servants working for employers with AO status are exempt from taxes on their earnings from employment, provided that they are neither Dutch nationals nor permanently resident in the Netherlands.

Social security status of private servants

Private servants of staff members with AO status are exempt from the obligation to pay social insurance contributions, provided that they are covered by the social security regulations of their own country or of a third country. An employer with AO status who employs a private servant who is not covered by the social security system of their own country, of a third country or of the international organisation, must comply with the obligations which Dutch social security provisions impose on employers, and must therefore register as an employer with the Tax and Customs Administration.

## 6.3 Admission of private servants

Before private servants from a country whose nationals require a visa for the Netherlands may enter the country, they must apply for a visa at a Dutch diplomatic or consular mission in their country of origin or of habitual residence. If there is no Dutch diplomatic or consular mission in their country of origin or of habitual residence, their employers are requested to send an email to the Short Stay Visa Service of the Immigration and Naturalisation Service (IND) of the Ministry of Justice and Security (email address: <a href="wisa.io@ind.minvenj.nl">wisa.io@ind.minvenj.nl</a>). The Short Stay Visa Service provides advice on visa issues on a case-by-case basis.

Please bear in mind that processing a visa application can take up to four weeks, as it is sometimes necessary to consult one or more of the other Schengen countries.

Before the visa application is submitted at the Dutch diplomatic of consular mission, the international organisation must report the private servant's appointment to the Protocol Department of the Ministry of Foreign Affairs by means of a Note Verbale. The Note Verbale should include the following details:

- the personal details (name, date and place of birth and nationality) of the private servant;
- the number and expiration date of his or her passport;
- the employer's name and the position he or she holds in the international organisation;
- a copy of the servant's full-time employment contract;
- a declaration in which the employer guarantees to pay all costs that may arise during the period in which the private servant resides in the Netherlands plus any repatriation costs.
- if the private servant is covered by the social security regulations of their own country or of a third country, a statement to this effect by the authorities of his/her own country or of the third country;
- in cases where the private servant is **not** covered by the social security regulations of his/her home country or a third country: evidence that the employer is registered with the tax authorities in the Netherlands as the servant's employer.
- the starting date and duration of the servant's employment contract.

Without this Note Verbale the visa application will not be considered.

The following documents must be submitted to the Dutch diplomatic or consular mission:

- a copy of the Note Verbale from the diplomatic mission or consular post in the Netherlands;
- a duly completed application form;
- a valid passport (the passport's validity must extend at least six months beyond the end of the period for which the visa is being applied);
- two passport photographs: for passport photograph requirements, click on 'Photomatrix quidelines'.

The Protocol Department will determine whether the servant and the employer have complied with the conditions and notify the Short Stay Visa Service of the Immigration and Naturalisation Service (IND) of the Ministry of Justice and Security.

#### 6.4 Registration of private servants

The international organisation for which a private servant's employer works, must register the servant with the Protocol Department of the Ministry of Foreign Affairs within **eight days** of his/her arrival in the Netherlands through the ePortal.

## 6.5 Identity card for private servants

The validity of a private servant's identity card is linked to the validity of the employer's identity card. The card will be issued initially twice for six months and afterwards for a maximum period of one year, unless the contract with the employer has a shorter duration.

Private servants are expected to collect their identity cards in person at the Ministry's Protocol Department, Rijnstraat 8, 2515 XP The Hague, after receiving notification that the card is ready for collection.

## 6.6 Mandatory provisions of Dutch employment legislation

It is imperative that the terms and conditions of employment comply with the mandatory provisions of Dutch employment legislation. Employer and employee may opt for the applicability of a foreign legal system as the basis of an employment contract, but even then the contract should contain the mandatory provisions of Dutch legislation.

Mandatory provisions of Dutch employment legislation include the following:

- Employees must earn at least the minimum wage and must receive 8% holiday pay, in accordance with Dutch legislation (for the latest update on the minimum wage, please consult the website of the Ministry of Social Affairs and Employment at <a href="https://www.government.nl/topics/minimum-wage/amount-of-the-minimum-wage">https://www.government.nl/topics/minimum-wage/amount-of-the-minimum-wage</a>)
- No employment contract may be terminated during the sickness or pregnancy of the employee;
- Salaries must be paid in a timely manner;
- Different treatment of employees is not permitted, treatment must be on an equal basis regardless of gender, sexual orientation, religion or political beliefs;
- Employees must be given paid leave (a minimum of 20 days leave per year).

These mandatory provisions should always be respected by both employer and employee; provisions to this effect should be included in the employment contract. The website of the Ministry of Social Affairs and Employment provides information on employment in the Netherlands (in Dutch) at <a href="http://www.rijksoverheid.nl/ministeries/szw/onderwerpen">http://www.rijksoverheid.nl/ministeries/szw/onderwerpen</a>.

These quidelines have also been communicated through Note Verbale DPG 2018/189.

## 6.7 Mandatory bank account

As from 1 June 2015, employers are obliged to pay a private servant's salary into a Dutch bank account (or a bank account in another EU country) held by the private servant. Newly registered private servants must produce proof of existence of a personal bank account within 90 days of their registration with the Ministry. The agreed salary must be paid into this account by the employer on a monthly basis. Cash payment of salaries are not permitted. The Ministry reserves the right to request private servants to provide bank statements for verification purposes.

#### 6.8 Duration of the work contract

A private servant's right to stay in the Netherlands depends on the existence of a current employment contract with a privileged person with AO status as employer. It is not allowed for private servants to change jobs in the Netherlands. The servant must leave the Netherlands in the following circumstances:

- when the employment contract comes to an end or is terminated;
- when the employer's assignment in the Netherlands ends;
- in case the employer is no longer a staff member of the international organisation
- if the employer fails to comply with the conditions subject to which he/she may employ a private servant.

## 6.9 Health insurance for private servants

Private servants registered in the Dutch social insurance system must take out standard health insurance. Private servants not registered in the Dutch social insurance system cannot be insured under the national medical insurance scheme (*ziektekostenverzekering*) but must take out an expatriate health insurance policy.

If an insurer requires proof of registration in the Netherlands before issuing the policy, the Ministry can send a copy of the identity card. If a private servant collects the identity card from the Ministry, the card will only be issued after a copy of the insurance policy has been submitted.

Private servants, who fall under the Dutch social security system, can be registered by their employer with the Dutch Tax Authority through the following link:

https://download.belastingdienst.nl/belastingdienst/docs/melding\_lh\_werkg\_personeel\_huis\_lh5931z8fol\_pdf

#### 6.10 Locally recruited private servants

Only holders of a valid residence and work permit may be employed.

## 7 Social security

#### 7.1 General information

As a general principle, everyone who lives or works in the Netherlands must be covered by a national social security system. For information on the applicable social security schemes please consult the headquarters agreement of the international organisation you work for.

Questions regarding the obligations an international organisation has as an employer towards locally recruited (Dutch) employees under the Employee benefit schemes or the National Insurance schemes may be send in through a question form to the following email address: <a href="mailto:socialsecurity@minbuza.nl">socialsecurity@minbuza.nl</a>. The relevant form to be used can be found in Annex F. Subsequently, the question will be directed to one of the relevant authorities (UWV, SVB or Tax Authority) by the Ministry and the authority most suitable to address the issue will provide an answer or reaction to your international organisation directly.

## 7.2 Family members

Persons taking up employment with international organisations in the Netherlands whose spouses or children are not gainfully employed and are already insured under the Dutch social security system should check whether the headquarters agreement will affect their rights under the Dutch social security system.

For more information on the status within the social security system of staff of an international organisation and their family members forming part of their household, please consult the human resources department of the international organisation you work for.

## 7.3 Employment of family members forming part of the household

If family members forming part of the household take up gainful employment in the Netherlands – which they may only do if this is expressly permitted by the applicable headquarters agreement – they will be compulsorily insured under the Dutch national insurance schemes. Under the Health Insurance Act (Zorgverzekeringswet), everyone who is compulsorily insured under the Long Term Care Act(Wet Langdurige Zorg/WLZ) is required to take out adequate health insurance. These family members are therefore required to insure themselves under the Health Insurance Act, even when the insurance system of the international organisation provides coverage. People may be entitled to healthcare allowance (a contribution to the cost of their health insurance) if their individual or joint income is under a certain level. Healthcare allowanceis paid by the Benefits Office of the Tax and Customs Administration.

Failure to insure oneself is an offence under Dutch law.

More information on the status within the social security system of staff of an international organisation and their family members forming part of their household can be found at

https://www.government.nl/topics/international-social-security/social-security-for-employees-of-international-organisations

## 7.4 Compulsory insurance for family members under the Dutch social security system

Some headquarters agreements only contain social insurance provisions covering staff members, so that family members residing in the Netherlands have to insure themselves under the Dutch social insurance system. Consequently these family members have to take out basic health insurance (*zorgverzekering*).

The Health Insurance Act requires adequate health insurance coverage in the Netherlands even if the person is covered by the health insurance system of the international organisation. As the different Dutch health insurance schemes are linked, and it is undesirable for these persons to be doubly insured, they can apply for an exemption from compulsory insurance under Dutch legislation. This exemption is possible if the international organisation's health insurance system entitles them to treatment, including admission to and treatment in hospitals and long-term care institutions, or compensation for the costs of such care. Exemption applications should be submitted to the Social Insurance Bank (SVB). General information about the Dutch social security system may be obtained from the Ministry of Social Affairs and Employment.

Questions regarding social security may be send in through a question form to the following email address: <a href="mailto:socialsecurity@minbuza.nl">socialsecurity@minbuza.nl</a>. The relevant form to be used can be found in <a href="mailto:Annexe F">Annexe F</a>. Subsequently, the question will be directed to one of the relevant authorities (UWV, SVB or Tax Authority) by the Ministry and the authority most suitable to address the issue will provide an answer or reaction toyour mission directly.

