

ARTICLE 4

Immunity from civil and administrative jurisdiction

If members of the family enjoy immunity from the civil and administrative jurisdiction of the receiving State in accordance with the Vienna Convention of 18 April 1961 on diplomatic relations or under any other applicable international instrument, such immunity shall not apply in respect of any act or omission in the course of the gainful occupation.

ARTICLE 5

Immunity from criminal jurisdiction

1. In the case of members of the family who enjoy immunity from the criminal jurisdiction of the receiving State in accordance with the Vienna Convention of 18 April 1961 on diplomatic relations or under any other applicable international instrument, the provisions concerning immunity from the criminal jurisdiction of the receiving State shall also apply in respect of any act carried out in the course of the gainful occupation. However, should a criminal act occur, the sending State shall give serious consideration to waiving the immunity of the member of the family concerned from the criminal jurisdiction of the receiving State.
2. If the sending State does not waive immunity of the member of the family concerned, it shall seize its criminal prosecution authorities with the criminal act committed. The receiving State must be advised of the outcome of the criminal proceedings.
3. The member of the family may be questioned as a witness in the course of a gainful occupation unless the sending State believes that this would be contrary to its interests.

ARTICLE 6

Fiscal and social security regimes

Members of the family shall be subject to the fiscal and social security regimes of the receiving State with regard to their gainful occupation in that State in so far as this does not conflict with other international instruments.