

*Extract from:*

# UNITED NATIONS JURIDICAL YEARBOOK

1985

Part One. Legal status of the United Nations and related intergovernmental organizations

Chapter II. Treaty provisions concerning the legal status of the United Nations and related intergovernmental organizations



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## Chapter II

### TREATY PROVISIONS CONCERNING THE LEGAL STATUS OF THE UNITED NATIONS AND RELATED INTERGOVERNMENTAL ORGANIZATIONS

#### A. Treaty provisions concerning the legal status of the United Nations

##### 1. CONVENTION ON THE PRIVILEGES AND IMMUNITIES OF THE UNITED NATIONS.<sup>1</sup> APPROVED BY THE GENERAL ASSEMBLY OF THE UNITED NATIONS ON 13 FEBRUARY 1946

No additional State acceded to the Convention in 1985.<sup>2</sup> As of 31 December 1985, 120 States were party to the Convention.<sup>3</sup>

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##### 2. AGREEMENTS RELATING TO INSTALLATIONS AND MEETINGS

- (a) Exchange of letters constituting an agreement between the United Nations and the Government of the Netherlands (Netherlands Antilles) concerning hosting by the Government of the Netherlands Antilles of the United Nations Interregional Seminar on the Use of Non-conventional Water Resources in Developing Countries,<sup>4</sup> to be held in Curaçao from 22 to 26 April 1985. New York, 12 September 1984, and Willemstad, 27 December 1984

#### I

##### LETTER FROM THE UNITED NATIONS

12 September 1984

I have the honour to refer to conversations held between the representative of the United Nations Development Programme on our behalf, and of the Government of the Netherlands Antilles with respect to hosting the United Nations Interregional Seminar on the Use of Non-conventional Water Resources in Developing Countries in Curaçao from 15 to 19 April 1985.

...

With the present letter I wish to request confirmation of the following:

(a) The Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly of the United Nations on 13 February 1946, shall be applicable to the Seminar.

(b) The country participants and the consultants invited by the United Nations shall enjoy the privileges and immunities accorded to experts on mission for the United Nations by article VI of the above Convention. Officials of the United Nations participating in or performing functions in connection with the Seminar shall enjoy the privileges and immunities provided under articles V and VII of the Convention. Officials of the specialized agencies invited to participate as observers in the Seminar shall be accorded privileges and immunities comparable to those of United Nations officials of the same rank.

(c) Without prejudice to the provisions of the Convention on the Privileges and Immunities of the United Nations, all participants and persons performing functions in connection with the Seminar

shall enjoy such privileges and immunities, facilities and courtesies as are necessary for the independent exercise of their functions in connection with the Seminar.

(d) Personnel provided by the Government pursuant to this Agreement shall enjoy immunity from legal process in respect of words spoken or written and any act performed by them in their official capacity in connection with the Seminar.

...

(f) The Government of the Netherlands Antilles shall deal with any action, claim or other demand against the United Nations or its personnel arising out of (i) injury to person or damage to property in the premises provided for the Seminar; (ii) injury to person or damage to property incurred in using any transportation provided by the Government for the Seminar, and (iii) the employment of local personnel for the Seminar; and the Government shall hold harmless the United Nations and its personnel in respect of any such action, claim or demand.

...

Finally, I propose that upon receipt of your confirmation to me in writing of the above, this exchange of letters shall constitute an agreement between the United Nations and the Government of the Netherlands Antilles, acting on behalf of the Kingdom of the Netherlands, regarding the provision of host facilities by the Government for the United Nations Interregional Seminar on the Use of Non-conventional Water Resources in Developing Countries.

This Agreement shall remain in force for the duration of the session and for such additional period as is necessary for its winding up, such period not to exceed one year.

(Signed) Fagir MUHAMMAD  
Officer-in-Charge  
Department of Technical Cooperation  
for Development

## II

### LETTER FROM THE PRIME MINISTER OF THE NETHERLANDS ANTILLES

27 December 1984

I have the honour to refer herewith to your letter dated 12 September 1984 concerning hosting by the Government of the Netherlands Antilles of the United Nations Interregional Seminar on the Use of Non-conventional Water Resources in Developing Countries in Curaçao from 15 to 19 April 1985, which seminar, I have been informed by our Department of Development Cooperation, will now be held from 22 to 26 April 1985.

In reply I would like to confirm the following as requested in your above-mentioned letter:

[See letter I]

(Signed) M. Ph. LIBERIA-PETERS  
Prime Minister of the  
Netherlands Antilles

(b) Agreement between the United Nations and the Government of the Republic of the Niger concerning assistance in the field of statistics and computer science.<sup>5</sup> Signed on 22 February 1985

Article IV

GENERAL PROVISIONS

4.1. The Government shall guarantee the following, in the event of any question arising out of this Agreement, the provisions of the Convention on the Privileges and Immunities of the United Nations, to which the Government is a party, shall apply to UNDTCD, to its property and assets irrespective of their location or the entity currently in possession of them, and to its officials and any individual designated to provide services under this Agreement.

4.2. The Government shall respond to any suit brought by third parties against UNDTCD, its officials or other persons providing services on its behalf, and shall hold them not liable for any claim or responsibility arising out of the provision of services under this Agreement, unless the Secretary-General of the United Nations and the Government agree that such claim or responsibility is the result of serious or wilful misconduct by the said officials or persons.

4.3. The Basic Assistance Agreement between the United Nations Development Programme (UNDP) and the Government, signed on 2 May 1977, shall apply *mutatis mutandis* to all matters not specifically covered by this Agreement, and the provisions of articles IX and X of that Basic Agreement relating to facilities, exemptions, privileges and immunities shall apply to any individual or legal entity including subcontractors and their staff, providing services under this Agreement. It is understood that UNDTCD is governed by the regulations and guidelines of the United Nations.

(c) Exchange of letters constituting an agreement between the United Nations and the Government of Papua New Guinea concerning the arrangements for the Asia and Pacific Regional Seminar of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, to be held at Port Moresby from 4 to 6 March 1985.<sup>6</sup> Port Moresby, 1 March 1985

I

LETTER FROM THE UNITED NATIONS

1 March 1985

I have the honour to refer to the arrangements for the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples: Asia and Pacific Regional Seminar which the United Nations is arranging in Port Moresby, Papua New Guinea, from 4 to 6 March 1985. With the present letter I wish to obtain your Government's acceptance of the following arrangements:

...

2. I wish to propose that the following terms shall apply to the Seminar:

- (a) (i) The Convention on the Privileges and Immunities of the United Nations shall be applicable in respect of the Seminar. The participants invited by the United Nations shall enjoy the privileges and immunities accorded to experts on mission for the United Nations by article VI of the Convention. Officials of the United Nations participating in or performing functions in connection with the Seminar shall enjoy the privileges and immunities provided under articles V and VII of the Convention. Officials of the specialized agencies participating in the Seminar shall be accorded the privileges and immunities provided under articles V and VIII of the Convention on the Privileges and Immunities of the Specialized Agencies;



- (ii) Without prejudice to the provisions of the Convention on the Privileges and Immunities of the United Nations, all participants and persons performing functions in connection with the Seminar shall enjoy such privileges and immunities, facilities and courtesies as are necessary for the independent exercise of their functions in connection with the Seminar;
- (iii) Personnel provided by the Government pursuant to this Agreement shall enjoy immunity from legal process in respect of words spoken or written and any act performed by them in their official capacity in connection with the Seminar.