## 8 Immunity

#### 8.1 General information

Under international law, it is customary for a host country to grant international organisations immunity from the criminal jurisdiction of the receiving State to enable them to function independently. Staff members of international organisations are entitled to the specific immunities accorded to them under the headquarters agreements or other legal instruments. The majority of staff of international organisations are entitled to functional immunity, which extends to acts performed in the course of their official duties.

The Ministry is informed by the police of all incidents in which privileged staff members invoke their immunity. It may consequently inform the head of the international organisation of the case.

The Ministry would like to emphasise that persons with privileged status have to respect Dutch legislation at all times and are requested to cooperate with the police and other national authorities.

## 8.2 Privileged persons who come into contact with the police

Staff members who are stopped by or otherwise come into contact with the police in connection with a suspected offence should immediately identify themselves by use of their identity card issued by the Ministry of Foreign Affairs. Showing this card does not relieve the holder of the obligation to show other documents (e.g. driving licence, vehicle registration documents) on request by the police.

## 8.3 Traffic violations

The Ministry requests all staff members of international organisations to respect the rules and laws of the Netherlands. Dutch motor traffic is among the safest in the world, and compliance with the law contributes to everyone's safety.

Many headquarters agreements exclude the immunity of staff members for traffic violations under administrative or criminal law. Only in a limited number of cases do staff members of international organisations enjoy immunities which preclude prosecution under administrative or criminal law.

## 8.4 Consequences of driving under the influence of alcohol, drugs or medicines

Under international law, privileged persons have a duty to respect Dutch traffic laws, despite their privileges and immunities. Although the vast majority of them do so, the Ministry of Foreign Affairs wishes – given the potentially serious consequences – to clarify the relationship between driving under the influence of alcohol, drugs or certain medications and the immunities that apply.

Police traffic control - Flagging down vehicles and the breathalyser test

The police have the right to flag down privileged persons and ask for their personal particulars. Privileged persons must show the police the identity card issued by the Ministry of Foreign Affairs and, if asked to do so, hand it over for verification. The card must be returned to the privileged person once the police have checked the identity.

The police may decide, based on their own observations, whether there are reasonable grounds for assuming that a privileged person is driving under the influence of alcohol, drugs or certain medicines. They may request the privileged person to submit voluntarily to a breathalyser test. (The breathalyser test shows whether a motorist has exceeded the statutory limit - currently a blood alcohol level of 0.05% or 220 micrograms per litre of exhaled air.)

#### Arrest, breath tests, blood tests and urine tests

A privileged person who enjoys immunity from criminal jurisdiction may not be arrested or compelled by the police to take a breath, blood or urine test. However, the Ministry would request privileged persons to respect Dutch law and to cooperate with the competent national authorities in the interest of road safety.

#### Driving bans and the confiscation of car keys

If the police have reasonable grounds to assume that a privileged person is unfit to drive due to the influence of alcohol, drugs or certain medicines, they may take steps to ensure that the driver does not endanger him- or herself or others. In such cases, in line with international practice, the police may temporarily confiscate a driver's car keys and will help the driver to organise alternative transport. In addition, the police may decide to have the car taken to a safe location in the interests of public safety and to protect the car. The police may not confiscate the Ministry of Foreign Affairs identity card, passport or driving licence of a privileged person who has immunity.

The police will draw up an official report if they discover that a privileged person has been driving under the influence of alcohol, drugs or medicines. They will also notify the Protocol Department of the Ministry of Foreign Affairs, which may subsequently inform the head of the international organisation of the incident.

Version February 2019

9 Fiscal privileges

9.1 General information

Staff members of international organisations may enjoy certain fiscal privileges. These privileges are

granted in the interests of the organisation, so that it can function efficiently, and not for the personal

benefit of its staff.

The fiscal regime of each organisation is laid down in the headquarters agreement/seat

agreement/exchange of notes. For more specific information about fiscal privileges, please refer to

<u>Annexe H</u> or consult the Tax and Customs Administration:

The Tax and Customs Administration (Belastingdienst) of the Netherlands has a special desk for

international organisations and embassies: Team IFB (Team Internationale Fiscale Behandeling), Prinses

Beatrixlaan 512, The Hague. Team IFB can be contacted by phone at +31 (0)88 152 2546, by post at

Postbus 30509, 2500 GM The Hague, or by email at Haaglanden.CB\_IFB@belastingdienst.nl.

Or:

Ms E.D. Drinhuyzen

Team Internationale Fiscale Behandeling (IFB)

T +31 (0)88 152 3633

M +31 (0)6 1860 6040

ed.drinhuyzen@belastingdienst.nl

General IFB telephone number +31 (0)88 152 2546

Email Haaglanden.CB IFB@belastingdienst.nl

Staff members with Dutch nationality or who are permanent residents in the Netherlands do not enjoy

the tax exemptions mentioned in the other sections of this chapter. They may however be exempted

from income tax on their salary from the international organisation.

The Ministry of Finance (Ministerie van Financien) can be contacted at:

Postbus 20201, 2500 EE Den Haag

Tel. +31 (0)70 342 8000

https://www.government.nl/ministries/ministry-of-finance

Address for visitors:

International Affairs and Consumer Taxes Directorate (IZV)

Korte Voorhout 7, 2511 CW Den Haag

Tel. +31 (0)70 342 8646

Email: secretariaat.izv@minfin.nl

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#### 9.2 Income tax

Staff members of international organisations are exempt from Dutch income tax on salaries and emoluments paid to them by the international organisation if the statute of the organisation or another international agreement provides for this exemption.

Staff members of an international organisation who, under the headquarters agreement or other agreements, are granted the same privileges, immunities, exemptions and facilities as are accorded to heads of mission, diplomatic agents or the administrative/technical staff of an embassy, and who are residents of the Netherlands, are resident taxpayers for the purpose of Dutch income tax. However, they will be treated as non-resident taxpayers. This means they will only be taxed on income not related to their official activities in the Netherlands, on immovable property located in the Netherlands (such as second homes) and on other income described in chapter 7 of the Income Tax Act.

#### 9.3 Value Added Tax

#### 9.3.1. Conditions and exemptions by way of refund

International organisations and staff members of international organisations who are eligible for the exemptions granted to diplomats with AD status are (according to conditions and restrictions) exempt from paying Value Added Tax (VAT; BTW). Staff members with BO status are not exempted from paying this tax.

The following procedure applies to organisations and staff members eligible for exemptions from VAT levied on the supply of goods and services in free circulation in the Netherlands (other than food, alcoholic beverages and tobacco). Exemption from VAT can be requested by submitting an OB form (OB 65 in Dutch or OB 100 in English and French) to Team IFB. These forms can be obtained from the tax authorities. Exemption from VAT takes the form of a refund of tax paid. This should be applied for quarterly, within three months of the end of the calendar quarter in which the goods (highest ranking staff and international organisations) or services (international organisations) were supplied. A specimen original signature on a separate page indicating the name and position of the person authorised to sign should be sent to the Protocol Department.

NB: VAT will be refunded only if the amount of the invoice exceeds €225 (excluding VAT). If separate goods or services amount to more than €225 (excl. VAT) on the same invoice, this invoice may be approved for refund of VAT. When buying on account, the invoice may cover purchases from the same supplier within one calendar quarter. No exemption will be granted if purchases made by different persons or international organisations have been added together on the same invoice.

The OB form must be signed by or on behalf of the head of the international organisation. In addition, a dated invoice must be submitted for each supply, showing:

- the date on which the goods were delivered or the service provided;
- the name and address of the contractor concerned;

- the name and address of the person to whom the goods or service were supplied;
- a clear description of the goods and/or services delivered;
- the quantity of goods supplied;
- the amount payable for the goods or service;
- the amount of tax due (the amount of the VAT must be specified on the invoice);
- proof of payment of the invoice must also be included with the form.

A receipt on which this information is not specified, is **not sufficient**.

Questions about customs tax rules and VAT refunds, about refunds of excise duties and related taxes on mineral oils, and about VAT refunds for international organisations can be addressed to Team IFB by phoning +31 (0)88 152 2740 (Mr A. Korving) or +31 (0)88 152 2589 (Mr M. Zahino Torvisco) or by emailing IFB.Diplomatieke.Privileges@belastingdienst.nl

## The general telephone number of the Tax and Customs Administration is +31 (0)88 152 2546.

The exemption does not apply to goods for personal use supplied by hotels, restaurants, cafés, catering organisations and related bodies. Furthermore, immovable property and services for personal use (BTW voor diensten) are excluded from the exemption. Exemption from VAT is not granted in respect of goods which are used for business purposes, or which are sold, given away, hired out or in any other way put at the disposal of third parties by the person concerned.

#### 9.3.2. Advance exemption

Subject to certain conditions, exemption from VAT on goods and services may also be granted in advance to an international organisation for large purchases. The amount invoiced must be at least €35,000. Advance exemption from VAT can be requested by submitting a special certificate, known as a 15/10 certificate.

## 15/10 certificate

The special certificate is the *Certificaat voor vrijstelling van BTW en accijnzen* (Directive 2006/112/EC Article 151 and Directive 2008/118/EC Article 13) in either Dutch or English. A separate certificate is needed for each purchase. The certificate can be obtained from Team IFB. The international organisation must submit a written request to Team IFB in advance, together with the following:

- a) the completed certificate; and
- b) the order form, invoice and draft contract, together with information proving that the total amount of the taxable supply of goods or services is at least €35,000.

As soon as the above mentioned certificate is offered to the supplier he can apply the 0% VAT-rate when billing.

If the application is found to be correct, the certificate will be stamped by Team IFB. The completed and stamped 15/10 certificate must be submitted to the supplier, who keeps it in its records as proof that no

VAT had to be charged. The supplier may then provide the goods or services free of VAT. The certificate can also facilitate exemption from VAT on purchases in other EU states.

