



Condition of diplomatic relations in Afghanistan

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Abstract

A research were conducted to study the introduction to diplomatic relations, establishing circumstance of diplomatic relations and how diplomatic relations get start and end in Afghanistan. It is all cleared that Diplomatic relations play the basic role in full filling the needs of community as well as counties. Because these relations act as the connector between two or more than two states or international organization in which it helps them cooperate more in finding solutions for the problems in community and counties. If such relations don't exist, problems will remain problems which will fail the communities in solving such problems that will lead them to a bad condition studying these relations is much more important in order in anywhere especially in Afghanistan to avoid the upcoming troubles.

Keywords: diplomatic relations, problems facing, conditions, opportunities, Afghanistan

Introduction

Diplomatic relations are the official political relations between states, these are the relations that connect states together, persuade them to cooperate, in this modern world all those stated success he who has more bilateral relations with more states, Diplomatic relations is also the very part of international relations as much crucial in which the international relations could not be studied without Diplomatic relations, so Diplomatic relations is the fundamental or base of international relations, now it is important to know first about diplomacy, diplomatic relation conditions, bases and its types. And we will also have a glance on its history, and at the end I would like to focus more on the conclusion and suggestions according to the topic.

Research Methodology

The essay has been based on theory and practice. In theoretical part, reliable sources have been used and practically, the direct information has been used systematically. All the references have been very reliable and placed very systematically in the topic.

Result and Discussion

Introduction to Diplomatic relations

As the humans naturally need to have, continue and keep relations with one another, the same states are also obliged to make, continue and keep relations among themselves, relations between states is also called official or Diplomatic relations. As humans choose others by favor and intention for relations, at the same time between states the favor and intentions are valued.

States willing, intention, wishing and request is the first point which can be seen in officially recognition. As we know that

the states are not real person, but they are unreal or legal persons, so the relations among these states take place by real persons in which they represent their states and perform all their activities by the name of their states and bear in mind that the relations among these states can't be followed without the interference of real person, Indeed diplomatic relation is the beginning for other relations, it means if two states don't have diplomatic relations with each other, so their residents and organizations which are in lower level than their states never can have good relations with each other, for instance if a contract is signed between two different state universities in this case their embassies and ministries should be in touch because helping between these two universities who have signed a contract is impossible without state administrations assistance or if a country wants to have the employees from another country, so they must give them visas.

If we wish to shortly have a view about diplomatic relations we can simply say that (official activities of a state out of its territory or official relations with other states is called diplomatic relations) or (diplomatic relations are the external political relations between states) In political discussions and some political books these diplomatic relations are also called political relations, because diplomatic relations are the practical side of external politics and policy, because of this he who make and perform these political relations are called political clerks. The word Diplomatic is the Adjective form of the external relations of a state and the management, control of these relations is known as (diplomacy) which is noun according to grammar, infect out of a state implementation of politics of a state is pointed as diplomacy.

How does Diplomatic Relations take place?

Diplomatic relations have some attributes, according to these

attributes they can be known as Diplomatic relations.

First- being a state

The first step for the diplomatic relations is being a state according to international rules, these relations can't be held with any other organization, until they are declined as an independent state by the international rules and others states confirm it as an independent state, these relations could take place. Officially recognized can be done by two different ways, the first one is by the declining which is called definite Officially recognized in which other states send their authorized representatives, make their political embassies and they are announce they second state as an independent government, and the second one is the indefinite Officially recognized in which the states don't decline and don't send their authorized representatives, but when they become the members of united nations and other states don't act against is known as indefinite official recognition.

According to international laws sovereignty and not being effected or pressurized by others is also a big part of being independent state, all those states which are not independent in their foreign policies and are affected by others according to the international law they can't be declared as an independent state. Most of the states in the world are known as an independent states, and according to the current international system all are treated the same and have got the same responsibilities and authorities, they all have complete authority in establishing and elimination of relations with other states, except those which are prohibited by the international rules and regulations and the treaties between states, for instance states can establish diplomatic, commercial, council and financial and also military blocks and sign defense treaties, but all those which are prohibited in the common treaties can't be done, for instance no states is allowed to deal slavery with each other. In the world some states are existed that have legal personality and also have the complete authorities of making international relations but only in the part which are permitted by the private treaties for instance Watkins is one of these states and has the friendly relations with other states but still has now membership of united nations and which they are not allowed to sign military and defense treaties.