...

- (c) It is further understood that your Government will be responsible for dealing with any action, claim or other demand against the United Nations arising out of (i) injury or damage to person or property in conference [or] office premises provided for the Seminar; (ii) the transportation provided by your Government; and (iii) the employment for the Seminar of personnel provided or arranged by your Government; and your Government shall hold the United Nations and its personnel harmless in respect of any such action, claim or other demand.

...

I further propose that upon receipt of your confirmation in writing of the above this exchange of letters shall constitute an Agreement between the United Nations and the Government of Papua New Guinea regarding the provision of host facilities by your Government for the Seminar.

*(Signed)* Nour E. DRISS  
Principal Secretary,  
Asia and the Pacific Regional Seminar,  
the Special Committee on the Situation  
with regard to the Implementation  
of the Declaration on  
the Granting of Independence  
to Colonial Countries and Peoples

## II

### LETTER FROM THE GOVERNMENT OF PAPUA NEW GUINEA

1 March 1985

I have the honour to refer to your letter of today's date, the text of which reads as follows:

[See letter I]

I have the honour to confirm that the above arrangements are acceptable to my Government and that your letter together with this reply constitute an understanding between Papua New Guinea and the United Nations which takes effect on today's date.

*(Signed)* Paulias N. MATANE  
Secretary  
Department of Foreign Affairs and Trade

- (d) Exchange of letters constituting an agreement between the United Nations and the Government of Turkey concerning arrangements for an Interregional Symposium on Karst Water Resources, to be held at Ankara and Antalya from 7 to 19 July 1985.<sup>7</sup> New York, 10 January and 4 March 1985

I

LETTER FROM THE UNITED NATIONS

10 January 1985

...

In accordance with existing practice, the following provisions shall apply:

1. The Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly of the United Nations on 13 February 1946, shall be applicable to the Symposium;
2. The country participants and the consultants invited by the United Nations shall enjoy the privileges and immunities accorded to experts on mission for the United Nations by article VI of the above Convention. Officials of the United Nations participating in or performing functions in connection with the Symposium shall enjoy the privileges and immunities provided under articles V and VII of the Convention. Officials of the specialized agencies invited to participate as observers in the Symposium shall be accorded privileges and immunities comparable to those of United Nations officials of the same rank;
3. Without prejudice to the provisions of the Convention on the Privileges and Immunities of the United Nations, all participants and persons performing functions in connection with the Symposium shall enjoy such privileges and immunities, facilities and courtesies as are necessary for the independent exercise of their functions in connection with the Symposium;
4. Personnel provided by the Government pursuant to this Agreement shall enjoy immunity from legal process in respect of words spoken or written and any act performed by them in their official capacity in connection with the Symposium;
5. All participants and all persons performing functions in connection with the Symposium shall have the right of unimpeded entry into and exit from Turkey. Visas and entry permits, where required, shall be granted free of charge. When applications are made four weeks before the opening of the Symposium, visas shall be granted not later than two weeks before the opening of the Symposium. If the application is made less than four weeks before the opening, visas shall be granted as speedily as possible and not later than three days before the opening;
6. The Government of Turkey shall deal with any action, claim or other demand against the United Nations or its personnel arising out of: (a) injury to person or damage to property in conference or office premises provided for the Symposium; (b) injury to person or damage to property incurred in using any transportation provided by the Government for the Symposium; and (c) the employment of local personnel for the Symposium; and the Government shall hold harmless the United Nations and its personnel in respect of any such action, claim or demand.

...

Finally, I propose that upon receipt of your confirmation to me in writing of the above, this exchange of letters shall constitute an Agreement between the United Nations and the Government of Turkey regarding the provision of host facilities by your Government for the Symposium on Karst Water Resources.

(Signed) Bi Jilong  
Under-Secretary-General  
Department of Technical Cooperation  
for Development

## II

### LETTER FROM THE PERMANENT MISSION OF TURKEY TO THE UNITED NATIONS

4 March 1985

I have the honour to acknowledge receipt of your letter dated 10 January 1985, which reads as follows:

[See letter I]

In response, Mr. Under-Secretary-General, I would like to confirm that my Government is in agreement with the contents of your letter above.

(Signed) Ilter TURKMEN  
Ambassador  
Permanent Representative

- (e) Agreement between the United Nations and the Government of Jamaica regarding arrangements for the eighth session of the Commission on Human Settlements of the United Nations<sup>8</sup> [to be held at Kingston from 29 April to 10 May 1985]. Signed at New York on 5 March 1985

#### Article X LIABILITY

The Government shall be responsible for dealing with any actions, claims or other demands against the United Nations arising out of: (a) injury or damage to person or property in the premises referred to in article III above; (b) injury or damage to person or property caused by, or incurred in using, the transport services referred to in article VI above; (c) the employment for the Session of the personnel by the Government to perform functions in connection with the Session. The Government shall indemnify and hold the United Nations and its personnel harmless in respect of any such actions, claims or other demands except where such injury or damage was caused by the gross negligence or wilful misconduct of United Nations personnel.

#### Article XI PRIVILEGES AND IMMUNITIES

1. The Convention on the Privileges and Immunities of the United Nations of 13 February 1946, to which the Government acceded on 9 September 1963, shall be applicable to the Session.

2. Representatives of States and of the United Nations Council for Namibia participating in the Session shall enjoy the privileges and immunities accorded under article IV of the Convention.

3. Officials of the United Nations performing official duties at the Session shall enjoy the privileges and immunities provided by articles V and VII of the Convention and experts on mission for the United Nations in connection with the Session shall enjoy the privileges and immunities provided under article VI of the Convention.

4. The representatives or observers referred to in article II (d) and (f) shall enjoy immunity from legal process in respect of words spoken or written and all acts performed by them in their official capacity in connection with the Session.

5. Representatives or officials of the specialized agencies or the International Atomic Energy Agency participating in the Session shall enjoy the privileges and immunities provided by the Convention on the Privileges and Immunities of the Specialized Agencies<sup>9</sup> or the Agreement on the Privileges and Immunities of the International Atomic Energy Agency,<sup>10</sup> respectively.

6. Without prejudice to the preceding paragraphs of this article, the persons referred to therein shall enjoy the necessary privileges, immunities and facilities in connection with their participation in the Session.

7. The Government undertakes to ensure that local personnel assigned to the United Nations to perform functions in connection with the Session shall be able to do so without let or hindrance and without impediment to the independent exercise of their functions under the authority of the United Nations.

8. The Government shall impose no impediment to transit to and from the Session of any persons whose presence at the Session is authorized by the United Nations and of any member of their immediate families. Any entry or exit visa required for such persons shall be granted immediately on application and without charge.