If you have any questions or wish to request any of the relevant forms please contact Team IFB, either by phoning +31 (0)88 152 2546 or by sending an email to <a href="https://example.com/Hagglanden.cb\_IFB@belastingdienst.nl">Hagglanden.cb\_IFB@belastingdienst.nl</a>.

## 9.4 Importing goods into the Netherlands

Subject to certain conditions those eligible for this tax exemption may import goods originating from outside the EU duty-free. Procedures for the import of goods vary according to whether they are to be imported for personal or official use and whether the goods originate from within or outside of the EU. See annexe G for applicable guota on alcoholic beverages, cigarettes and motor fuels.

#### 9.4.1 Import of household effects (for personal use)

When moving to the Netherlands from a non-EU country, personal household goods are eligible for importing without paying import duties. Exemption is granted beforehand by Team IFB through the D39 form. In order to be eligible for the tax exemptions on importing personal goods, **all** of the following conditions must be met:

- You are moving from a country outside of the European Union to the Netherlands and will be living in the Netherlands or another country of the European Union;
- You are thus transferring from your original place of residence to the European Union;
- You have lived outside of the European Union for at least twelve consecutive months;
- You have owned and used the goods for at least six months prior to moving to the Netherlands;
- You have used the goods and will be using them again;
- You are importing the goods within twelve months of taking up employment in the Netherlands or another country of the European Union;
- Loaning, pledging, selling, leasing out or transferring the goods within twelve months of the date on which they were imported is not permitted.

Please note that the following goods are **not** considered part of household effects and are therefore not eligible for exemption:

- Alcoholic beverages or any other item that contains alcohol;
- Tobacco and any other item that contains tobacco;
- Company vehicle;
- Non-portable materials for professional use.

In order to be exempted from paying import duties on household effects, all conditions, set by the Tax and Customs Administration, must be fulfilled.

The website of the Tax and Customs Administration may be consulted in order to obtain further information on this matter (please refer to the general information on <u>Moving to the Netherlands</u>). For more specific information, you may also contact Team IFB either by phoning +31(0)881522546 or emailing <u>Haaglanden.CB\_IFB@belastingdienst.nl</u>.

#### 9.4.2 Taxes and duties on imported goods originating outside of the EU

The procedure.

Subject to certain conditions (official use or personal use by eligible personnel) and restrictions (quota) those eligible for this tax exemption may import goods (including tobacco and alchohol) originating from outside the EU duty-free by using the form Douane 39 (D39). For alcohol and tobacco, the applicable conditions will apply to both the tax-exempt imports and tax-exempt purchases at an excise good location (accijnsgoederenplaats, AGP). To calculate the quoate both import and AGP purchases will be totalled. Please contact Team IFB for the relevant form.

The **application must be made by the head of the organisation** or his/her authorised representative. His or her name and signature must be recorded at the Protocol Department in advance. He or she must complete and sign the forms and forward them to Team IFB. Team IFB will retain the office copy and, after endorsement, return the other copies to the applicant.

As a(n) certified/approved D39 form is **valid for 14 days**, the goods must reach their destination within this period. Upon arrival of the goods, the recipient must acknowledge receipt using the back of the customs copy of the D39 form. The form must then be signed as approved by or on behalf of the head of the organisation.

NB Team IFB will only process a new application if the applicant has returned the previous copy. Exempt goods may not be lent out, pledged, hired out, transferred or used in a manner or for purposes not covered by the exemption <u>.</u>

Any application submitted by an organisation which does not meet the set out conditions and requirements cannot be processed by (Team IFB. Please contact Team IFB to request the relevant form.

For transactions in other EU member states, a specifical certificate for each transaction in the other EU member state is needed in order to prove to the supplier and to the tax authorities of the state in question that the person is entitled to tax exemption. The tax authorities of the EU member state in which the supplier is located decides whether there is eligibility for a tax exemption or a tax refund in that member state. Specifical certificates for VAT exemption can be obtained from Team IFB.

For questions concerning D39 tax-free importation of goods, please contact Team IFB by phoning +31 (0)88 152 2811 (Ms S. Greeve-van Heel), +31 (0)88 152 2655 (Ms M.T. van Bergen) or +31 (0)88 152 2546 or email <a href="mailto:Haaglanden.CB\_IFB@belastingdienst.nl">Haaglanden.CB\_IFB@belastingdienst.nl</a>

## 9.5 Taxes on immovable property

#### 9.5.1 Transfer tax

Exemption from transfer tax (*overdrachtsbelasting*) can be granted to an international organisation in respect of immovable property intended for official use.

#### 9.5.2 Obtaining exemption from transfer tax in advance

The Ministry of Finance examines each case on an individual basis to see whether the requirements for exemption are fulfilled. Exemptions can only be obtained through the Protocol Department of the Ministry of Foreign Affairs, by sending a note verbale and submitting the draft deed of conveyance. International organisations that approach Team IFB directly to request exemption from transfer tax are redirected to the Protocol Department at the Ministry of Foreign Affairs.

If the application for exemption is received at least six weeks before the date of transfer of the property, the Ministry of Finance can give the notary concerned permission to apply the zero rate. Otherwise, the exemption will be granted in the form of a refund.

In some cases, VAT, rather than the transfer tax, is payable on the purchase of official immovable property. Here too, advance exemption may be obtained if a request is submitted to the Protocol Department at least six weeks in advance.

#### 9.6 Motor vehicles

#### 9.6.1 Motor vehicle tax (MRB)

Motor vehicles intended for official use by the international organisation (i.e. official cars) are exempt from motor vehicle tax (*motorrijtuigenbelasting MRB*).

Staff of an international organisation, who are eligible for the exemptions granted to diplomats with AD status, may be exempted from motor vehicle tax on vehicles intended for personal use (including use by their dependants). Exemption from motor vehicle tax is granted on the condition that the vehicles concerned have been issued with special registration plates, see Chapter 10 'Cars'. Lower ranking staff is no longer exempt from motor vehicle tax after having taken up position at the organisation for over 10 years.

#### 9.6.2 Car and motorcycle tax (BPM)

Exemption from BPM is granted in respect of motor vehicles intended for official use by the international organisation (i.e. official cars) provided that the vehicle has CD/CDJ/BN/GN registration plates in the BN/GN series. The exemption from BPM ends when the car is sold, leased, hired out, pledged or transferred free of charge or in return for payment. Using the care or causing it to be used in a manner or for purposes not covered by the exemption is prohibited. Staff of international organisations may be exempt from BPM on vehicles intended for personal use. Lower ranking staff is no longer exempt from BPM after having taken up position at the organisation for over 10 years.

NB: exemption from BPM is granted in advance, tax already paid (in connection with ordinary Dutch registration plates) will not be refunded.

#### 9.6.3 Excise duties on motor vehicle fuel

Exemption from excise duties on motor vehicle fuel is granted in respect of motor vehicles intended for official use by the international organisation (i.e. official cars) and for personal use by eligible staff. This exemption is granted only for motor vehicles with special registration plates. Lower ranking staff is no longer exempt from excise duties after having taken up position at the organisation for over 10 years.

## 9.7 Energy tax

If an international organisation has been granted exemption from VAT on natural gas or electrivity for official use in the Netherlands, exemption from energy tax is also granted. The exemption is granted through a refund on the basis of the energy company's final invoice. These invoices must be submitted to Team IFB within 13 weeks of dispatch of the final invoice by the energy company. The refund application should be combined with the application for a VAT refund in respect of the energy company's final invoice.

International organisations are also exempted from the renewable energy surcharge (a supplementary levy on the energy tax, ODE) which is included in the energy company's invoice. It will be refunded on the basis of the application mentioned above.

## 9.8 Municipal taxes

Most international organisations and their staff (please refer to your headquarters agreement) are entitled to exemption from certain municipal taxes (but not from charges for services rendered), depending on their status. Exemption is granted only from municipal taxes relating to the official activities of the organisation and personal use by staff members including their dependants. The term 'official activities' includes providing accommodation for staff. Only staff who are neither nationals nor considered to be permanent residents of the Netherlands are eligible for exemption.

Exemptions can be granted from payment of the following municipal taxes:

- property tax on property owned by the international organisation and head of an International Organization (onroerende zaakbelasting);
- municipal tax on second homes (forensenbelasting);
- dog licences (hondenbelasting);
- advertising tax (reclamebelasting);
- tax for installations on public land or water (precariobelasting).

**NB:** These assessments may sometimes be sent by the municipal tax authorities even though you are exempted from municipal taxes. In such cases, you can lodge an objection with the municipality within six weeks of the date of the assessment.

# Charges for services rendered

It should be noted that no exemptions are granted in respect of charges levied for specific services rendered. No exemption is therefore granted in respect of administrative charges (*leges*), betterment levy (*baatbelasting*), sewerage charges (*rioolrechten*), waste disposal charges (*afvalstoffenheffing*) and waste collection charges (*reinigingsrechten*) An example of a betterment levy is a charge for the construction of a new sewerage system to which the property in question is connected.

# Water authority charges

These charges consist of:

- waterboard charges paid by the owner of the premises (*watersysteemheffing gebouw* (paid by the owner and user of the premises)
- Waterboard charges paid by occupier(watersysteemheffing ingezetenen) (paid by the occupier)
- the water treatment tax chargers (zuiveringsheffing).

Exemption from the waterboard charges may be granted if the headquarters agreement has a provision to this effect. This does not apply to persons who are permanent residents of the Netherlands or have Dutch nationality.