Second- inner Official Recognition

In the international society when a state is established so it can't have the diplomatic rights itself to other states, but at that time when the other states confirmed its existence before. Accepting or confirmation the new state is consensual both for the new established states in declining and other states in confirming, But for the new established state it is crucial to practically know the existed states because they are needed by it. The same as a person can't pass his time alone and needs others assistance the states are also like them. These necessities oblige all the states especially the new established state to have relations with each other to jointly fight against the problems, because of this in the internationally the first action for the established state is to be confirmed by many other states, For this case Officially recognized is the second step after the being a state, Officially recognized is the very topic of the common laws which has the huge impact in the

diplomatic relations.

Officially recognized means that the existed or old states confirms or agrees the existence of a new established state or regime changed state, whether practically or officially. In other phrase Officially recognized from the legal angle it doesn't give anything to the new established state, but if an envoy request or ask for the establishment of a new state without having the particular elements, so if some states accept or confirms it doesn't give the sense of official recognition, this sound has the importance like this if some of the residents of a state deny from their sovereign state and another state give them hand for their own political aims make relations to them and confirm them.

This Officially recognition for this party doesn't give any sense to them and in the international society it can't be dealt as a state, but if it has got and completed the all-important elements that a state should have, Every kind of Identification between states create the relations, and almost have got the affection on them. Away from this to send their diplomatic envoys, For instance the passport of the residents of a state creates the confirmation and validation is possible, in which it connects them in commercials but bear in mind that these can take place only in the new established state: those states whose regime is changed the other states should agree and confirm their establishment to renew their relations, and these changes don't affect their practical relations, confirmation only creates the relations between established and before existed state not other states. After the Second World War many states got the independence and appeared as the sovereign states in the world, but in the current time it doesn't happen much, because of this Officially recognized only is related to those states whose regime is changed by their constitution or any other law. Those whose states are officially recognized before by changing their constitution or regime should be confirmed once again. For instance the state of Afghanistan which was confirmed by the other states in the kingdom's 'regime but after it has changed its regime to republic a clash took place between the old and new states, so in this case Afghanistan would have confirmed again for the new diplomatic relations. In the history of diplomacy we have got many examples, in such ways those who confirmed before take relations if they accept the new regiment's enough for them to take relations.

Third – Self-satisfaction

In terms of diplomatic relations is not limited to identifying the two governments each other recognition, but in recognition addition, both states must send hear your representative another side are also pleased to have a relationship in order or at interaction of both sides to send representatives to one another syndicate. 3 states when two can be established diplomatic relations in its library, which is adapted to be about. Agreement, ie mutual consent, which is a healthy and proper relationship between two individuals, is counted licensing legal powers. The real heretofore, such as population and if legal personality, such as government, company and others, the population may be about comes the lack of legal personality, such as minors or overpowering, the treaty has no authority. Why it is about the states is impossible, because an independent state to be, international

legal personality and is also available as a contracting authority cannot assume it can. Both major international legal personalities is recognized, so from that point of independently

Types of diplomatic relations: Diplomatic relations between the governments we divided generally into four types according to their branches in the diagram of the attention that diplomatic relations closed by the then of any formal position on behalf of state and government are. This disguised the fact that R also establishes diplomatic relations virtue: The first contacts between the Heads of State or visit At about the level of diplomatic relations Communication and meetings included the Heads of State or established level of their deputies, these links most highly relationships because at international level governments Ah execution of higher authorities and no seats, the head of state or Defense, has a special name for each country in accordance with the provisions of the Constitution. As Karenina, Queen or King, Prime Minister, Prince or any other name, only aim is that in such relations must state the highest office and residential status (1-93)

Second: contacts and meetings between the foreign ministers or other ministers, Ministers or the State President that or Prime Minister to work under orders, ministers of state executive body of units living in Ross and A fundamental institution is the first employee units, government expenditure often among the most employment states of Ministers level visits and meetings provide, such meetings and visits to secondary degree or second highest level of diplomatic relations. Usually one has such relations ministers or meetings with their counterparts vice ministers to negotiations and signing of agreements on cooperation with a particular name their governments that pattern as the higher of the two states Education Ministers another country Higher education scholarships paid in the Settlement Agreement, a 199-4