9. The Conference premises shall be inviolable for the duration of the Session, including the preparatory stage and the winding up, and access thereto shall be under the control and authority of the United Nations.

10. The participants in the Session, representatives of information media and officials of the secretariat of the Session shall have the right to take out of Jamaica at the time of their departure, without any restrictions, any unexpended portions of the funds they brought into Jamaica in connection with the Session, at the United Nations operations rate of exchange.

(f) Understanding between the United Nations and the Government of Canada on an Ad Hoc Meeting of Experts to review the United Nations Manual on Criminal Justice Statistics, to be held at Ottawa from 25 to 27 March 1985.<sup>11</sup> Signed at Vienna on 15 March 1985

...

X. The following terms will apply to the meeting:

(a) *Facilities, privileges and immunities*

- (i) The Convention on the Privileges and Immunities of the United Nations (13 February 1946), to which Canada is a party, will apply to the United Nations, its property, funds and assets, as well as to officials of the United Nations and all experts invited by the United Nations who participate in the work of the meeting.
- (ii) All participants invited or requested by the United Nations to attend the meeting, who are not nationals of Canada, will be granted visas and entry permits, free of charge and as speedily as possible so as to permit them to participate in the meeting without hindrance.

(b) *Liability*

- (i) The Government will be responsible for dealing with any actions, causes of action, claims or other demands which may be brought against the United Nations arising out of:
  - (A) injury or damage to persons or property in the premises referred to in paragraph V (d) above;
  - (B) recruitment for the meeting of the personnel referred to in paragraph V (b), (e) and (f); and the Government will indemnify and hold harmless the United Nations and its officials in respect of any such actions, causes of action, claims or other demands;
- (ii) The Government will be subrogated to the rights and remedies of the United Nations in respect of any action, cause of action, claim or other demand referred to in paragraph X (b) (i) of this Understanding except that it is understood that the Government will not be subrogated to the immunity from legal process enjoyed by the United Nations.
- (iii) The United Nations and the Government will cooperate in the procurement of evidence for a fair hearing and disposal of actions, causes of action, claims and other demands referred to in paragraph X (b) (i).

- (g) Agreement between the United Nations (International Development Association) and the Government of India concerning a water resources management study in various basins in Tamil Nadu State.<sup>12</sup> Signed at Washington on 28 and 29 March 1985

*Article VI*

6.1. In all matters connected with this Agreement, the Government shall apply to the UNDTCD, its property and assets, wherever located and by whomsoever held, and its officials and any person designated to perform services under this Agreement the provisions of the Convention on the Privileges and Immunities of the United Nations.

6.2. The Government shall be responsible for dealing with any claims which may be brought by third parties against the UNDTCD, its officials or other persons performing services on its behalf, and shall hold them harmless in case of any claims or liabilities resulting from the performance of the Services under this Agreement, except where it is agreed by the Secretary-General of the United Nations and the Government that such claims or liabilities arise from the gross negligence or wilful misconduct of such officials or persons.

6.3. The Special Fund Agreement between United Nations Development Programme (UNDP) and the Government of India, signed on 20 October 1959, shall be applicable, *mutatis mutandis*, to all matters not specifically dealt with in this Agreement, and Appendix II to this Agreement shall constitute the general provisions with respect to the facilities, exemptions, privileges and immunities applicable to contractors and their personnel performing services under this Agreement that, in accordance with article VIII of said Special Fund Agreement, would otherwise be specified in an annex to the respective UNDP Project Document.

- (h) Agreement between the United Nations and the Government of the People's Republic of Bulgaria on a United Nations Workshop on Remote Sensing Instrumentation, Data Acquisition and Analysis, organized in cooperation with the Government of the People's Republic of Bulgaria<sup>13</sup> [to be held at Sofia and Stara Zagora from 29 April to 11 May 1985]. Signed at New York on 2 April 1985

*Article V*

FACILITIES, PRIVILEGES AND IMMUNITIES

1. The Convention on the Privileges and Immunities of the United Nations shall be applicable in respect of the Workshop.

2. Country participants and experts invited by the United Nations shall enjoy the privileges and immunities accorded to experts on mission for the United Nations under the Convention on the Privileges and Immunities of the United Nations.

3. Officials of the United Nations participating in or performing functions in connection with the Workshop shall enjoy the privileges and immunities provided under articles V and VII of the Convention.

4. Officials of the specialized agencies participating in the Workshop shall enjoy the privileges and immunities provided under articles VI and VIII of the Convention on the Privileges and Immunities of the Specialized Agencies.

5. Without prejudice to the provisions of the Convention on the Privileges and Immunities of the United Nations, all participants and all persons performing functions in connection with the Workshop shall enjoy such privileges and immunities, facilities and courtesies as are necessary for the independent exercise of their functions in connection with the Workshop.

6. All participants and all persons performing functions in connection with the Workshop shall have the right of unimpeded entry into and exit from Bulgaria. Visas and entry permits, where required, shall be granted free of charge. When applications are made four weeks before the opening of the Workshop, visas shall be granted not later than two weeks before the opening of the Workshop.

If the application is made less than four weeks before the opening, visas shall be granted as speedily as possible and not later than three days before the opening.

*Article VI*  
LIABILITY

The Government shall be responsible for dealing with any actions, claims or other demands arising out of (i) injury or damage to persons or property in the premises referred to in paragraphs 3 (a) and (b) of article IV above; (ii) injury or damage to persons or property occurring during use of the transportation referred to in paragraph 3 (i) and (j) of article IV; (iii) the employment for the Workshop of the personnel referred to in paragraphs 2, and 3 (d), (e), (g) and (j) of article IV; and the Government shall hold the United Nations and its personnel harmless in respect of any actions, claims and other demands.

- (i) Letter of agreement between the United Nations and the Government of the Republic of Tunisia regarding the extraordinary session of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples [Special Committee of 24] in connection with the observance of the twenty-fifth anniversary of the Declaration on the Granting of Independence to Colonial Countries and Peoples, to be held at Tunis from 13 to 17 May 1985.<sup>14,15</sup> Signed at Tunis on 13 May 1985

...

I propose that the following arrangements should apply to the extraordinary session of the Special Committee of 24:

- (a) (i) The Convention on the Privileges and Immunities of the United Nations shall be applicable to the extraordinary session of the Special Committee of 24. Participants invited by the United Nations shall benefit from the privileges and immunities granted to experts performing missions for the United Nations in accordance with article VI of the Convention. Officials of the United Nations participating in or assigned to the extraordinary session of the Special Committee of 24 shall enjoy the privileges and immunities provided for in articles V and VII of the Convention. Officials of specialized agencies participating in the extraordinary session shall enjoy the privileges and immunities provided for in articles VI and VIII of the Convention on the Privileges and Immunities of the Specialized Agencies;
- (ii) Without prejudice to the provisions of the Convention on the Privileges and Immunities of the United Nations, all participants and all persons assigned to the extraordinary session of the Special Committee of 24 shall enjoy such privileges and immunities, facilities and courtesies as are necessary for the independent exercise of their functions in connection with the extraordinary session;
- (iii) Locally recruited staff shall, in pursuance of this Agreement, enjoy immunity from legal process in respect of any act performed by them in their official capacity in connection with the extraordinary session (including words spoken or written);

...