- 1. Exemption from the *watersysteemheffing gebouwd/eigenaren* is granted to the international organisation and the head of an International Organization.
- 2. Exemption from the *watersysteemheffing ingezetenen* is granted to international organisations and their staff (only for their main residence, not for any second homes) unless they are permanently resident in the Netherlands or have Dutch nationality.
- 3. The water authority tax for the treatment of wastewater (*zuiveringsheffing*) has to be paid by everyone residing in a particular district (no exemption), as it is a charge for a specific service rendered.

# Tap water

Organisations and staff members eligible for exemption from VAT on the delivery of water for official purposes are also exempt from VAT on tap water. A request can be submitted together with the request for the VAT refund using the OB 100 form.

# 10 Cars

# 10.1 Tax exemption and special registration certificate

The Ministry of Foreign Affairs would advise privileged persons to consult Team IFB (see Chapter 9.1 for contact details) about exemptions before purchasing a car in the Netherlands. Exemption from tax may be granted when purchasing or importing a car, depending on the headquarters agreement and the status of the person concerned. Exemption may be granted from the following taxes:

- customs duties and VAT when importing a car into the European Union;
- VAT on the purchase of a new car in the EU;
- car and motorcycle tax (belasting op personenauto's en motorrijwielen, BPM) when registering a car or motorcycle in the Netherlands;
- motor vehicle tax (motorrijtuigenbelasting, MRB).

Staff members of international organisations in the Netherlands may, if stated in the headquaters agreement, purchase a motor vehicle tax free for personal use and to perform their work in the Netherlands. Exemption from BPM may be granted on condition that the vehicle has CD/CDJ/BN/GN registration plates. This privilege applies from the moment they take up their position at the international organisation, until the date on which their position comes to an end. =The exemption is granted in advance and is subject to conditions. Exemption from tax is always granted subject to the condition that the exemption ends when the car is disposed of. This includes selling, leasing, hiring out and pledging the car, and transferring it free of charge or in return for payment. It is also prohibited to use the car, or cause it to be used, in a manner or for purposes not covered by the exemption. If a motor vehicle purchased subject to the diplomatic exemption is exported without the diplomat leaving the Netherlands to perform their duties elsewhere, this means that the vehicle is being used for purposes other than those for which the exemption was granted. If the applicable conditions are no longer met, the exemption immediately ceases to apply and the relevant taxes must be paid.

This tax exemption is always granted in advance and never in the form of a tax refund. Applications for tax exemption and the issue of a special registration certificate should be supported by the employer and addressed to:

Belastingdienst kantoor Den Haag Team IFB Afdeling Motorrijtuigen Postbus 30509 2500 GM Den Haag

<sup>6</sup> IFZ02/1208M, 5.3.1 and 7.1.

<sup>&</sup>lt;sup>5</sup> IFZ02/1208M, 5.2.1.

<sup>&</sup>lt;sup>7</sup> Article 7:10, paragraph 4, General Customs Regulation.

<sup>&</sup>lt;sup>8</sup> Article 32, paragraph 3, State Taxes Act Implementation Order 1994.

The application should include the following information:

- name and full address of the privileged person concerned;
- BSN (citizen service number);
- nationality;
- place of residence at the time of recruitment;
- date on which employment with the international organisation commenced.

The following documents should be enclosed with the application:

- a completed Douane 39 form;
- a copy of the sales contract;
- the RDW 137 special registration certificate application form;
- a copy of the certificate of conformity (certificat van overeenstemming, CVO);
- a document demonstrating that the car has been or will be insured;
- a registration certificate for the car, if one has already been issued;
- foreign MoT test report

Questions concerning customs regulations on cars – non-recurring issues such as tax exemptions or waiving exemptions and the consequent additional tax assessments and applications for a special registration number – should be addressed to Mr R.W.J. Strang at +31 (0)88 152 2443 or RWJ.Strang@belastingdienst.nl, or Ms S. Greeve-van Heel at +31(0)881522811 of Mr J.P. Tuijt at +31(0)881522587 or emailed to <a href="https://doi.org/10.1081/10.1081/10.1081/html">Haaglanden.CB\_IFB@belastingdienst.nl</a>.

# 10.1.1 Importing or purchasing a car

When importing or purchasing a car, the following situations may occur.

- a new car is purchased in the Netherlands;
- a new car is imported from abroad;
- a used car is imported into the Netherlands;
- a car is purchased within the international organisation.

These situations will be explained in turn. Please note that the above-mentioned documents must always be enclosed with the application.

Please note that third-party motor vehicle insurance is compulsory.

# 10.1.2 Purchasing a new car in the Netherlands

When a new and unused car is purchased in the Netherlands, the organisation applies to Team IFB for exemption from tax and the issue of a special registration certificate. Exemption is granted from customs duties (if the car originates outside the EU), VAT and BPM.

The car dealer should request an RDW 137 special registration certificate application form and the CVO from the official importer.

NB: These exemptions are not applicable for the purchase of used cars in the Netherlands.

# 10.1.3 Purchasing a new car outside or importing a new car from outside the Netherlands

When a new and unused car is purchased outside the Netherlands, the procedure for obtaining exemption from tax and applying for a special registration certificate is the same as described in section 10.1.2. Please note that the car must be physically present in the Netherlands. A copy of the foreign registration certificate should be enclosed with the above-mentioned documents. Applicants should complete the RDW 137 special registration certificate themselves. Blank forms are available from the Road Transport Agency (*Rijksdienst voor het wegverkeer*, RDW) in Veendam, tel. +31 (0)598 699 242.

#### 10.1.4 Purchasing a used car outside the Netherlands

When a used car is purchased outside the Netherlands but within the EU, BPM must be paid when registering it in the Netherlands. VAT has been paid in the country where the vehicle was purchased. A used car means a car older than six months and/or with more than 6,000 km on the odometer. Exemption from BPM is granted on the basis of a *Douane 39* form. Any exemption ends when the car is sold or otherwise disposed of.

# 10.1.5 Purchasing a car within the organisation

If a car already covered by a tax exemption is bought from a member of the same organisation, it is only necessary to submit the *Douane 39* form, an RDW 137 special registration certificate application form, the original special registration certificate, the APK report (proof of annual vehicle inspection as required by law) and an insurance certificate. The granted exemption will be taken over on the thespecial registration certificate to be issued. The same conditions will apply to this new certificate.

# 10.1.6 Motor vehicles without European type approval

These motor vehicles will be temporarily approved for use on public roads if they have a special registration plate (CD/CDJ/BN/GN).

When converting a special registration into a regular Dutch registration, please note that European type approval (and possibly modifications to the vehicle) is needed to obtain a regular registration. The costs of European type approval and modifications to the vehicle (if necessary) may be significant. Before submitting a request to waive temporary exemption and an application to convert a special registration (CD/CDJ/BN/GN) into a regular Dutch registration toTeam IFB, it is therefore advisable to contact the RDW in Veendam at +31 (0)598 699 242.

# 10.2 Selling a tax-free car and waiving exemption

If a car is no longer used for the purpose for which the exemption was granted, the relevant taxes are due.

The car should not be given away, hired out or in any other way put at the disposal of third parties.

If you wish to sell a tax-free car to a non-privileged person, you should submit a written request to Team IFB to waive the exemption. Team IFB will calculate the tax and send the owner concerned a request for payment stating the amount of tax due. Once the tax has been paid, Team IFB will agree to issue an ordinary Dutch registration plate for the car. To apply for a Dutch registration certificate, the following documents should be submitted to Team IFB in The Hague:

- an RDW 134 registration certificate application form;
- the original special registration certificate;
- the APK report;
- a copy of the passport of the person who sells the car;
- the request to waive exemption.

Only if above mentioned taxes have been paid, Team IFB can approve another exempt purchase of a new motor vehicle with a special registration plate.

After you submit the above-mentioned documents, the RDW will send you a letter to arrange an appointment at one of the RDW offices so that you can identify yourself, as required by Dutch law. Your identification at an RDW office completes the application process for a Dutch registration certificate.

# 10.3 Scrapping cars

If you want your car to be scrapped, it is first necessary to obtain written permission from Team IFB by submitting a request to that effect. Team IFB will then send a notice stating whether it will grant permission and under what conditions.

# 10.4 Exporting a tax-free car

If a tax-free car is exported, the following situations may occur:

# 10.4.1 Person with exemption leaves organisation and takes car to country of destination

In this case, a verbal note, a copy of the registration certificate and a form "Request to waive the tax exemption for a vehicle" should be sent to the Tax office, Team IFB, and there are no consequences. Team IFB will inform the RDW in Veendam with the request to terminate the registration after ninety days. The RDW will send a letter to the person concerned with the confirmation and date when the special registration will terminate. If you do not return the registration certificate, the CBM (Centraal Bureau Motorrijtuigenbelasting) will continue to send motor vehicle tax bills to the owner (if applicable).

# 10.4.2 Person with exemption continues working at organisation and car is exported

If the car is exported **outside of the EU**, a copy of the registration certificate should be sent to Team IFB. Team IFB will inform the RDW in Veendam and the CBM in Apeldoorn that the car has been exported. If you do not return the registration certificate the CBM will continue to send motor vehicle tax bills to the owner (if applicable).

When a vehicle is exported **outside of the Netherlands but remains within the EU**, VAT and possibly customs duties are due since the car is no longer being used for the purpose for which the exemption was granted. In this case, Team IFB should be informed (in writing) that the car is going to be exported to an EU member state. A request should be submitted to waive the tax exemption. The registration certificate should be enclosed with this request. Team IFB will calculate the VAT and possibly the customs dutie. They willsend the owner the calculation of the taxes due and a request for payment. After receiving the registration certificate, Team IFB will inform the RDW in Veendam and the CBM in Apeldoorn that the car has been exported. If you do not return the registration certificate, the CBM will continue to send motor vehicle tax bills to the owner (if applicable).