Third: the relationship between ambassadors and other diplomatic officials Diplomatic relations are third following level or type of meetings and negotiations governments are among the official representatives of the first employee and ambassador is sometimes room Ambassador busy or country returned or known Another problem exists or issue is not so sensitive to fan involvement that ambassador, Ambassador following officials can also be part of this relationship and get some of his state visit to Britain with representatives of other governments agreements and results. Many states update their political and administrative affairs of countries outside runs through their embassies, to depend on those large states such as US special envoy for the each component in some countries, such as the economy, Issues special envoy

Bases of diplomatic relations

For the diplomatic relations between states to be established, kept and continued have some special bases and persons indeed be the representation of their states they carry on the diplomatic relations for this case to know well enough about the diplomatic relations first of all we should have a view about the bases of diplomatic relations

A. Diplomatic relations bases structure

Envoys of states

1. Head of a state which include the president, prime minister or king
2. Foreign minister

B. Diplomatic envoys and diplomatic management leaders

1. Envoy
2. Partial minister
3. Shazdafer

C. Diplomatic workers

1. Special Advisor
2. First secretary
3. Second secretary
4. Third secretary
5. Administrative clerks
6. Employees
7. Special Sections
 - Military Section (Atasha)
 - Commercial Section (Atishah)
 - Cultural Section (Atasha)

The elimination of diplomatic relations

Diplomatic relations have the sense of friendly and assistance, sometimes these relations get changed or opposite and eliminates these relations. Conflicts, battles, interest clashes oblige the states to put full stop to their relations and it has got some other reasons as follow:

1. Officially declining of fight, some states have series conflicts and the clash of interests and even these relations get as serious as the diplomacy fails to answer so both states announce the fight, in which the diplomatic relations get end and exile their official envoys in this case when the battle gets end they need to official recognition again in order to make relations.
2. Sometimes these conflicts speed up not as much as they declare the fighting, but as tool of pressure they consensually want to end up their relations, this can be happened separately from one state and can be bilateral as well.
3. Sometimes these relations not only get end from a single state but also both states excuses form each other because of their careless and dishonesty by reports, comments and also they act out in official meetings.
4. Sometimes it happens that the political system of a state changes, and he who gets the authority doesn't value to have the relations with any other because he thinks no need for them and as well as they don't have the same concept, so in this case they announce that they are wondering not to have the relations and resend their official envoys.

Conclusion

We studied that diplomatic relations are the political official relations that officially connect states to cooperate each other and in the current time those who have relations with many

states are powerful states. As a family can't fulfill their wants and needs alone the same a single states as well is unable to answer its needs separately therefore they are obliged to come together in order to solve the problems of each other. These all obstacles can be removed by the diplomatic relations that for diplomatic relations have got the key rule in connecting the states, for this reason introductions to diplomatic relations, conditions of diplomatic relations, inner consensual and bilateral officially recognized, bases of diplomatic relations, official representatives and diplomatic employees are the core issues that we have covered. And as well we studied the types of diplomatic relations that how they take place, begin and end, so in conclusion we can say that for fulfilling the needs created need to have the diplomatic relations with each other.

Suggestions

1. Carefully diplomatic relations should be started.
2. In officially recognized we should bear in mind only legal standards not personal.
3. Already, the eliminations of diplomatic relations should be avoided.
4. Carefully diplomatic representatives should be selected.
5. Only and only should be chosen by the profession and intelligence not other personal relations or recommendations.

References

1. Ahmadi W. Politics and diplomacy, Yar Publications, 1396, pp33-45.
2. Ali A. Challenge of diplomacy in the world, Tehran Publishing, 1389, pp37-43.
3. Asadi A. International relation, Yadgar Publication, Text book, 1394, pp66-71.
4. Ebrahim. International Security and diplomacy Sahabah Publication, 1387, pp47-49.
5. Hameed AH. Immunity of Diplomacy, Asadi Publication, 2011, pp17-35.
6. Hashimi AA. Type of diplomacy, Hashimi Publication Center, 1391, pp21-27.
7. Muner M. Solution of Problem by diplomacy, Safi Publications center, 1390, pp196-199.
8. Omar H. History of diplomacy, Support Community for Safi Publication, 2013, pp25-29.
9. Zahid Z. Fundamentals of Diplomacy, Mostafa Publishing, Jalalabad, 1393, pp111-121.