(c) It shall also be understood that your Government will be responsible for dealing with any action, claim or other demand against the United Nations arising out of (i) injury to persons or damage to property in the premises used for the extraordinary session; (ii) transport services provided by your Government or rented from Tunisian companies; and (iii) the employment of personnel provided by your Government or recruited locally for the extraordinary session; your Government shall hold the United Nations and its personnel harmless in respect of any such action, claim or other demand;

...

I further propose that, upon receipt of your written confirmation of the foregoing arrangements, this exchange of letters shall constitute an agreement between the United Nations and the Government

of the Republic of Tunisia concerning the provision of facilities by your Government for the extraordinary session of the Special Committee of 24.

(Signed) Mahmoud MESTRI  
Secretary of State to the Minister  
for Foreign Affairs

(Signed) Rafeeuddin AHMED  
Under-Secretary-General  
for Political Affairs,  
Trusteeship and Decolonization

- (j) Agreement between the United Nations and the Government of the French Republic regarding arrangements for the eleventh session of the World Food Council of the United Nations<sup>16</sup> [to be held in Paris from 10 to 13 June 1985]. Signed at Paris on 15 May 1985

#### Article VII

1. The Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly on 13 February 1946, shall apply to the session.

2. All the persons mentioned in article II, all the staff members of the Organization assigned to the session and all the experts attending the session on mission for the Organization shall be entitled to enter and to leave France without their movements to or from the session premises being hindered in any way. Any visas and entry permits which they may require shall be issued to them free of charge with the least possible delay. Arrangements shall also be made for visas covering the duration of the session to be issued on arrival to any participants who have been unable to obtain such visas before their departure. Any exit permits which they may require shall be issued free of charge with the least possible delay.

3. For the purposes of applying the Convention on the Privileges and Immunities of the United Nations, the session premises shall be deemed to be the premises of the Organization within the meaning of section 3 of the Convention, and access to them shall be subject to the authority and control of the Organization. The said premises shall be inviolable for the duration of the session, including the preparatory and final stages, in accordance with the provisions of article III.

4. (a) For the purposes of the session, the Organization may, without any restriction:

(i) Transfer any portion of its funds inside or outside France;

(ii) Acquire, receive or convert, as necessary, any funds, currency or cash inside France and transfer the proceeds of such acquisition, receipt or conversion inside or outside France.

(b) The staff members of the Organization assigned to the session and the participants in the session referred to in article III, paragraph 1, shall be entitled to bring into France or to take out of France any unspent portion of the funds which they have imported into France at the time of the session or received during their attendance thereof, subject to the following conditions:

(i) No documentation shall be required in the case of French or foreign banknotes, up to a value of 5,000 French francs (FF) or the equivalent of FF 5,000;

(ii) The currency declaration form filled out at the customs office at the time of entry into French territory must be presented in the case of foreign banknotes in excess of the aforementioned limit;

(iii) No limit shall be imposed on traveller's cheques issued in foreign currency abroad and made payable to the person concerned.

5. The Government shall authorize the temporary importation, free of duties and import taxes, of all equipment and supplies required for the session. It shall also authorize, under the same conditions, the importation of such technical equipment as is necessary for the professional activity of the

persons referred to in article III, paragraph 2. It shall authorize the export of such equipment and supplies from France following the conclusion of the session.

- (k) Agreement between the United Nations and the Government of the Union of Soviet Socialist Republics on the United Nations International Seminar on Satellite Communications<sup>17</sup> [to be held in Moscow from 20 to 31 May 1985]. Signed at New York on 17 May 1985

#### Article V

The provisions of the Agreement between the United Nations and the Government of the Union of Soviet Socialist Republics concerning the holding of seminars symposia workshops organized by the United Nations in the Union of Soviet Socialist Republics, as set forth in the exchange of letters between the Legal Counsel of the United Nations and the Permanent Representative of the Union of Soviet Socialist Republics of 14 and 15 June 1983<sup>18</sup> will be applied to the Seminar. This Agreement constitutes an integral part of this letter . . .

- (l) Agreement between the United Nations and the Government of Pakistan<sup>19</sup> [concerning the preparation of feasibility reports for the establishment of high-technology research and development institutes]. Signed at Islamabad on 21 April 1985 and at New York on 23 May 1985

#### Article VI

6.1. The Government shall ensure that in all matters connected with this Agreement, the provisions of the Convention on the Privileges and Immunities of the United Nations, to which the Government of Pakistan is a party, shall be applied to UNDTCD, its property and assets, wherever located and by whomsoever held, and its officials and any person designated to perform services under this Agreement.

6.2. The Government shall be responsible for dealing with any claims which may be brought by third parties against UNDTCD, its officials or other persons performing services on its behalf, and shall hold them harmless in case of any claims or liabilities resulting from the performance of the services under this Agreement, except where it is agreed by the Secretary-General of the United Nations and the Government that such claims or liabilities arise from the gross negligence or wilful misconduct of such officials or persons.

6.3. The Special Fund Agreement between United Nations Development Programme (UNDP) and the Government of Pakistan, signed on 25 February 1960, shall be applicable, *mutatis mutandis*, to all matters not specifically dealt with in this Agreement, and Appendix II to this Agreement shall constitute the general provisions with respect to the facilities, exemptions, privileges and immunities applicable to contractors and their personnel performing services under this Agreement that, in accordance with article VIII of said Special Fund Agreement, would otherwise be specified in an annex to the respective UNDP Project Document. It is understood that UNDTCD is governed by United Nations regulations, rules and directives.

### APPENDIX II

#### Facilities, exemptions, privileges and immunities applicable to contractors

Contractors and their personnel (except those employed locally who are nationals of the Government) shall have the right to the following:

- (i) Immunity from legal process in respect of all acts performed by them in their official capacity in the execution of the services;



- (ii) Immunity from national service obligations;
- (iii) Immunity from immigration restrictions;
- (iv) The privilege of bringing into the country reasonable amounts of foreign currency for the purpose of the services or for personal use of such personnel, and of withdrawing any such amounts brought into the country, or in accordance with the relevant foreign exchange regulations, such amounts as may be earned therein by such personnel in the execution of the services;
- (v) The same repatriation facilities in the event of international crises as diplomatic envoys.

The contractors and their personnel shall enjoy inviolability for all papers and documents relating to the services.

The Government shall either exempt from, or bear the cost of, any taxes, duties, fees or levies which it may impose on any foreign firm or organization which may be retained by DTCD, and on the foreign personnel of any such firm or organization in respect of:

- (i) The salaries or wages earned by such personnel in the execution of the services;
- (ii) Any equipment, materials and supplies brought into the country in connection with this Agreement or which, after having been brought into the country, may be subsequently withdrawn therefrom;
- (iii) As in the case of concessions currently granted to the United Nations experts in the country, any property brought, including one privately owned automobile per employee, by the firm or organization or its personnel for their personal use or consumption or which, after having been brought into the country, may subsequently be withdrawn therefrom upon departure of such personnel. If despite this paragraph, taxes or duties are nevertheless collected, then the Government shall make an equivalent cash payment to the agency or person concerned.