# 10.5 Change of address

The RDW in Veendam uses the data registered in the personal records database of the Ministry of Foreign Affairs (PROBAS) for the registration and issuing of a special registration number. For proper registration of your vehicle, it is important to notify the Ministry of Foreign Affairs as soon as possible of any changes in your home address. If the address on your registration certificate is no longercorrect it is not necessary to apply for a new registration certificate. When your address is correct in PROBAS, it will be changed in the vehicle registration database.

# 10.6 Driving licences

Driving in the Netherlands is only permitted with a valid driving licence. Driving without a driving licence is a criminal offence. Privileged persons with a valid driving licence are only allowed to drive with their foreign driving licence in the Netherlands in combination with a valid privileged person's identity card issued by the Ministry of Foreign Affairs. It is not necessary to show your Ministry ID though you are strongly advised to keep it on hand at all times. Privileged persons may exchange their foreign driving licence for a Dutch driving licence by following the procedure a or b (see 10.6.1 below).

# 10.6.1 Exchanging a foreign driving licence9

In order to exchange a foreign driving licence for a Dutch driving licence, the applicant can follow either one of the following procedures:

- a. submit the application to the RDW directly (Non-EU/EEA licenses or no BRP (municipal personal records database) registration).
- b. submit the application to the municipality, which will then forward it to the RDW. This procedure is only applicable when the applicant is the holder of an EU/EEA driving licence **AND** is also registered in the BRP.

When submitting an application directly to the RDW the application form Aanvraag rijbewijs (niet) woonachtig in Nederland' (driving licence application (not) resident in the Netherlands) can be requested

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<sup>&</sup>lt;sup>9</sup> Please note that some International Organizations have met arrangements with regard to exemption from exchanging driving licenses in their respective seat- or headquartersagreements or exchange of notes.

from the RDW by sending the privileged person's personal details (as specified below) to rijbewijsmailing@rdw.nl:

#### Personal details

- Citizen Service Number (BSN)
- Name (i.e. first name, up to five initials, surname)
- Foreign address (including postcode and country)
- Date of birth
- Place of birth
- Telephone number
- Dutch postal address (including postcode)

As soon as the above information has been received, the form 'Aanvraag rijbewijs (niet) woonachtig in Nederland', along with instructions for filling it out, will be mailed to the person in question at the Dutch postal address provided. The RDW cannot send the application form by email. The instructions accompanying the application form will explain what documents must be submitted with the completed and signed form, in order to exchange the foreign driving licence for a Dutch driving licence. The completed application form, accompanied by the required documents, can be addressed to:

RDW Unit Rijbewijzen Postbus 9000 9640 HA Veendam

# **Processing applications**

Applications are generally processed in about 10 working days. If everything is in order, the privileged person will receive a new Dutch driving licence at the Dutch postal address provided in the application.

For more information on exchanging a foreign driving license please consult the <u>user guide</u> "driving licence application (non) resident in the Netherlands (3 E 0395)" by the RDW. For any questions regarding licences please contact the RDW at <u>rijbewijsmailing@rdw.nl</u> or Christien Jonker at <u>cjonker@rdw.nl</u>.

# 10.7 Practical information

# Competency certificate

Sometimes in order to renew a Dutch driving licence, it is necessary to submit a certificate declaring you competent to drive (*Verklaring van Geschiktheid*). This can be requested from the Central Office for Motor Vehicle Driver Testing (*Centraal Bureau Rijvaardigheid*, CBR). The instructions explain who needs to submit such a certificate.

Version February 2019

When your driving licence expires

If your Dutch driving licence expires, you are entitled to renew it. You are not permitted to drive with an expired licence.

#### Changes of address

Privileged persons (with or without special number plates) should notify the Protocol Department of the Ministry of Foreign Affairs of their new address.

Application for a Dutch driving licence

Privileged persons wishing to apply for a Dutch driving licence, after passing a driving test in the Netherlands, can only do so if they are registered with the BRP of the municipality where they reside.

For any questions regarding driving licenses in the Netherlands please contact the RDW either by phone or email:

Unit Rijbewijzen

Email: <u>rijbewijsmailing@rdw.nl</u>

Tel.: 0900 235 9739

Fax: +31 (0)598 69 9192

# 10.8 Annual Vehicle Inspection (APK) and Law Liability Insurance Motor Vehicles (WAM)

By law all vehicles with a petrol engine and all hybrid and electric vehicles manufactured after 1 January 2005, have to undergo a technical inspection in the interests of road safety.

Adequate information, especially on the inspection periods according to the age of the vehicles, can be found online under

https://www.rdw.nl/particulier/voertuigen/auto/apk/wanneer-en-hoe-vaak-apk-keuren/apk-

<u>keuringsschema</u>. Vehicles are to be inspected timely through a wide network of car dealers and garages who will at the same time forward the respective data to the competent authorities.

Information on which garages can perform this inspection and enter the inspection data into the official registry can be obtained from garages, car dealers and the RDW.

When new or second-hand motor vehicles imported from abroad (which fall into categories B and D) are sold in the Netherlands to a person who does not possess a privileged status, the vehicle will first have to be technically inspected in order to obtain ordinary Dutch registration documents. The new owner will in principle be responsible for paying the costs of the inspection.

The Law Liability Insurance Motor Vehicles (Wet Aansprakelijkelijkheidsverzekeringen motorrijtuigen, **WAM**) is a compulsory basic insurance for registered motor vehicles. The use of any motor vehicle withouth valid insurance coverage is an offence.

This insurance, offered by insurance companies in the Netherlands, exclusively provides limited coverage for legal liability to a third party – for bodily injury, death and damage to property – while using a registered vehicle.

Each motor vehicle registered in the Netherlands must be registered in the official insurance register of the Road Traffic Authority (RDW) in Veendam. Dutch insurance agencies make certain that the necessary insurance details, including the coverage of WAM, are registered accordingly.

# 10.9 Parking

# 10.9.1 Parking near the Ministry of Foreign Affairs

General

The nearest parking facility to the Ministry of Foreign Affairs is the Q-Park Rijnstraat.

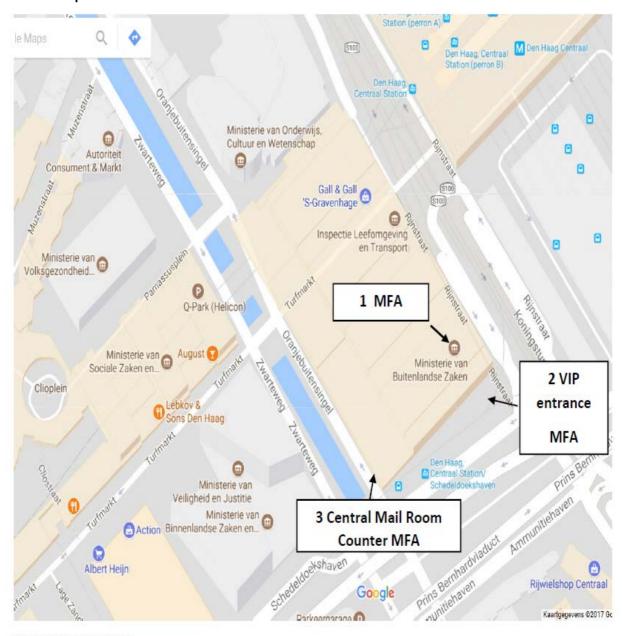
#### Using a chauffeur-driven car

Staff of an international organisation using a chauffeur-driven car to visit the Ministry (see map below, text box No. 1) may use the VIP entrance at "Schedeldoekshaven (see map below, text box No. 2)" after making an appointment with the Ministry. You are advised to make arrangements well in advance with the secretariat of the Protocol Department, tel. +31 (0)70 348 4905. After passing through the vehicle gate the chauffeur should leave the passenger at the entrance to the building, where the latter should identify him/herself to the security officer on duty and state the reason for the visit. The security officer will then contact the ministry official with whom the visitor has the appointment. In the meantime the chauffeur can park the car in the VIP garage and await the passenger's return.

# Delivery of documents

Visitors coming by car (chauffeur-driven or otherwise) wishing to deliver large documents for specific departments or officials should report to "Oranjebuitensingel 8" (via the transport official), while those with chauffeur-driven cars wishing to deliver other documents should report to the Central Mail Room counter at "Oranjebuitensingel 8" (see map below, text box No. 3).

10.9.2 Map



Source: Google Maps

# 11 Visits

#### 11.1 General information

The Protocol Department of the Ministry of Foreign Affairs, in its capacity as Protocol Department for the Ministry of General Affairs, is responsible for the overall organisation and logistics of incoming visits by heads of state and government, foreign ministers and heads of international organisations. It also assists international organisations with the logistics of inward working visits by heads of international organisations, and in some cases with private visits and transits.

The Protocol Department should be informed of a visit at least two weeks before the VIP's arrival so that it can make the necessary arrangements.

The Royal Household is responsible for the logistics of all incoming and outgoing visits by Their Majesties the King and Queen and members of the Royal House. The Ministry of General Affairs is at all times politically responsible.

The Protocol Department of the Ministry of General Affairs is responsible for outgoing official and working visits of the Prime Minister, while the same departments in other ministries are responsible for incoming and outgoing visits of their own ministers.

# 11.2 Heads of State

Heads of state will be met on arrival by an Aide-de-Camp to H.M. the King, and a protocol official of the Ministry of Foreign Affairs. During their state, official and or working visit to the Netherlands, heads of state will be accompanied by an Aide-de-Camp to H.M. the King and a protocol official. The Protocol Department of the Ministry of Foreign Affairs must be informed in advance of the head of state's time, date and place of arrival and departure and provided with a detailed programme of the visit.

# 11.3 Members of foreign royal families

Crown Princes and Princesses will in principle be met on arrival by an Aide-de-Camp to H.M. the King. The Protocol Department of the Ministry of Foreign Affairs must be informed in advance of their time, date and place of arrival and departure and provided with a detailed programme of the visit.

