

## Bilateral Immunity Agreements: Breakdown of Countries

As of September 23, the State Department reported that 63 countries had signed agreements; 60 are listed here. See below for key. For more information, contact Maggie Gardner ([mgardner@wfa.org](mailto:mgardner@wfa.org); 202-546-3950 ext. 115). Last updated September 23, 2003.

	<b>Has Concluded a BIA</b>	<b>Has Not Concluded a BIA</b>	<b>Publicly Refused to Conclude a BIA</b>
<b>ICC Member States</b>	<p><b>Waived permanently:</b>  Afghanistan  Albania  Bosnia &amp; Herzegovina (Not Reciprocal)  Djibouti  DR Congo  Gabon  Gambia  Georgia (Reciprocal)  Honduras  Mauritius  Mongolia (Not Public)  Senegal  Sierra Leone (Reciprocal)  Tajikistan (Reciprocal)  Zambia</p> <p><b>Waived until November 1, 2003:</b>  East Timor  Ghana  Romania (Not Reciprocal, ratification stalled)</p> <p><b>Waived until January 1, 2004:</b>  Bolivia  Botswana  FYR Macedonia  Nigeria (Not Public)  Panama  Uganda (Reciprocal)</p> <p><b>Waived until March 24, 2004:</b>  Guinea (Not Public)</p> <p><b>No Waiver:</b>  Cambodia (\$200,000)  Colombia (\$111.6 million)  Malawi (\$360,000)  Marshall Islands  Nauru</p>	Andorra (no aid) Australia – EXEMPT Belize (\$400,000) Benin (\$500,000) Bulgaria (\$9.85 million) Central Africa Republic (\$150,000) Cyprus (no aid) Eastern Caribbean (Barbados, Antigua & Barbuda, Dominica, and Saint Vincent & the Grenadines) (\$2.7 million) Ecuador (\$15.65 million) Fiji (\$200,000) Finland (no aid) Lesotho (\$125,000) Liechtenstein (no aid) Malta (\$1.25 million) New Zealand - EXEMPT Niger (\$200,000) Paraguay (\$300,000) Rep. Of Korea – EXEMPT Samoa (\$150,000) San Marino (no aid) Serbia & Montenegro (\$500,000) Slovakia (\$8.95 million) Uruguay (\$1.45 million)	Argentina - EXEMPT Austria (no aid) Belgium – EXEMPT Brazil – (\$500,000) Canada - EXEMPT Costa Rica (\$400,000) Croatia (\$5.8 million) Denmark – EXEMPT Estonia (\$7.45 million) France – EXEMPT Germany – EXEMPT Greece - EXEMPT Ireland (no aid) Italy – EXEMPT Jordan - EXEMPT Latvia (\$7.45 million) Lithuania (\$8.2 million) Luxemburg – EXEMPT Mali (\$250,000) Namibia (\$225,000) Netherlands – EXEMPT Peru (\$2.7 million) Portugal – EXEMPT Slovenia (\$4.95 million) South Africa (\$7.6 million) Spain – EXEMPT Sweden (no aid) Switzerland (no aid) Tanzania (\$230,000) Trinidad & Tobago (\$450,000) United Kingdom – EXEMPT Venezuela (\$700,000)

	<b>Has Concluded a BIA</b>	<b>Has Not Concluded a BIA</b>	<b>Publicly Refused to Conclude a BIA</b>
<b>Non-ICC Member States</b>	Azerbaijan (Reciprocal) Bahrain - EXEMPT Bangladesh (Reciprocal) Bhutan Dominican Republic Egypt – EXEMPT (Not Public) El Salvador India (Reciprocal) Israel (Reciprocal) Ivory Coast Kazakhstan Madagascar Maldives Mauritania Micronesia Mozambique (Not Public) Nepal (Reciprocal) Nicaragua Palau Philippines (Reciprocal) Rwanda (Reciprocal) Seychelles Islands (Not Public) Solomon Islands Sri Lanka (Reciprocal) Thailand Togo Tonga Tunisia (Not Public) Tuvalu Uzbekistan	Of note: Japan - EXEMPT Mexico (\$1.27 million) Bahamas (\$240,000)	Kenya (\$7.1 million)

**KEY:**

**BIA:** Bilateral Immunity Agreement; agreement to not surrender to the ICC any U.S. national or military/government employee (past or present, including contractors and non-nationals)

**EXEMPT:** Exempted under the American Servicemembers' Protection Act (ASPA); military assistance cannot be suspended.

**\$:** Requested funds, now suspended, for countries in FY2004 under IMET (International Military Education and Training) and FMF (Foreign Military Financing) programs; other funds might also be affected. Numbers are from the State Department's request, February 2003.

**Reciprocal:** U.S. has agreed not to surrender nationals of this country to the ICC.

**Not Public:** Not disclosed by the State Department/Country requested that the agreement not be revealed.

**Waived:** President Bush has declared that the country will continue to receive U.S. military assistance, despite being a State Party to the ICC.