The United Nations shall provide the Government with a list of the personnel of the firm or organization to whom these facilities, exemptions, privileges and immunities shall apply.

The privileges and immunities to which such firm or organization and its personnel may be entitled, referred to in paragraphs above, may be waived by the United Nations, if in its opinion the immunity would impede the course of justice and can be waived without prejudice to the successful completion of the services or to the interests of the United Nations.

- (m) Exchange of letters constituting an agreement between the United Nations (United Nations Relief and Works Agency for Palestine Refugees in the Near East) and the Government of Cyprus relating to the assignment of UNRWA staff to Cyprus.<sup>20</sup> Vienna, 26 June 1985, and Nicosia, 5 July 1985

I

LETTER FROM THE UNITED NATIONS

26 June 1985

The United Nations Relief and Works Agency for Palestine Refugees in the Near East (UNRWA) would wish to assign to Cyprus a limited number of its staff. Their function would be to provide administrative and logistical support for UNRWA operations in Lebanon. The assignment would be temporary in nature and the need for it will be reviewed from time to time by UNRWA taking into account the situation in Lebanon.

I should be grateful for confirmation that this is acceptable to Your Excellency's Government. I should also be grateful for confirmation that the Convention on the Privileges and Immunities of the United Nations, 1946, shall apply to UNRWA and its staff and, further, that the UNRWA unit in Cyprus shall be accorded treatment no less favourable than that accorded to any other organ of the United Nations in Cyprus.

In the event of a favourable response from Your Excellency and in view of UNRWA's operational needs, I would propose that UNRWA staff enter upon their duties in Larnaca, Cyprus, soon.

(Signed) Robert S. DILLON  
Deputy Commissioner-General  
United Nations Relief and Works Agency  
for Palestine Refugees in the Near East

## II

### LETTER FROM THE MINISTER FOR FOREIGN AFFAIRS OF CYPRUS

5 July 1985

With reference to your letter of 26 June 1985 on the assignment to Cyprus of a small part of the staff of the United Nations Relief and Works Agency, I would like to inform you that the Government of the Republic of Cyprus agrees to your request and confirms the following:

(a) that the Convention on the Privileges and Immunities of the United Nations, 1946, shall apply to UNRWA and its staff, and

(b) that the UNRWA unit in Cyprus shall be accorded treatment no less favourable than that accorded to any other organ of the United Nations in Cyprus.

The Protocol Division of the Ministry of Foreign Affairs has been requested to render such assistance and make such arrangements as are necessary to facilitate the work of the unit that is to be assigned to Cyprus.

(Signed) George IACOVOU  
Minister for Foreign Affairs

- (n) Agreement between the United Nations and the Government of the People's Republic of China on the United Nations Workshop on Advances in Space Science and Technology and its Applications<sup>21</sup> [to be held at Beijing from 21 to 29 October 1985]. Signed at New York on 15 October 1985

#### *Article V*

#### FACILITIES, PRIVILEGES AND IMMUNITIES

1. The Convention on the Privileges and Immunities of the United Nations shall be applicable in respect of the Workshop.

2. Country participants and experts invited by the United Nations shall enjoy the privileges and immunities accorded to experts on mission for the United Nations under the Convention on the Privileges and Immunities of the United Nations.

3. Officials of the United Nations participating in or performing functions in connection with the Workshop shall enjoy the privileges and immunities provided under articles V and VII of the Convention.

4. Officials of the specialized agencies participating in the Workshop shall enjoy the privileges and immunities provided under articles VI and VIII of the Convention on the Privileges and Immunities of the Specialized Agencies.

5. Without prejudice to the provisions of the Convention on the Privileges and Immunities of the

United Nations, all participants and all persons performing functions in connection with the Workshop shall enjoy such privileges and immunities, facilities and courtesies as are necessary for the independent exercise of their functions in connection with the Workshop.

6. All participants and all persons performing functions in connection with the Workshop shall have the right of unimpeded entry into and exit from the People's Republic of China. Visas and entry permits, where required, shall be granted free of charge. When applications are made four weeks before the opening of the Workshop, visas shall be granted not later than two weeks before the opening of the Workshop. If the application is made less than four weeks before the opening, visas shall be granted as speedily as possible and not later than three days before the opening.

#### *Article VI*

#### LIABILITY

The Government shall be responsible for dealing with any actions, claims or other demands arising out of (i) injury or damage to persons or property in the premises referred to in paragraph 3 (a), (b) and (j) of article IV above; (ii) injury or damage to persons or property occurring during use of the transportation referred to in paragraph 3 (h), (i) and (j) of article IV; (iii) the employment for the Workshop of the personnel referred to in paragraphs 2, and 3 (d), (e), (f), (h), (i) and (j) of article IV; and the Government shall hold the United Nations and its personnel harmless in respect of any actions, claims and other demands.

(o) Agreement between the United Nations and the Government of India on the United Nations Workshop on Space Science and Technology and its Applications within the Framework of Educational Systems<sup>22</sup> [to be held at Ahmedabad from 4 to 8 November 1985]. Signed at New York on 1 November 1985

#### *Article V*

#### FACILITIES, PRIVILEGES AND IMMUNITIES

1. The Convention on the Privileges and Immunities of the United Nations shall be applicable in respect of the Workshop.

2. Country participants and experts invited by the United Nations shall enjoy the privileges and immunities accorded to experts on mission for the United Nations under the Convention on the Privileges and Immunities of the United Nations.

3. Officials of the United Nations participating in or performing functions in connection with the Workshop shall enjoy the privileges and immunities provided under articles V and VII of the Convention.

4. Officials of the specialized agencies participating in the Workshop shall enjoy the privileges and immunities provided under articles VI and VIII of the Convention on the Privileges and Immunities of the Specialized Agencies.

5. Without prejudice to the provisions of the Convention on the Privileges and Immunities of the United Nations, all participants and all persons performing functions in connection with the Workshop shall enjoy such privileges and immunities, facilities and courtesies as are necessary for the independent exercise of their functions in connection with the Workshop.

6. All participants and all persons performing functions in connection with the Workshop shall have the right of unimpeded entry into and exit from India. Visas and entry permits, where required, shall be granted free of charge. When applications are made four weeks before opening of the Workshop, visas shall be granted not later than two weeks before the opening of the Workshop. If the application is made less than four weeks before the opening, visas shall be granted as speedily as possible and not later than three days before the opening.