# 11.4 Heads of government

Heads of government on an official or working visit will in principle be met on arrival by a protocol official, officials from their embassy and a security officer from the Central Security and Protection Division. Heads of government will be accompanied by a protocol official during their stay in the

Netherlands. The Protocol Department of the Ministry of Foreign Affairs must be informed in advance of their time, date and place of arrival and departure and provided with a detailed programme of the visit.

# 11.5 Ministers of Foreign affairs

Foreign ministers on a working visit will in principle be met on arrival by a protocol official, officials from their embassy and a security officer from the Central Security and Protection Division. The Protocol Department of the Ministry of Foreign Affairs must be informed in advance of their time, date and place of arrival and departure and provided with a detailed programme of the visit.

# 11.6 Heads of International Organisations

Heads of International Organisations on a working visit will in principle be met on arrival by a protocol official, officials from theire organisation and a security officer from the Central Security and Protection Division. The Protocol Department of the Ministry of Foreign Affairs must be informed in advance of their time, date and place of arrival and departure and provided with a detailed programme of the visit.

# 11.7 Security officers accompanying official visitors

On state, official and working visits only, heads of state and government and foreign ministers may be allowed to bring in armed security officers, after consulting with the Ministry of Foreign Affairs. The protection of heads of state and government and foreign ministers is in principle the sole responsibility of the Dutch authorities.

Diplomatic missions have to provide the following information if they request to bring in armed security officers, so that the necessary arrangements can be made:

- name, place, date of birth and passport number of the security officer(s);
- name, type and registration number of the firearm and rounds of ammunition;
- mode of transport and place, date and time of arrival and departure (if commercial airlines are to be used the flight number should be stated).

Armed security officers who are not allowed to carry their arms during their stay in the Netherlands have to deposit them at Schiphol Airport or at another location designated by the Dutch authorities. The name, type and registration number of the firearm will be recorded. The firearms and ammunition will be returned when the security officer leaves the Netherlands.

# 12 Amsterdam Airport Schiphol

# 12.1 Entry passes to Schiphol Airport

Eligible persons from international organisations can obtain access to protected areas by means of an airport pass carrying electronic information.

At present two types of entry passes are available for persons who have to be present in the protected area by reason of their position:

- the Schiphol pass, for persons who have to be present several times a week;
- the Schiphol day pass, for persons who do not have to be present on a regular basis.

The entry passes are for specific individuals and should be applied for and collected from Schiphol airport directly and without the Ministry's intervention.

The address of the office concerned is:

SCHIPHOL GROUP

Access & Identification Centre

Section Regulations

Triport 2, Room 2314, Locatiecode 03-20

Schiphol Centrum

Postbus 7501

1118 ZG SCHIPHOL CENTRUM

Tel.: +31 (0)20 601 2626

Website: https://www.schiphol.nl/en/work-at-schiphol/

Due to Schiphol security regulations:

- it is not possible to exempt International Organisations from the short test which must be passed in order to obtain a Schiphol Pass;
- aimed at limiting the number of versions of Schiphol passes, it is not
  possible to create a distinctively coloured Schiphol pass for International
  Organisations and/or Embassies.

Study materials (in nine languages) for the Schiphol pass test can be found at: <a href="https://www.schiphol.nl/en/work-at-schiphol/page/which-tests-must-you-take/">https://www.schiphol.nl/en/work-at-schiphol/page/which-tests-must-you-take/</a>

Persons entering or exiting the restricted section of the arrivals hall have to pass through a special staff entrance and not through any passengers' entrance or exit.

# 12.2 VIP Lounge

The following persons may use the VIP Lounge at the Ministry's expense if they are coming to this country on a state, official or working visit:

- heads of state and vice-presidents (only when replacing the head of state while paying a visit to the Dutch head of state);
- prime ministers, deputy prime ministers (only when replacing the prime minister while paying a visit to the Dutch prime minister) and foreign ministers, if they are meeting their Dutch counterparts;
- the President and judges of the International Court of Justice and International Criminal Court, on their first arrival and final departure;
- ambassadors accredited to the Netherlands on their first arrival and final departure;
- heads of international organisations based in the Netherlands and persons with head of an International Organization status on their first arrival and final departure;
- (in random order) the Secretary-General of the United Nations, UN Representatives at USG-level, the Secretary-General of NATO, the Secretary-General of the Organization for Security and Cooperation in Europe, the President of the European Council, the President and Commissionners of the European Commission, the High Representative of the EU, the President of the European Parliament, the President of the World Bank, the Managing Director of the International Monetary Fund, the Chairman of the Committee of Ministers of the Council of Europe, the Secretary-General of the League of Arab States, the Secretary-General of the Organisation of the Islamic Conference, the President of the African Union, the President of the European Central Bank, and the highest spiritual authority of a religion.

NB: These rules do <u>not</u> apply if the persons mentioned above are on a private visit or in transit.

International organisations receiving any of the persons listed above and wishing to use the VIP Lounge at Schiphol are advised to make arrangements well in advance. They should address their requests to the Protocol Department of the Ministry of Foreign Affairs in the form of a Note Verbale. The Protocol Department will then make the reservation and the costs will be borne by the Ministry.

In all other cases, international organisations must make reservations directly with the VIP Lounge by email to VIP\_centrum@schiphol.nl and bear the costs themselves.

Please note that the use of the VIP Lounge does not exempt the security check at Schiphol Airport.

# 12.3 Security procedures at Schiphol Airport

Amsterdam Airport Schiphol uses both walk-through metal detectors and security scanners at their security checkpoints.

If anything suspicious is observed when a person is scanned, a partial pat-down body search is normally done. The Netherlands considers that such body searches are contrary to the inviolability of the person of

a diplomatic agent as guaranteed by article 29 of the Vienna Convention, and that a privileged person may therefore refuse to undergo them. This may however cause the airline to refuse to transport the person concerned if the reasonable ground for suspecting cannot be removed.

At the VIP Lounge, a security scanner has replaced the walk-through metal detector.

The following persons are exempt from security checks at Dutch airports:

- a. heads of state, prime ministers and ministers of foreign affairs;
- b. the Secretary-General of NATO;
- c. the Secretary-General of the United Nations;
- d. the President of the World Bank;
- e. diplomatic officials posted to the Netherlands who have a diplomatic passport and a Ministry of Foreign Affairs identity card with the code AD or AC;
- f. family members who form part of the household of the diplomatic officials referred to under e, provided that they are not Dutch nationals and that they have a diplomatic passport and a Ministry of Foreign Affairs identity card with the code AD or AC;
- g. officials employed by international organisations who have a diplomatic passport and a Ministry of Foreign Affairs identity card with the code AO;
- h. family members who form part of the household of the officials referred under g, provided that they are not Dutch nationals and that they have a diplomatic passport and a Ministry of Foreign Affairs identity card with the code AO;
- i. armed bodyguards of persons in any of these categories.

Persons in any of these categories will be requested to pass through a security scanner or a walk-through metal detector (depending on the location), but should not be subjected to a body search. Their baggage may be scanned but may not be searched without serious grounds, such as a suspicion that it contains a prohibited article. Their baggage may only be searched with the consent and in the presence of the owner.

# 12.4 Passage through security checkpoints at Schiphol Airport and other security matters

Privileged persons who are exempt from a security check must show their identity card issued by the Ministry of Foreign Affairs before entering the checkpoint to avoid a security check.

As of 25 May 2011, privileged persons and members of their families who are nationals of countries outside the EEA or Switzerland and who have a privileged person's identity card issued by the Ministry of Foreign Affairs bearing the code AD, AO or AC will have the option of joining Schiphol Airport's Privium programme (for a fee). Following a biometric scan, travellers registered with Privium are given fast-track entry to or exit from the Netherlands via a separate channel. This is possible because the thorough inspection required by the Schengen Agreement will already have been performed as part of the Privium application process, at which point the traveller's personal details are registered (see: <a href="https://www.schiphol.nl/en/privium/">https://www.schiphol.nl/en/privium/</a>).

Although extra security measures are taken (including camera and live surveillance) to detect pickpockets, passengers should be careful with their luggage and personal belongings.

For other security concerns at Schiphol, please contact the Royal Military and Border Police at 0800 1814.

# 12.5 Incoming flights

The latest flight information is available at the yellow Schiphol information desks at the airport or through the special Schiphol Amsterdam Airport app:

http://www.schiphol.nl/Travellers/FlightInformation/SchipholAppAndMobileWebsite.htm

Information on arrival gates, when known, may be obtained by telephone (for a charge): on 0900 0141 (press 2 for English and an operator will inform you of the arrival gate) or from abroad on +31 20 794 0800. Arrival gates may be subject to last-minute changes.

# 12.6 Incoming and departing delegations

The standard procedure for holders of a Schiphol Pass is for them to enter and depart through the special lanes for Schiphol staff. However, if the holder of the Pass needs to remain with a delegation at all times, please inform the coordinator of the Special Security Operations Brigade of the Royal Military and Border Police beforehand (email: sao@mindef.nl; tel.: +31 (0)20 603 9472; fax: +31 (0)20 603 9473).

# 12.7 Parking

If CD parking is unavailable due to illegal parking by non-diplomats, please contact the Royal Military and Border Police at 0800 1814 and request to be connected to Schiphol landside operations. Schiphol Airport Operations has promised to be more vigilant to ensure that CD parking spots are available only to diplomats.

Public parking is also available next to Departure Hall 3 (see <a href="https://www.schiphol.nl/en/parking/">https://www.schiphol.nl/en/parking/</a>)

# 13 Security and protection

#### 13.1 General information

The Netherlands is aware of its special duty towards international organisations and has customised its security policy to take that responsibility into account. The Protocol Department is the front office for requests and questions concerning security issues.

