

MEMORANDUM OF UNDERSTANDING

BETWEEN

THE GOVERNMENT OF THE REPUBLIC OF INDONESIA

AND

THE GOVERNMENT OF THE STATE OF KUWAIT

ON

PLACEMENT OF MANPOWER

The Government of the Republic of Indonesia and the Government of the State of Kuwait (hereinafter referred to as "the Parties").

Recognizing, their close and brotherly relationship :

Desiring to strengthen friendship and cooperation ties between two countries :

HAVE AGREED AS FOLLOWS :

Article 1

For the purposes of this Memorandum of Understanding :

1. "Placement of Manpower" means the activities which are conducted in the frame work of employment services to meet the demand and the supply of workers based on work contract;

2. "Workers" means the citizen of Indonesia or the citizen of Kuwait who is employed either in Kuwait or Indonesia in accordance with the laws and regulations in force in the respective countries.

Article 2

The Parties shall conclude arrangements for the exchange of information through diplomatic channels and endeavour to develop cooperation in the fields of labour and employment in general and in placement of manpower in particular.

Article 3

Placement of manpower in this Memorandum of Understanding is subject to perform work for the user and shall be recruited through selection according to the needs and shall be given protection pursuant to the procedures and the laws and regulations in force in the respective countries.

Article 4

The demand of workers in both countries shall include all required specifications of job and its types. Besides, this also includes periods of employment, wages, and occupational safety and health as well as any other terms.

Article 5

Working contract is considered as the determiner and organizer of both parties commitments and shall be legally binding, pursuant to laws and regulations in force.

Article 6

The Parties shall take the necessary measures to facilitate the procedures on manpower placement of the skilled workers based on the available employment opportunities.

Article 7

Governmental authorities and judicials court in both countries shall settled the disputes which may occur on its land between workers and employers pursuant to the laws and regulations in force in the respective countries.

Article 8

~~Any difference arising out of the interpretation and implementation of this~~ Memorandum of Understanding shall be settled amicably through consultation or negotiation between the Parties.

Article 9

The Memorandum of Understanding can be amended or revised. Either party may request in writing a revision or amendment. Any revision agreed to by the Parties in conformity with the laws and regulations of the two countries shall form part of this Memorandum of Understanding. Such revision or amendment shall come into effect on such a date as may be determined by the Parties.

Article 10

1. This Memorandum of Understanding shall enter into force on the date of its signing.

2. This Memorandum of Understanding shall be in force for a period of four (4) years and be automatically extended for four (4) years consecutively unless it is denounced in writing by either Party giving three (3) months notice in advance.

IN WITNESS WHEREOF, the undersigned being duly authorized by their respective Governments, have signed this Memorandum of Understanding.

DONE at Jakarta on the thirtieth day of May in the year one thousand nine hundred and ninety six, corresponding with the fourteen day of one thousand four hundred and seventeen Hijriah, in Indonesia, Arab and English languages, all texts being equally authentic. In case of any divergence of interpretation of this Memorandum of Understanding, the English text shall prevail.

For the Government of the
Republic of Indonesia



ABDUL LATIEF
Minister of Manpower

For the Government of
the State of Kuwait



AHMED KHALID AL-KULAIB
Minister of Social Affairs and Labour