## *Article VI*

### LIABILITY

The Government shall be responsible for dealing with any actions, claims or other demands arising out of (i) injury or damage to persons or property in the premises referred to in paragraph 3 (a) and (b) of article IV above; (ii) injury or damage to persons or property occurring during use of the transportation referred to in paragraph 3 (g), (h) and (i) of article IV; (iii) the employment for the Workshop of the personnel referred to in paragraphs 2, and 3 (d), (e), (h) and (i) of article IV; and the Government shall hold the United Nations and its personnel harmless in respect of any actions, claims and other demands except when it is agreed by the parties hereto that such damage or injury is caused by gross negligence or wilful misconduct of the United Nations personnel, in which case steps shall be taken to establish civil liability of the party responsible.

- (p) Agreement between the United Nations and the Austrian Federal Government regarding the arrangements for the 1986 United Nations Conference on the Law of Treaties between States and International Organizations or between International Organizations.<sup>23</sup> Signed at New York on 30 December 1985

## *Article XIII*

### PRIVILEGES AND IMMUNITIES

1. The provisions relating to privileges and immunities in the Agreement between the United Nations and the Republic of Austria regarding the Headquarters of UNIDO, signed on 13 April 1967,<sup>24</sup> shall be applicable with regard to the Conference. The Convention on the Privileges and Immunities of the United Nations is hereby not affected.
2. All representatives of States and of the United Nations Council for Namibia participating in the Conference in accordance with article II, paragraph 1 (a) and (b), of this Agreement shall enjoy the privileges and immunities provided to representatives of Member States under the UNIDO Headquarters Agreement referred to in paragraph 1 of this article.
3. Observers referred to in article II, paragraph 1 (c) and (d), of this Agreement shall enjoy immunity from legal process in respect of words spoken and written and of any act performed by them in their official capacity in connection with the Conference.
4. Representatives of the international intergovernmental organizations participating in the Conference in accordance with article II, paragraph 1 (e) of this Agreement shall enjoy immunity from legal process in respect of words spoken or written and of any act performed by them in the exercise of their official functions in connection with the Conference.
5. Personnel provided by the Government under article XI of this Agreement, with the exception of those who are assigned to hourly rates, shall enjoy immunity from legal process in respect of words spoken or written and of any act performed by them in their official capacity in connection with the Conference. Such immunity shall, however, not apply in case of an accident caused by vehicle, vessel or aircraft.

## *Article XIV*

### LIABILITY

1. The Government shall be responsible for dealing with any actions, claims or other demands against the United Nations or its personnel and arising out of:
  - (a) Injury or damage to person or property in the premises referred to in articles III, IV and V above;
  - (b) Injury or damage to person or property caused by, or incurred in using, the transport services referred to in article X above;

(c) The employment for the Conference of the personnel referred to in article XI above.

2. The Government shall hold harmless the United Nations and its personnel in respect of any such actions, claims or other demands.

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3. AGREEMENTS RELATING TO THE UNITED NATIONS CHILDREN'S FUND: REVISED MODEL AGREEMENT CONCERNING THE ACTIVITIES OF UNICEF<sup>25</sup>

*Article VI*

CLAIMS AGAINST UNICEF

[See *Juridical Yearbook*, 1965, pp. 31 and 32.]

*Article VII*

PRIVILEGES AND IMMUNITIES

[See *Juridical Yearbook*, 1965, p. 32.]

Agreement between the United Nations (United Nations Children's Fund) and the Government of the Democratic People's Republic of Korea concerning the activities of UNICEF in the Democratic People's Republic of Korea.<sup>26</sup> Signed at Pyongyang on 25 May 1985

This Agreement contains articles similar to articles VI and VII of the Revised Model Agreement.

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4. AGREEMENTS RELATING TO THE UNITED NATIONS DEVELOPMENT PROGRAMME: STANDARD BASIC AGREEMENT CONCERNING ASSISTANCE BY THE UNITED NATIONS DEVELOPMENT PROGRAMME<sup>27</sup>

*Article III*

EXECUTION OF PROJECTS

...

5. [See *Juridical Yearbook*, 1973, p. 24.]

*Article IX*

PRIVILEGES AND IMMUNITIES

[See *Juridical Yearbook*, 1973, p. 25.]

*Article X*

FACILITIES FOR EXECUTION OF UNDP ASSISTANCE

[See *Juridical Yearbook*, 1973, pp. 25 and 26.]

*Article XIII*

GENERAL PROVISIONS

...

4. . . . [See *Juridical Yearbook*, 1973, p. 26.]

Standard Basic Agreement between the United Nations (United Nations Development Programme) and the Government of Saint Christopher and Nevis.<sup>28</sup> Signed at Saint Christopher and Nevis on 30 January 1985

This Agreement contains provisions similar to articles III.5, IX, X and XIII.4 of the Standard Basic Agreement.

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## 5. AGREEMENTS RELATING TO THE UNITED NATIONS INDUSTRIAL DEVELOPMENT ORGANIZATION

(a) Constitution of the United Nations Industrial Development Organization. Adopted at Vienna on 8 April 1979<sup>29</sup>

### *Article 21*

#### LEGAL CAPACITY, PRIVILEGES AND IMMUNITIES

1. The Organization shall enjoy in the territory of each of its Members such legal capacity and such privileges and immunities as are necessary for the exercise of its functions and for the fulfilment of its objectives. Representatives of Members and officials of the Organization shall enjoy such privileges and immunities as are necessary for the independent exercise of their functions in connection with the Organization.

2. The legal capacity, privileges and immunities referred to in paragraph 1 shall:

(a) In the territory of any Member that has acceded to the Convention on the Privileges and Immunities of the Specialized Agencies in respect of the Organization, be as defined in the standard clauses of that Convention as modified by an annex thereto approved by the Board;

(b) In the territory of any Member that has not acceded to the Convention on the Privileges and Immunities of the Specialized Agencies in respect of the Organization but has acceded to the Convention on the Privileges and Immunities of the United Nations, be as defined in the latter Convention, unless such State notifies the Depositary on depositing its instrument of ratification, acceptance, approval or accession that it will not apply this Convention to the Organization; the Convention on the Privileges and Immunities of the United Nations shall cease to apply to the Organization thirty days after such State has so notified the Depositary;

(c) Be as defined in other agreements entered into by the Organization.

(b) Exchange of letters constituting an agreement between the United Nations Industrial Development Organization and the Government of Switzerland concerning the continuation of a UNIDO Service in Switzerland for the strengthening of industrial cooperation and promotion of investment in developing countries.<sup>30</sup> Berne and Vienna, 20 June 1985

### I

#### LETTER FROM THE GOVERNMENT OF SWITZERLAND

20 June 1985

On behalf of the Government of Switzerland, I have the honour to refer to the interregional project document concerning the continuation of a UNIDO Service in Switzerland for the Promotion of Industrial Investment in Developing Countries.

...

The duration of the project covered by the present arrangement shall be from 1 July 1985 to 30 June 1990. The terms of this arrangement may be modified by mutual agreement in writing.

. . .

The Agreement on the Privileges and Immunities of the United Nations concluded between the Swiss Federal Council and the Secretary-General of the United Nations on 19 April 1946<sup>31</sup> shall apply to the Service and its personnel.

. . .