The office of the National Coordinator for Counterterrorism and Security (NCTV), through its Surveillance and Protection Department, is responsible for security policy and security matters concerning international organisations and maintains direct contact with some of these organisations.

# 13.2 Protection of persons

In exceptional circumstances it may be necessary to implement specific protection measures for specific persons. The initiative for such protection will normally come from the Dutch authorities. International organisations themselves can play a role in providing the host country authorities with up-to-date information on any possible threats or other relevant developments. However, final responsibility for protection measures always rests with the Dutch authorities. Cooperation of protected persons with the security agencies is of the utmost importance.

# 13.3 Protection of buildings

If an international organisation has information that its peace is likely to be disturbed, it should inform the Ministry's Protocol Department at +31 (0)70 348 6490 during office hours (09.00 – 17.00), or through the Ministry's Front Office (*centrale meldkamer*) outside office hours at +31 (0)70 348 4278.

In case police assistance is required, the following procedures are suggested:

- in the event of an **emergency (including accidents)**, international organisations can always dial the national emergency number **112** (ask for the police, medical assistance or the fire brigade, as required);
- for less urgent matters requiring police assistance, please call 0900 8844.

The Haaglanden regional police have a special surveillance unit for diplomatic premises and international organisations, the Mobile Diplomatic Protection Squad (*Dynamische Diplomatieke Surveillance*, DDS). It can be reached via the national police telephone number 0900 8844 or via the Diplomatic Front Office of the Haaglanden police force at +31 (0)88 964 9649.

# 13.4 Measures to prevent burglary, vandalism and fire

International organisations should, as a standard, take necessary measures for the protection of their premises and for the basic protection of the homes of their staff members against burglary, vandalism and fire. It is recommended that staff members ensure adequate insurance coverage against fire and burglary. The regional police force is prepared to provide advice on protective measures in response to a request from an international organisation received through the Ministry of Foreign Affairs. Damage to the premises or vehicles of the international organisation or its staff members, as a result of a burglary or vandalism, should be immediately reported to the Ministry. If the damage caused was demonstrably politically motivated or occurred in the course of a demonstration, the international organisation can apply to the Ministry for compensation. Damage to flags and coats of arms will always be compensated.

#### 13.5 Demonstrations

The freedom to hold demonstrations is a long-standing tradition and a constitutional right in the Netherlands. The Netherlands has clearly defined limits within which these rights may be exercised and within which the competent authorities may impose restrictions on demonstrations. The municipal authorities must be notified in writing, in advance, of plans to hold demonstrations.

Once a demonstration has been announced, the police are responsible for ensuring that it proceeds in an orderly manner. Impeding the normal course of business of international organisations is prohibited. The mayor is therefore empowered to issue instructions, which demonstrators must obey, and may if necessary give orders to terminate a demonstration if these instructions are not complied with. The police will contact the international organisation to make adequate security arrangements and ensure that it can continue to operate.

Police contact numbers: 088 964 9649 (Diplomatic Front Office) // 0900 8844 (general) // 112 (emergency)

# 13.6 Firearms

#### Permission

The possession of firearms without a permit is forbidden in the Netherlands. The Dutch authorities are responsible for protecting the staff of international organisations. Applications for licenses to carry firearms must be made to the local police.

# Foreign security personnel

Separate regulations apply to foreign visitors wishing to be accompanied during their stay in the Netherlands by their own armed security personnel. These regulations state the categories of persons (or posts) eligible for a firearm permit and the maximum number of firearms that may be carried. Separate permission for each armed security officer and for each weapon must be obtained from the NCTV. Each request for permission must be made in writing via the Protocol Department at least two weeks before

the arrival of the visitor(s). Only heads of state and government, foreign ministers and military officers whose visit is covered by the NATO Status of Forces Agreement can obtain permission. Other dignitaries may be eligible in the event of a threat substantiated by an NCTV threat assessment.

# Annexe A - Specimen declaration for travel purposes on termination of employment

(see section 2.1)

This letter, together with a certified copy of the privileged person's identity card mentioned below, serves as proof of the bearer's legal stay in the Netherlands.

Mr/Mrs/Ms
national of
was employed in the Netherlands by the international organisation
from until the day of his/her departure from the Netherlands.
During this period he/she was officially registered with the Ministry of Foreign Affairs of the Netherlands and the holder of privileged person's identity card no
Upon completion of his/her duties with the aforementioned international organisation, the original identity card was returned to the Ministry of Foreign Affairs of the Netherlands.
In case of questions, information or assistance may be sought from the Host Nation Division (DPG/NG) of the Protocol Department of the Ministry of Foreign Affairs, tel.: +31 (0)70 348 4905 (outside office hours +31 (0)70 751 7070, fax: +31 (0)70 348 5268, email: <a href="mailto:DPG@minbuza.nl">DPG@minbuza.nl</a> .
The Hague,
[Date and stamp of the international organisation]

# Annexe B - Specimen Note Verbale for privileged persons and members of their family forming part of the household applying for a visa

(see section 1.3)

The [name of international organisation] presents its compliments to the Ministry of Foreign Affairs of the Kingdom of the Netherlands and has the honour to inform the Ministry that [name of visa applicant], a national of [country of origin], will be working for the [name of international organisation] as [position] in the [name of department/office/division] as from [date], for a period of [duration of the employment contract].

In cases of family reunification:

... has the honour to inform the Ministry that the spouse/child of [name of employee], who is working for the [name of international organisation] as [position], will apply for a visa for the Netherlands for the purpose of joining [his/her husband/wife/father/mother]. The [name of international organisation] requests the Ministry of Foreign Affairs to assist in the issue of a visa for [name(s) of visa applicant(s)]. The visa application(s) will be submitted to the [Embassy/Consulate] of the Kingdom of the Netherlands in [place and country]:

Name of staff member/spouse/child:

Address:

Date and place of birth:

Passport number:

Date and place of issue:

Expiry date:

[include this information for each person applying for a visa]

The [name of international organisation] avails itself of this opportunity to renew to the Ministry of Foreign Affairs of the Kingdom of the Netherlands the assurances of its highest consideration.

The Hague, [date]

Ministry of Foreign Affairs [official stamp of the international organisation]

of the Kingdom of the Netherlands

Attn. DPG/NG

Cc: [visa applicant(s)]

# Annexe C - Specimen request for assistance with a visa for a private visit to privileged staff

(see section 1.4 and 4.4)

The undersigned, [name], [position at the international organisation] at the [international organisation], holder of identity card [number] issued by the Protocol Department of the Dutch Ministry of Foreign Affairs in The Hague and valid until [date], intends to invite the following family member: [name], born on [date] in [place], a national of [country], with passport [number], [relation] of the undersigned, to the Kingdom of the Netherlands for a period of [...] as from [date of entry].

I assume full responsibility for all expenses associated with [name]'s stay in the Kingdom of the Netherlands, including medical expenses. I also guarantee that [name] will leave the Netherlands before [his/her] visa expires.

I request the assistance of the [Embassy/Consulate] of the Kingdom of the Netherlands in the issuance of an entry visa for [name of guest].

[signature]

The Hague, [date]

To the visa applicant

# Annexe D - Specimen Note Verbale for partners of privileged persons applying for visa (without marriage certificate or registered partnership recognised by the Netherlands)

(see section 4.1)

The [name of international organisation] presents its compliments to the Embassy of the Kingdom of the Netherlands in [country] and has the honour to inform the Embassy that the partner of [name of staff member], who is working for the [name of international organisation] in the Netherlands as [position], will apply for a visa for the Netherlands for the purpose of joining [name of staff member].

Name of partner:
Address:
Date and place of birth:
Passport number:
Date and place of issue:
Expiry date:
The [name of the international organisation] and [name of staff member] hereby declare that [name of
partner]:
- will form part of the household of [name of staff member] in the Netherlands;
- has an exclusive relationship with [name of staff member];
- is of age (older than 18);
- is not under any legal constraint;
- is not a relative of [name of staff member].
In addition, the [name of the international organisation] and [name of staff member] declare that [name
of staff member] and [name of partner] will conclude a cohabitation agreement
(samenlevingsovereenkomst) or enter into a registered partnership (geregistreerd partnerschap) in the
Netherlands within the period of validity of the visa (three months). [Name of staff member] and [name
of partner] are aware that registration with the Ministry of Foreign Affairs (DPG) and issuance of a
Ministry of Foreign Affairs identity card for the partner must also take place within the period of validity
of the visa; that registration with the Ministry of Foreign Affairs and issuance of an identity card cannot
take place without a cohabitation agreement or registered partnership; and that failure to comply within
three months will result in illegal stay through expiration of the visa and possible expulsion. Signed:
Signed
Name of staff member:
Place:

Date:

Version February 2019

the international organisation and marked with the official stam
on] avails itself of this opportunity to renew to the Ministry of
Netherlands the assurances of its highest consideration.
-
[official stamp of the international organisation]

Cc: DPG

#### Annexe E - Addresses

(see Introduction, page 5)

# Diplomatic missions and consular posts

https://www.government.nl/topics/embassies-consulates-and-other-representations

#### International organisations

https://www.government.nl/topics/international-organisations

# **Ministry of Foreign Affairs**

Ministerie van Buitenlandse Zaken Postbus 20061 2500 EB Den Haag

Tel.: +31 (0)70 348 6486 (inside en outside office hours)

Fax: +31 (0)70 348 4848

www.minbuza.nl

see also map on page 41

Address for visitors : Rijnstraat 8, 2515 XP The Hague

VIP entrance : Schedeldoekshaven, The Hague. Tel.: + 31 (0)70 311 8627

Front Office : Rijnstraat 8, The Hague

Central Mail Room Counter : Oranjebuitensingel 8, 2511 VE The Hague

Protocol and Host Country Affairs Department:

Directie Protocol en Gastlandzaken (DPG)

