Content

Title: Act Governing the Employment of Diplomatic and Consular Personnel Stationed Overseas Ch

Date: 2018.01.17

Legislative: 1.Articles 1-14 Promulgated by Presidential Order on June 18, 1959

2. Amended Articles 2, 3,7, and 9 by Presidential Order on August 9, 1963

3. Amended Article 3 by Presidential Order on January 13, 1966

4. Amended Articles 2, and 9 on January 19, 1978

5.Articles 1–13 Amended by Presidential Order Hua Zong I Yi No. 7094 on

December 29, 1989

6.Amended Articles 4, and 7 by Presidential Order Hua Zong I Yi No. 0255 on

January 18, 1995

7. Amended Articles 1-10 by Presidential Order Hua Zong I Yi No. 10300085361

June 4, 2014 for implementation.

8. Amended Article 2 by Presidential Order Hua Zong I Yi No. 10700004141 on January 17, 2018

Content:

Article 1 The employment of diplomatic and consular personnel

overseas shall be governed by this Act. Related

matters not provided

herein shall be governed by the Civil Service

Employment Act.

Article 2 Diplomatic and consular personnel stationed overseas

include

stationed

the following:

1. Ambassadors, ministers, permanent representatives,

deputy

permanent representatives, counselors, deputy

counselors, first

secretaries, second secretaries, third

secretaries

2. Consuls general, vice consuls general, consuls at

consulates.

consuls at consulates general, vice consuls

Personnel appointed to serve as ambassador, permanent

representative,

or deputy permanent representative based on

experience and

expertise required by the diplomatic mission

concerned shall not be

subject to the limitations stipulated in Articles 3

and 4 of this Act.

However, their number, excluding politically

appointed ambassadors

and permanent representatives, shall not exceed 15

percent of

	the total number of ambassadors, permanent
representatives,	
and	deputy permanent representatives.
Article 3 Diploma meet	tic and consular personnel stationed overseas must
at	least one of the following qualifications:
1.	Passed the Special Examination for Diplomatic and
Consular	
	Personnel
	. Passed the Special Examination for International
Information	
C.F.	Personnel, and were transferred to the Ministry
of Foreign	Affairs on assigned by MOFA to a distance in
mission following	Affairs or assigned by MOFA to a diplomatic
	Executive Yuan restructuring
	3. Possess equivalent qualifications for their
position as specified	
£	by the Civil Service Employment Act, graduated
from a	domestic or overseas university recognized by the
Ministry of	domestic of overseas university recognized by the
Militatly Of	Education, are competent in at least one foreign
language, and	Education, are competent in at least one foreign
	also meet any of the following requirements:
3.	
at MOFA,	1. Have served in a junior rank position or higher
	1. Have served in a junior rank position or higher
at MOFA,	1. Have served in a junior rank position or higher
at MOFA,	1. Have served in a junior rank position or higher the Coordination Council for North
at MOFA, American Affairs, or at	1. Have served in a junior rank position or higher the Coordination Council for North diplomatic missions following assignments least three years
at MOFA, American Affairs, or at by MOFA for at	1. Have served in a junior rank position or higher the Coordination Council for North diplomatic missions following assignments
at MOFA, American Affairs, or at	1. Have served in a junior rank position or higher the Coordination Council for North diplomatic missions following assignments least three years 3.2. Have served in a junior rank position or
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at MOFA, American Affairs, or at by MOFA for at	1. Have served in a junior rank position or higher the Coordination Council for North diplomatic missions following assignments least three years 3.2. Have served in a junior rank position or Government Information Office or its
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at MOFA, American Affairs, or at by MOFA for at higher at the overseas offices, and MOFA to diplomatic restructuring with total transfer to MOFA at least three years	1. Have served in a junior rank position or higher the Coordination Council for North diplomatic missions following assignments least three years 3.2. Have served in a junior rank position or Government Information Office or its were transferred to MOFA or assigned by missions following Executive Yuan combined time prior to and following the or assignment to a diplomatic mission of

12 or higher and were certified as possessing
civil servant
qualifications in the diplomatic and consular
affairs or information
services fields
Quota for personnel described in Subparagraph 3
of the previous
Paragraph shall not exceed 15 percent of the
total number of personnel under Subparagraphs 1, 2 and 4, excluding the
heads of diplomatic
missions.
Article 4 In addition to meeting the aforementioned qualifications,
diplomatic
and consular personnel of senior rank stationed
overseas must also
meet at least one of the following qualifications:
1. Have qualified for senior rank in accordance with the
Civil Service Employment Act
2. Have served in a senior rank position at MOFA or the
Coordination
Council for North American Affairs
3. Have served in a senior rank position as diplomatic
or consular
personnel stationed overseas
Article 5 In addition to meeting the qualifications listed in Article
3, diplomatic
and consular personnel of junior rank stationed
overseas must also meet at least one of the following qualifications:
1. Have served in a junior rank position at MOFA or the
Coordination
Council for North American Affairs for one year
2. Have served in a junior rank position as diplomatic
or consular
personnel stationed overseas
3. Have served in a junior rank position at the GIO, and
were
transferred to MOFA or assigned by MOFA to a
diplomatic mission following Executive Yuan restructuring with total
combined time
prior to and following the transfer to MOFA or
assignment to a
diplomatic mission of at least one year
Article 6 With regard to personnel specified in Paragraphs 4 and 5 of
Article 5
of the Organization Act of Diplomatic Missions of the Republic of

China (Taiwan), Articles 3, 4, and 5 of this Act shall not apply to personnel who are serving in positions stated in Paragraph 1 of Article 2 and whose status conforms to the provisions of the Temporary Assigned Worker Assignment Act. Article 7 In principle, each overseas term for diplomatic and consular personnel shall not exceed six years. Within such a term, diplomatic and consular personnel may be transferred among diplomatic missions. At the end of an overseas term, they shall be transferred back to MOFA headquarters. An overseas term described in the previous Paragraph may be extended or shortened in accordance with policies of the host nation of the diplomatic mission, legal restrictions, or work requirements. If extended, overseas terms shall not exceed nine years. Article 8 Diplomatic and consular personnel stationed overseas who perform the same function for a six-year term and do not receive a Grade A performance evaluation in any year shall no longer be dispatched overseas. Article 9 Enforcement rules of this Act shall be formulated by MOFA in coordination with the Ministry of Civil Service. This Act shall enter into force on the date of its Article 10

promulgation.

Data Source: Laws and Regulations Retrieving System