I have further the honour to propose that the present Note and your Note in reply thereto confirming on behalf of UNIDO the above-mentioned arrangements, as described in the attached project document, shall be regarded as constituting an agreement between the Government of Switzerland and UNIDO, which will enter into force on the date of your reply.

(Signed) E. ROETHLISBERGER  
Delegate of the Federal Council  
for Trade Agreements

## II

### LETTER FROM THE UNITED NATIONS INDUSTRIAL DEVELOPMENT ORGANIZATION

20 June 1985

I have the honour to acknowledge the receipt of Your Excellency's Note of today's date which reads as follows:

[See letter I]

I have further the honour to confirm on behalf of UNIDO the foregoing arrangements and to agree that Your Excellency's Note and this Note shall be regarded as constituting an agreement between UNIDO and the Government of Switzerland, which will enter into force on the date of this reply.

(Signed) Abd-El Rahman KHANE  
Executive Director  
United Nations Industrial Development Organization

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## 6. AGREEMENTS RELATING TO THE UNITED NATIONS REVOLVING FUND FOR NATURAL RESOURCES EXPLORATION

Project Agreements between the United Nations (United Nations Revolving Fund for Natural Resources Exploration) and Saint Lucia (with Letter of Agreement for management services to be provided by UNRFNRE and financed by USAID),<sup>32</sup> the Republic of Honduras<sup>33</sup> and the People's Republic of the Congo.<sup>34</sup> Signed respectively at Castries on 9 July 1985, at Tegucigalpa on 9 August 1985 and at Brazzaville on 9 September 1985

These Agreements contain provisions similar to article V and article VI, sections 6.02 and 6.03, of the Agreement reproduced in *Juridical Yearbook*, 1979, pp. 35-37, except that:

- (a) In the Agreement concluded by Saint Lucia:
  - (i) There is no reference in article V to IAEA;
  - (ii) Section 5.03 of the same article does not exclude "government nationals employed locally" from privileges and immunities provided for in this provision;

- (iii) At the end of the second sentence of section 6.02 of article VI the following words are added: “and provided that each firm or organization acting on behalf of the Fund in carrying out the project or any part thereof shall indemnify itself for any liabilities arising from the carrying out of its normal responsibilities under the project.”;
- (iv) The Letter of Agreement for management services to be provided by UNRFNRE and financed by USAID contains the following provision:
  - “12. (a) The terms of the Project Agreement shall be applicable, *mutatis mutandis*, to all matters not specifically dealt with in this Agreement. In particular, the Government has decided to extend the facilities, exemptions, privileges and immunities as specified in articles V and VI of the Project Agreement, to all persons, natural or juridical, including contractors and their personnel performing services under this Agreement.”;
  - (b) In the Agreement concluded by the Republic of Honduras:
    - (i) The exemption provided for in section 6.02 of article VI does not apply to “government nationals or permanent residents”;
    - (ii) In section 6.03 of the same article there is no sentence describing what the indemnification shall include;
  - (c) In the Agreement concluded by the People’s Republic of the Congo, section 5.03 of article V does not exclude “government nationals employed locally” from privileges and immunities provided for in this provision.

\_\_\_\_\_

**B. Treaty provisions concerning the legal status of intergovernmental organizations related to the United Nations**

**1. CONVENTION ON THE PRIVILEGES AND IMMUNITIES OF THE SPECIALIZED AGENCIES.<sup>35</sup> APPROVED BY THE GENERAL ASSEMBLY OF THE UNITED NATIONS ON 21 NOVEMBER 1947**

In 1985 the following States parties acceded to the Convention or, if already parties, undertook by a subsequent notification to apply the provisions of the Convention in respect of the specialized agencies indicated below:<sup>36</sup>

<i>State</i>	<i>Date of receipt of instrument of accession or notification</i>	<i>Specialized agencies</i>
Germany, Federal Republic of . . . Notification	11 June 1985	FAO (second revised text of annex II), IDA (annex XIV), IMO (revised text of annex XII)
Seychelles . . . Accession	24 July 1985	ILO, FAO (second revised text of annex II), ICAO, UNESCO, IMF, IBRD, WHO (third revised text of annex VII), UPU, ITU, WMO, IMO (revised text of annex XII), IFC, IDA, WIPO, IFAD.
United Kingdom . . . Notification	6 August 1985	FAO (second revised text of annex II), WHO (third revised text of annex VII).
Italy . . . Accession	30 August 1985	ILO, FAO (second revised text of annex II), ICAO, UNESCO, IMF, IBRD, WHO (third revised text of annex VII), UPU, ITU, WMO, IMO (revised text of annex XII), IFC, IDA, WIPO, IFAD AND UNIDO <sup>37</sup>



## 2. INTERNATIONAL LABOUR ORGANISATION

Agreement between the International Labour Organisation and the Government of Spain concerning the establishment in Madrid of an Office of the Organisation.<sup>39</sup> Signed on 8 November 1985.

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## 3. FOOD AND AGRICULTURE ORGANIZATION OF THE UNITED NATIONS

### (a) Agreement for the establishment of an FAO Representative's Office

In 1985, the organization concluded an agreement for the establishment of an FAO Representative's Office with the following countries: Jordan, Rwanda, Saint Christopher and Nevis and Tunisia. These agreements, *inter alia*, provide for privileges and immunities.

### (b) Agreements based on the standard "Memorandum of Responsibilities" in respect of FAO sessions

Agreements concerning specific sessions held outside FAO headquarters, containing provisions on privileges and immunities of FAO and participants similar to the standard text (reproduced in *Juridical Yearbook, 1972*, p. 32), were concluded in 1985 with the Governments of the following countries acting as hosts to such sessions:

Algeria, Australia,<sup>40</sup> Barbados, Brazil, Bulgaria, Burkina Faso, Côte d'Ivoire, Cuba, Cyprus, Czechoslovakia, El Salvador, France,<sup>40</sup> Germany, Federal Republic of,<sup>40</sup> India,<sup>40</sup> Indonesia,<sup>40</sup> Italy,<sup>40</sup> Jordan, Lesotho, Malaysia, Maldives, Mali, Mexico,<sup>40</sup> Morocco, Netherlands,<sup>40</sup> Panama, Saint Lucia, Senegal, Sri Lanka,<sup>40</sup> Sweden,<sup>40</sup> Syrian Arab Republic, Thailand, Togo, Turkey, United Republic of Tanzania, Union of Soviet Socialist Republics, Yugoslavia, Zaire, Zambia, Zimbabwe.

### (c) Agreements based on the standard "Memorandum of Responsibilities" in respect of seminars, workshops, training courses or related study tours

Agreements concerning specific training activities, containing provisions on privileges and immunities of FAO and participants similar to the standard text,<sup>41</sup> were concluded in 1985 with the Governments of the following countries acting as hosts to such training activities:

Burkina Faso, Cameroon, China, Cote d'Ivoire, Finland, Honduras, Hungary, Italy,<sup>40</sup> Kenya, Lesotho, Mauritania, Nepal, Nigeria, Samoa, Senegal, Sierra Leone, Sudan, Swaziland, Syrian Arab Republic,<sup>40</sup> Togo, Tunisia, Turkey, Uruguay, Zaire, Zimbabwe.