Postbus 20061 2500 EB Den Haag

Tel.: +31 (0)70 348 4905 Fax: +31 (0)70 348 5268 Email: <u>DPG@minbuza.nl</u> Host Nation Division Tel.: +31 (0)70 348 4905

Aliens and Visas Division:

Directie Consulaire Zaken en Visumbeleid Afdeling Vreemdelingen- en Visumbeleid (DCV/VV)

Postbus 20061 2500 EB Den Haag

Tel.: +31 (0)70 348 5622 Fax: + 31 (0)70 348 4583 Email: <u>dcv-vv@minbuza.nl</u>

# Ministry of Justice and Security

Ministerie van Justitie en Veiligheid Postbus 20301 2500 EH Den Haag

Tel.: +31 (0)70 370 7911

https://www.government.nl/ministries/ministry-of-justice-and-security

#### Central Organisation for Certificates of Good Conduct (COVOG)

Postbus 16115 2500 BC Den Haag

Tel.: +31 (0)70 370 7234 Fax: +31 (0)70 370 4631

https://www.government.nl/topics/identification-documents/question-and-answer/how-do-i-apply-for-a-cortificate of conduct you

certificate-of-conduct-vog

# **Immigration and Naturalisation Service**

**Contact** https://ind.nl/en

# Ministry of Social Affairs and Employment

Ministerie van Sociale Zaken en Werkgelegenheid Postbus 90801 2509 LV Den Haag

Tel.: +31 (0)70 333 4444

https://www.government.nl/ministries/ministry-of-social-affairs-and-employment

Address for visitors: Anna van Hannoverstraat 4, The Hague

#### **UWV WERKbedrijf**

Tel.: 0800 8001

https://www.werk.nl/werk\_nl/werknemer/eu/working-netherlands

# **Social Insurance Bank**

Sociale Verzekeringsbank Postbus 9104 2300 PC Leiden

Tel.: +31 (0)71 512 9610 http://svb.nl/int/en/index.jsp

Address for visitors: Stationsplein 1, Leiden

# Ministry of Finance

Ministerie van Financiën Postbus 20201 2500 EE Den Haag

Tel.: +31 (0)70 342 8000

https://www.government.nl/ministries/ministry-of-finance

#### Directie Internationale Fiscale Zaken (IFZ)

Korte Voorhout 7 2511 CW Den Haag Tel.: +31 (0)70 342 8366

Email: secretariat.ifz@minfin.nl

# **Tax and Customs Administration**

Belastingdienst kantoor Den Haag Team Internationale Fiscale Behandeling (Team IFB) Postbus 30509 2500 GM Den Haag

Tel.: + 31 (0)88 152 2546

Email: Haaglanden.CB\_IFB@belastingdienst.nl

Address for visitors: Prinses Beatrixlaan 512, The Hague

# Tax authorities in Heerlen:

Postbus 2865 6401 DJ Heerlen Tel.: 0800 0543

Tel.: +31 (0)55 538 5385

Address for visitors: Schakelweg 5, Heerlen

Benefits (toeslagen):

Tel.: +31 (0)88 152 3306/2474

# **Road Transport Agency**

RDW Centrum voor Voertuigtechniek en Informatie **Customer Service** Postbus 30 000 9640 RA Veendam Tel.: 0900 0739

Tel.: +31 (0)598 393 330

https://www.rdw.nl/information-in-english

# **Central Office for Motor Vehicle Driving Testing**

Centraal Bureau Rijvaardigheidsbewijzen (CBR) Postbus 5301 2280 HH Rijswijk

Tel.: 0900 0210

https://www.cbr.nl/nl.htm

# Haaglanden police force

Politie Haaglanden (call centre) Postbus 264 2501 CG Den Haag

Tel.: 0900 8844 Emergencies: 112

# City of The Hague

Municipal Contact Centre Tel.: +31 (0)70 353 3000 http://www.denhaag.nl/en.htm

The Hague international centre Tel.: +31 (0)70 353 5043

https://www.thehagueinternationalcentre.nl/

Postbus 12 600 2500 DJ Den Haag

Address for visitors: City Hall (Atrium), Spui 70, The Hague

# Annexe F - Question form - social security

(see section 7.4)

# Question form - Good employment: rights and duties

Please provide for a clear description of your concern and make sure all fields are filled in properly. The completed form may be send to socialsecurity@minbuza.nl.

Should the Ministry, Tax Authority (Belastingdienst), Institute for Employee Benefit Schemes (UWV) or Social Insurance Bank (SVB) have any further questions about your concern, the relevant authority would like to be able to contact the author of the request directly. Please provide your contact details hereunder. Name of the contact person:\_ Phone number: Email: Name of the diplomatic mission or international organization: Select one of the following options. The question concerns: ☐ Employee benefit schemes □ National Insurance schemes ☐ Other, namely \_ Description of the question: Before filling in this form I tried to find an answer to my question by: Information box

- Act on Income According to labour

- General Old Age Pension Act
- General Surviving Relatives ActGeneral Child Benefit Act
- Long-term care Act

# Annexe G - Applicable quota's for alcoholic beverages, fuel and tobacco

(see section 9.4)

# Applicable quota for alcoholic beverages, cigarettes and fuel Liquids/tobacco AO staff **BO** staff Alcoholic beverages (22% and over) 90 litres No Cigarettes (or equivalent in other tobacco products) 12.000 cigarettes No Fuel AO staff **BO** staff 1st exempted car 300 litres per month 200 litres per month 2nd exempted car 200 litres per month No

<sup>\*</sup> Quota are applied on a yearly basis.

# Annexe H - Fiscal privileges 'General overview of fiscal privileges for staff of International Organisations'

(see section 9.1)

EXEMPTION FROM:	STATUS	
(and its conditions)		
	Head of the organisation	Members of technical,
	and highest ranking staff	administrative service
	members (and their	staff and their families)
Income tax	families) (AO)	(BO)
(inkomstenbelasting)		
(IIIKOITISteribelasting)		
<ul><li>earnings from the official</li><li>function at the organisation</li></ul>	Yes	Yes
(salary)		
- applicable to non-		
residents as well as		
permanent residents of		
the Netherlands and		
Dutch nationals.		
II. ather income (Day 1)	Ne	N
<ul><li>other income (Box 1)</li><li>if the source of the income</li></ul>	No	No
is situated in the		
Netherlands		
Netherlands		
		1

I income from a substantial	No	No
interest (Box 2)		
- with regard to an interest in		
a company situated in the Netherlands		
ivetneriands		
savings and investments	Partial	Partial
(Box 3)		
In practice this means that for		
Box 3 income staff of		
European Organisations will		
only be liable to tax on the		
items of income mentioned in		
chapter 7 of the Income Tax		
Act 2001. Staff members who		
are Dutch nationals or permanent residents of the		
Netherlands are not entitled to		
this exemption.		
tine exemption.		

Value added tax		
(omzetbelasting)		
<ul> <li>movable goods</li> <li>only durable goods (no VAT exemption for non-durable goods or items, such as food and beverages, tobacco products and alcoholic</li> </ul>	Yes	No

beverages);		
- for personal use;		
- in free circulation;		
- purchased on the regular		
market;		
- for invoices exceeding		
€225 (ex VAT).		
<ul><li>services (exemption applies only to the organisation)</li></ul>	No	No

Excise duties		
(accijns)		
according to the applicable		
quota		
<ul> <li>alcoholic beverages or tobacco products</li> <li>for personal use;</li> <li>only from an accijnsgoederenplaats.</li> </ul>	Yes	No
<ul> <li>motor vehicle fuel</li> <li>the exemption applies to         VAT and excise duties only         for head of mission and         staff members with AO         status;</li> <li>purchased on the regular         market;</li> <li>for cars with special         registration plates.</li> </ul>	Yes (excise duties and VAT)	Yes  (excise duties only, during the first ten years after taking up employment with the international organisation in the Netherlands)

Import duties	Yes	Yes
(invoerrechten)		(only during the
- for durable goods only		first ten years
(no exemption for non-		after taking up
durable goods or items,		employment with
such as food and		the IO in the
beverages, tobacco		Netherlands)
products and alcoholic		
beverages);		
- for personal use.		

Tax on cars and	Yes	Yes
motorcycles	(2 cars at the	(1 car during the
(belasting van	same time)	first ten years
personenauto's en		after taking up
motorrijwielen – BPM )		employment with
- for personal use;		the international
- for cars and motorcycles		organisation in
provided with a special		the Netherlands)
number plate.		

Motor vehicle tax	Yes	Yes
( <b>m</b> otor <b>r</b> ijtuigen <b>b</b> elasting –	(2 cars at the	(1 car during the
MRB)	same time)	first ten years
- for personal use;		after taking up
- for cars and motorcycles		employment with
provided with a special		the international
number plate.		organisation in
		the Netherlands)

Toy on someon of shares		
Tax on games of chance		
(kansspelbelasting)	No	
domestic games of	NO	No
chance		
I foreign games of chance	Yes	Yes
		(only during the
		first ten years
		after taking up
		employment with
		the international
		organisation in the
		Netherlands)
Transfer tax	No	No
(overdrachtsbelasting)		
Energy tax	No	No
energiebelasting		
(exemption applies only		
to the		
organisation)		
Tax on tap water	No	No
(belasting op leidingwater)		
(exemption applies only		
to the		
organisation)		
organisation)		

# Disclaimer:

- As a rule, staff members of these organisations who are Dutch nationals or permanent residents of the Netherlands are not entitled to these exemptions.
- The fiscal privileges in this overview are granted subject to certain conditions. These conditions are not fully spelled out in this overview. The actual fiscal regime for these staff members is laid down in the founding document (statute or treaty) of the international organisation, the headquarters (or seat) agreement or other legally binding instruments, such as legislation.
- Finally, this overview describes the fiscal privileges that currently apply. Future policy changes may therefore affect this overview.