### (d) Exchange of letters between the Government of Sweden and the Food and Agriculture Organization of the United Nations regarding seminars and training courses to be held in Sweden

The Exchange of Letters of 4 February/3 March 1972 regarding seminars and training courses to be held in 1972<sup>41</sup> was extended on 25 July 1985 to cover seminars and training courses to be held in 1985.

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#### 4. UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION

##### Agreements relating to conferences, seminars and other meetings

- (a) Agreement between the Government of the Czechoslovak Socialist Republic and the United Nations Educational, Scientific and Cultural Organization concerning the Meeting of experts on the evaluation of UNESCO-sponsored postgraduate hydrology courses (Prague, 14-18 October 1985)

##### *“Privileges and immunities*

“The Government of the Czechoslovak Socialist Republic shall apply, in all matters relating to this meeting, the provisions of the Convention on the Privileges and Immunities of the Specialized Agencies of the United Nations as well as Annex IV thereof, to which the Czechoslovak Socialist Republic has been a party since 29 December 1966. In particular, the Government shall ensure that no restriction is placed upon the entry into, sojourn in, and departure from the territory of the Czechoslovak Socialist Republic of all persons, of whatever nationality, entitled to attend the meeting by virtue of a decision of the appropriate authorities of UNESCO and in accordance with the Organization’s pertinent rules and regulations.”

- (b) Agreements containing provisions similar to that referred to in the paragraph above were also concluded between UNESCO and the Governments of other member States.

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#### 5. WORLD HEALTH ORGANIZATION

- (a) Basic Agreements on technical advisory cooperation concluded by WHO

Basic Agreement on technical advisory cooperation, between WHO and the Republic of San Marino.<sup>42</sup> Signed at San Marino on 10 October 1985

This Agreement contains provisions similar to article I, paragraph 6, and article V of the Agreement between the World Health Organization and Guyana.<sup>43</sup>

- (b) Agreements concluded by the Pan American Health Organization

A Basic Agreement on technical advisory cooperation between the Pan American Health Organization and Suriname. Signed at Paramaribo on 15 November 1985

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#### 6. INTERNATIONAL ATOMIC ENERGY AGENCY

- (a) Agreement on the Privileges and Immunities of the International Atomic Energy Agency:<sup>44</sup>

- (1) Italy accepted, with reservation, the Agreement on 20 June 1985.
- (2) By the end of 1985, 57 Member States were parties to the Agreement.

- (b) Incorporation of provisions of the Agreement on the Privileges and Immunities of the International Atomic Energy Agency by reference in other agreements:

Article 10 of the Agreement between the Union of Soviet Socialist Republics and the International Atomic Energy Agency for the Application of Safeguards in the Union of Soviet Socialist Republics, signed at Vienna on 21 February 1985 and which entered into force on 10 June 1985<sup>45</sup>

NOTES

<sup>1</sup>United Nations, *Treaty Series*, vol. 1, p. 15.

<sup>2</sup>The Convention is in force with regard to each State which deposited an instrument of accession with the Secretary-General of the United Nations as from the date of its deposit.

<sup>3</sup>For the list of those States, see *Multilateral Treaties Deposited with the Secretary-General* (United Nations publication, Sales No. E.90.V.6).

<sup>4</sup>Came into force on 4 January 1985.

<sup>5</sup>Came into force on the date of signature.

<sup>6</sup>Came into force on 1 March 1985.

<sup>7</sup>Came into force on 6 March 1985.

<sup>8</sup>Came into force on the date of signature.

<sup>9</sup>United Nations, *Treaty Series*, vol. 33, p. 261.

<sup>10</sup>*Ibid.*, vol. 374, p. 147.

<sup>11</sup>Came into force on the date of signature.

<sup>12</sup>Came into force on 29 March 1985.

<sup>13</sup>Came into force on the date of signature.

<sup>14</sup>Came into force on the date of signature.

<sup>15</sup>Translated from the French original by the Secretariat.

<sup>16</sup>Came into force on the date of signature.

<sup>17</sup>Came into force on the date of signature.

<sup>18</sup>For the text of the exchange of letters, see *Juridical Yearbook*, 1983, p. 32.

<sup>19</sup>Came into force on 23 May 1985.

<sup>20</sup>Came into force on 15 July 1985.

<sup>21</sup>Came into force on the date of signature.

<sup>22</sup>Came into force on the date of signature.

<sup>23</sup>Came into force on the date of signature.

<sup>24</sup>United Nations, *Treaty Series*, vol. 600, p. 93.

<sup>25</sup>UNICEF, Field Manual, vol. II, part IV-2, appendix A (1 October 1964).

<sup>26</sup>Came into force on the date of signature.

<sup>27</sup>UNDP, *Basic Documents Manual*, Chapter II, document No. II-1.

<sup>28</sup>Came into force on the date of signature.

<sup>29</sup>Came into force on 21 June 1985.

<sup>30</sup>Came into force on 20 June 1985 with effect from 1 July 1985.

<sup>31</sup>United Nations, *Treaty Series*, vol. 1, p. 163.

<sup>32</sup>Came into force on 9 September 1985.

<sup>33</sup>Came into force on 20 December 1985.

<sup>34</sup>Came into force on the date of signature.

<sup>35</sup>United Nations, *Treaty Series*, vol. 33, p. 261.

<sup>36</sup>The Convention is in force with regard to each State party which deposited an instrument of accession and in respect of specialized agencies indicated therein or in a subsequent notification as from the date of deposit of such instrument or receipt of such notification.

<sup>37</sup>The Government of Italy in its instrument of accession has (subject to the declaration made upon accession) undertaken to apply the Convention to the United Nations Industrial Development Organization (UNIDO).

However, the Convention became applicable to UNIDO on 15 September 1987, upon the completion by UNIDO of the procedures provided for by article X, section 37, of the Convention.

Until that time, the provision of article 21 (2) (b) of the Constitution of UNIDO continued to apply.

<sup>38</sup>For the list of those States, see *Multilateral Treaties Deposited with the Secretary-General* (United Nations publication, Sales No. E.90.V.6).

<sup>39</sup>This Agreement, pursuant to article 9, paragraph 1, thereof, came into force on the date of signature, i.e., 8 November 1985. It is published in the ILO *Official Bulletin*, vol. LXIX (1986), series A, No. 1.

<sup>40</sup>Certain departures from, or amendments to, the standard text were introduced at the request of the host Government.

<sup>41</sup>Reproduced in *Juridical Yearbook*, 1972, p. 33.

<sup>42</sup>Came into force on the date of signature.

<sup>43</sup>Reproduced in *Juridical Yearbook*, 1968, p. 56.

<sup>44</sup>Reproduced in document INFCIRC/9/Rev.2. See also United Nations, *Treaty Series*, vol. 374, p. 147.

<sup>45</sup>Reproduced in document INFCIRC/327; United Nations *Treaty Series* registration No. 24031.